

ORDINANCE NO. 1 OF 1996

AN ORDINANCE OF THE BOROUGH OF COALDALE, SCHUYLKILL COUNTY, PENNSYLVANIA, REQUIRING A CONTRACTOR TO OBTAIN A PERMIT OR LICENSE TO PERFORM WORK WITHIN THE BOROUGH OF COALDALE.

BE IT ORDAINED AND ENACTED AND IT IS HEREBY ORDAINED AND ENACTED BY THE BOROUGH OF COALDALE, SCHUYLKILL COUNTY, PENNSYLVANIA, AS FOLLOWS:

SECTION 1. Definitions: As used in this ordinance, the following terms shall have the meanings indicated unless a different meaning already appears from the context.

A. Contractor - any person, partnership, association, firm or corporation who provides labor and/or materials necessary to construct, repair, replace or improve any real estate or structure. Contractor shall include but not be limited to a general contractor, electrical contractor, plumbing contractor, masonry contractor, carpentry contractor, landscaping contractor, or demolition contractor.

B. Person - any natural person, partnership, association, corporation, or other legal entity.

SECTION 2. - No person shall perform or operate as a contractor within the Borough of Coaldale without first having obtained from the Building Code Enforcement Officer, or other designated person, a permit, for which a fee, which shall be for

the use of the Borough of Coaldale, shall be charged. Said fee to be in such amount established from time to time by resolution of the Borough Council.

SECTION 3. The permit shall be valid for a period of one (1) calendar year expiring December 31st of each year.

SECTION 4. A property owner is not to be construed as a contractor within the meaning of this ordinance.

SECTION 5. Worker's Compensation Insurance Requirement. Before any permit is issued by the Borough of Coaldale to any contractor, the contractor shall provide to the Borough of Coaldale the following information:

- (a) Workers' compensation policy number;
- (b) Name of workers' compensation insurance company;
- (c) Contractor's federal and state employer identification number;
- (d) Number of employees of the contractor.

SECTION 6. If a contractor or person signs an affidavit stating that he has no employees and is not required to carry workers' compensation insurance, the Borough of Coaldale may issue the permit stating the contractor's federal or state employer identification number, and a notation that the contractor has no other employees and does not carry workers'

compensation insurance, and that the contractor is not permitted to employ any individuals to perform work under the permit.

SECTION 7. As proof of insurance, the Borough of Coaldale shall require the contractor to supply, either directly or through the contractor's insurer or agent, a workers' compensation certificate, which includes the effective date of the coverage and the signature of the insured. This certificate must be kept on file with the permit.

SECTION 8. Any person or contractor who violates any provision of this ordinance shall, upon conviction thereof be sentenced to pay a fine of not more than six hundred (\$600.00) dollars and costs of prosecution, or in default of payment of such fine and costs to undergo imprisonment of not more than thirty (30) days.

Coaldale Borough also reserves the right to institute appropriate actions at law or in equity to enforce this ordinance or any provisions thereof.

SECTION 9. After notice of said violation is given by the Borough of Coaldale, each day upon which this ordinance or any part thereof continues to be violated, shall be deemed a new violation and each day the same is continued shall be deemed a separate offense and punishable as such.

SECTION 10. All portions of ordinances and amendments inconsistent herewith are hereby repealed.

This ordinance Enacted and Ordained on the 13<sup>th</sup> day of

May, 1996.

Robert B. Hohen Jr.  
President

Attest:

Kathryn J. Luff  
Secretary

APPROVED

John Marlock  
Mayor