

No. 28

AN ACT

HB 722

Amending the act of June 24, 1931 (P.L.1206, No.331), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," further providing for remedies for violations of building and housing sanitation regulations.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Clause XIX. of section 1502, act of June 24, 1931 (P.L.1206, No.331), known as "The First Class Township Code," reenacted and amended May 27, 1949 (P.L.1955, No.569), and amended July 31, 1963 (P.L.384, No.204), is amended to read:

Section 1502. The corporate power of a township of the first class shall be vested in the board of township commissioners. The board shall have power—

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XIX. Building and Housing Sanitation Regulations.—In addition to other remedies provided by law, and in order to promote the public health, safety, morals, and the general welfare, to enact and enforce suitable ordinances to govern and regulate the construction, alteration, repairs, occupation, maintenance, sanitation, lighting, ventilation, water supply, toilet facilities, drainage, use, and inspection of all buildings and housing, or parts of buildings and housing, constructed, erected, altered, designed or used, in whole or in part, for human habitation or occupancy, and of the sanitation and inspection of land appurtenant thereto. In case any building, housing or structure is constructed, reconstructed, altered, repaired, converted, or maintained, or any building, housing or land is used, in violation of any ordinance enacted under authority conferred hereby, the board of township commissioners, in addition to penalties provided by ordinances enacted hereunder, may institute appropriate actions or proceedings, at law or in equity, to prevent and restrain such **[lawful] unlawful** construction, reconstruction, alteration, repairs, conversion, maintenance or use, and to restrain, correct, or abate such violation and to prevent the occupancy of said building, housing or structure. The ordinances enacted pursuant to this clause shall not be inconsistent with the provisions of any statute governing the same matter, but all regulations prescribed by such ordinances, which are additional or supplementary to the statute law and not inconsistent therewith, or enacted for the purpose of carrying into effect the provisions of the statute law, shall be valid and binding. Such ordinances may adopt any standard building

code and any standard housing code, published and printed in book form, covering any or all of the above items, without incorporating such building code and such housing code in the ordinance; or any township may enact such building code and such housing code as its ordinance authorized under the provisions of this clause. In either event, such building code and such housing code shall not be published or advertised in full, as provided by this section in the case of the adoption of ordinances: Provided, That notice of the adoption of such standard building code and such housing code as the building ordinance and the housing ordinance of the township, together with a brief summary thereof setting forth the principal provisions of said ordinance in such reasonable detail as will give adequate notice of its contents pursuant to a uniform form which shall be prepared or approved by the Department of Labor and Industry, and a reference to the place or places, within the township, where copies of the building code and the housing code adopted are deposited and may be examined, shall be published in the manner provided by this section for the publication of ordinances. Not less than three such copies shall be made available to public inspection and use, during business hours, for a period of not less than three months after the adoption of such building code and such housing code.

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Section 2. This act shall take effect immediately.

APPROVED—The 10th day of July, A. D. 1975.

MILTON J. SHAPP