

No. 202

AN ACT

Amending the act of July 28, 1953 (P. L. 723), entitled "An act relating to counties of the second class; amending, revising, consolidating and changing the laws relating thereto," changing the amount to be repaid by the county commissioners upon forfeited recognizances.

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

Second Class
County Code.

Section 1. Section 1938, act of July 28, 1953 (P. L. 723), known as the "Second Class County Code," amended December 13, 1955 (P. L. 838), is amended to read:

Section 1938, act of July 28, 1953, P. L. 723, amended December 13, 1955, P. L. 838, further amended.

Section 1938. Repayment of Money Collected Upon Forfeited Recognizances and Satisfaction of Certain Judgment Liens Upon Real Property.—In all cases where the county commissioners have collected any money upon any forfeited recognizances duly estreated to the county commissioners, or where a judgment lien upon any real property has been entered in favor of the county upon any such forfeited recognizance, and where the defendant in such case subsequently surrenders himself or herself to the jurisdiction of the court, or is returned thereto by the party from whom such money was collected or whose real property is encumbered by such a judgment lien, the county commissioners shall, with the consent of the district attorney, repay to such party the amount so collected on such forfeited recognizance, exclusive of all costs and expenses paid or incurred by the county in such proceeding *together with the costs of prosecution and trial*, or, upon payment of all such costs and expenses by the party whose real property is so encumbered satisfy of record the lien of any such judgment.

Section 2. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 31st day of July, A. D. 1963.

WILLIAM W. SCRANTON

No. 203

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," authorizing the regulation of housing and housing sanitation and the adoption of ordinances pertaining thereto; and the appointment of housing inspectors; and validating certain housing ordinances heretofore adopted.

The Second
Class Township
Code.

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

Clauses L., LI., and LII., section 702, act of May 1, 1933, P. L. 103, reenacted and amended July 10, 1947, P. L. 1481 and added May 24, 1951, P. L. 370, further amended.

Section 1. Clauses L., LI., and LII. of section 702, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481) and added May 24, 1951 (P. L. 370), are amended to read:

Section 702. Supervisors to Exercise Powers.—The corporate powers of townships of the second class shall be exercised by the township supervisors. Where no specific authority is given for the expenditures incident to the exercise of any power hereinafter conferred, or where no specific fund is designated from which such expenditures shall be made, appropriations for such expenditures shall be made only from the general township fund. In addition to the duties imposed upon them by section 516 hereof, they shall have power—

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L. Building and Housing Regulations.—To prohibit or regulate the erection of wooden buildings and housing in certain parts of the township, and make regulations for the construction of new buildings and housing and the alteration and repair of old ones, and to require that before the work begins, municipal approval of the plans and specifications therefor be secured; to classify buildings and housing or parts of buildings and housing according to the use to be made of them; to specify the mode of construction of such different classes of buildings and housing; and to require that before any use *or occupancy be changed from any classification to a different classification, as to which more stringent regulations are prescribed under the provisions of any ordinance relating thereto, municipal approval of the plans and specifications therefor be secured.

LI. 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, and of the sanitation and inspection of land appurtenant thereto. In case any building and housing or structure is constructed, reconstructed, altered, repaired, converted, or maintained, or any building,

* "of" in original.

housing or land is used in violation of any ordinance enacted under authority conferred hereby, the township supervisors, 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 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 housing code* in the ordinance, or any township may enact such building code *and housing code* as its ordinance authorized under the provisions of this clause. In either event, such building code *and 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 standard 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 copies of 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*.

LII. Building Inspectors *and Housing Inspectors*.—To provide for the inspection of the construction and repair of buildings *and housing*, including the appointment of one or more building inspectors *and housing inspectors*; to prescribe limits wherein none but buildings *and housing* of noncombustible material and fireproof roofs shall be erected or substantially reconstructed or

* "or" in original.

removed thereinto; to provide penalties for the violation of such regulations. Any building *and housing* erected, reconstructed or removed contrary to the provisions of any ordinance passed for any of the purposes herein specified, is declared to be a public nuisance and abatable as such.

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Validation.

Section 2. Any housing ordinance heretofore enacted by a township of the first class which provides for the purposes authorized by this act is hereby validated.

Act effective immediately.

Section 3. This act shall take effect immediately.

APPROVED—The 31st day of July, A. D. 1963.

WILLIAM W. SCRANTON

No. 204

AN ACT

Amending the act of June 24, 1931 (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," authorizing the regulation of housing and housing sanitation and the adoption of ordinances pertaining thereto; and the appointment of housing inspectors; and validating certain housing ordinances heretofore adopted.

The First Class Township Code.

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

Clause XVIII., section 1502, act of June 24, 1931, P. L. 1206, reenacted and amended May 27, 1949, P. L. 1955, further amended.

Section 1. Clause XVIII. of section 1502, act of June 24, 1931 (P. L. 1206), known as "The First Class Township Code," reenacted and amended May 27, 1949 (P. L. 1955), 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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XVIII. Building *and Housing* Regulations.—To prohibit or regulate the erection of wooden buildings *and housing* in certain parts of the township and make regulations for the construction of new buildings *and housing* and the alteration and repair of old ones, and to require that before the work begins municipal approval of the plans and specifications therefor be secured; to classify buildings *and housing* or parts of buildings *and housing* according to the use to be made of them; to specify the mode of construction of such different classes of buildings *and housing*; and to require that before any use or