

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 330 Session of 2015

INTRODUCED BY WARD, ARGALL, BLAKE, YUDICHAK, VULAKOVICH,
STEFANO, WOZNIAK, WHITE AND RAFFERTY, JANUARY 26, 2015

REFERRED TO URBAN AFFAIRS AND HOUSING, JANUARY 26, 2015

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in neighborhood blight reclamation and
3 revitalization, providing for failure to comply with a code
4 requirement.

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

7 Section 1. Title 53 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 6115. Failure to comply with a code requirement.

10 (a) Offense defined.--The owner of real property commits the
11 offense of failure to comply with a code requirement if all of
12 the following apply:

13 (1) The owner of real property has been convicted of a
14 second or subsequent serious violation of the same provision
15 of a municipal building code for the same property.

16 (2) The violation poses a threat to the public's health,
17 safety or property or is considered a public nuisance.

18 (3) A reasonable attempt has not been made by the owner
19 of real property to correct the violation.

1 (b) Grading.--Failure to comply with a code requirement

2 shall constitute a:

3 (1) Misdemeanor of the second degree if the offense is a
4 second conviction of a serious violation of the same
5 provision of a municipal building code relating to the same
6 property.

7 (2) Misdemeanor of the first degree if the offense is
8 based on three or more convictions of serious violations of
9 the same provision of a municipal building code relating to
10 the same property.

11 (c) Penalty.--

12 (1) An owner of real property convicted under subsection
13 (b)(1) shall be sentenced to a term of imprisonment of not
14 less than 10 days, undergo a minimum of six months' probation
15 and pay a fine of not less than \$1,000.

16 (2) An owner of real property convicted under subsection
17 (b)(2) shall be sentenced to a term of imprisonment of not
18 less than 30 days, undergo a minimum of 12 months' probation
19 and pay a fine of not less than \$3,000.

20 Section 2. All acts and parts of acts are repealed insofar
21 as they are inconsistent with this act.

22 Section 3. This act shall take effect in 60 days.