

No. 23-16-RE

A RESOLUTION

A Resolution of the Council of the County of Allegheny pursuant to Section 505-49 C (8) (d) of the Allegheny County Code of Ordinances approving an increase in asbestos abatement permit application fees previously approved by the Allegheny County Health Department's Board of Health.

Whereas, Section 12011 of the Local Health Administration Law, 16 P.S. § 12011, authorizes the Allegheny County Board of Health to adopt regulations subject to approval or rejection by the Allegheny County Council; and

Whereas, Section 2105.62.h.4 of Article XXI of the Allegheny County Health Department Rules and Regulations provides that the Allegheny County Board of Health may set, with the approval of the Allegheny County Council, the application fee for an asbestos abatement permit; and

Whereas, on May 4, 2016, the Allegheny County Board of Health approved an increase in the application fee for an asbestos abatement project permit to the amounts as set forth in the attached Exhibit A; and

Whereas, Article IV, Section 2(b) of the Home Rule Charter of Allegheny County grants Allegheny County Council the power to set fees and service charges; and

Whereas, it is the desire of Council to approve the increase in application fees for asbestos abatement permits as approved by the Board of Health.

The Council of the County of Allegheny hereby resolves as follows:

SECTION 1. Incorporation of Preamble.

The provisions set forth in the preamble to this Resolution are incorporated by reference in their entirety herein.

SECTION 2. Approval of New Application Fees for Asbestos Abatement Permit.

Acting pursuant to the Allegheny County Code of Ordinances, County Council approves the increases in the application fees for asbestos abatement permits previously approved by the Allegheny County Board of Health on May 4, 2016 as set forth in the attached Exhibit "A."

SECTION 3. Effective Date.

The increased application fees for asbestos abatement permits as set forth on the attached Exhibit A shall be effective as of January 1, 2017.

SECTION 4. Severability.

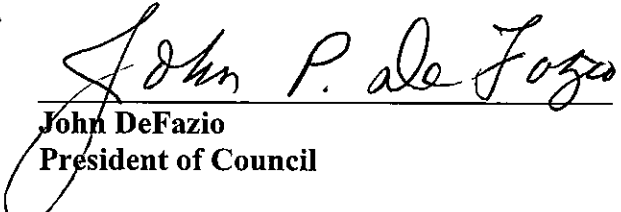
If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.

SECTION 5. Repealer.

Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Resolution.

Enacted in Council, this 9th day of November, 2016.

Council Agenda No. 9756-16.

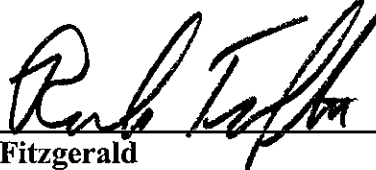


John DeFazio
President of Council

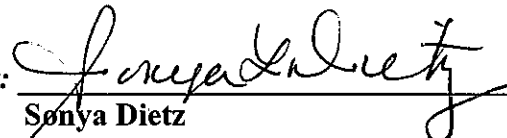
Attest: 

Jared Barker
Chief Clerk of Council

Chief Executive Office November 18, 2016

Approved: 

Rich Fitzgerald
Chief Executive

Attest: 

Sonya Dietz
Executive Secretary and Office Manager

New

Allegheny County Health Department

Asbestos Abatement Project Permit Application

Fee Schedule



“Exhibit A”

A. Fee where the proposed asbestos abatement project involves the removal, encasement, or encapsulation of asbestos-containing material on 260 linear feet or more of pipe or a total of 160 square feet or more, but less than 300 square feet of asbestos-containing material, or less than 160 square feet if a permit is required by the Health Department: \$200.

B. Fee where the proposed asbestos abatement project involves the removal, encasement, or encapsulation of a total of 300 square feet or more, but less than 1,000 square feet, of asbestos-containing material: \$450.

C. Fee where the proposed asbestos abatement project involves the removal, encasement, or encapsulation of a total of 1,000 square feet or more of asbestos-containing material, and for all proposed operations and maintenance plans: \$850.

Summary Page

The asbestos abatement project permit application fee has not been increased since the asbestos program began over 20 years ago. The Allegheny County Health Department recommended to the Board of Health increasing each permit application fee and the Board of Health unanimously approved the following fee increase during its May 4, 2016 public meeting:

A. Fee where the proposed asbestos abatement project involves the removal, encasement, or encapsulation of asbestos-containing material on 260 linear feet or more of pipe or a total of 160 square feet or more, but less than 300 square feet of asbestos-containing material, or less than 160 square feet if a permit is required by the Health Department: \$200.

B. Fee where the proposed asbestos abatement project involves the removal, encasement, or encapsulation of a total of 300 square feet or more, but less than 1,000 square feet, of asbestos-containing material: \$450.

C. Fee where the proposed asbestos abatement project involves the removal, encasement, or encapsulation of a total of 1,000 square feet or more of asbestos-containing material, and for all proposed operations and maintenance plans: \$850.

MEMORANDUM
OFFICE OF THE COUNTY MANAGER

TO: Jared E. Barker
Allegheny County Council

FROM: William D. McKain CPA
County Manager

DATE: July 7, 2016

RE: Proposed Resolution

Attached is a proposed Resolution pursuant to the Allegheny County Code of Ordinances, Section 505-49C (8), which seeks the approval of the Council of the County of Allegheny (d) to increase application fees for asbestos abatement permits. The proposed increase in application fees for these permits previously was approved by the Allegheny County Health Department.

The Allegheny County Law Department has reviewed this legislation prior to submitting it to Council.

I am requesting that this item be placed on the agenda at the next Regular Meeting of Council.

2016 JUL 27 AM 10:26
RECEIVED
ALLEGHENY COUNTY COUNCIL