

**AN ORDINANCE OF THE TOWNSHIP OF EAST LAMPETER
ADDRESSING NEIGHBORHOOD BLIGHT RECLAMATION
AND THE AUTHORIZATION TO TOWNSHIP OFFICIALS
TO WITHHOLD PERMITS AND APPROVALS UNDER
CERTAIN CIRCUMSTANCES**

Background: The Second Class Township Code, under Sections 1517, 1527, 1529 and 1533 and under the provisions of Act 210, 2010-90, dealing with neighborhood blight reclamation and revitalization authorize the township to adopt ordinances, establishing building and housing regulations, addressing public safety in general, addressing nuisances and addressing dangerous structures; and further authorize the township to take action involving serious violations of certain codes; and further authorize the township to deny permits where final and unappealable tax, water, sewer, refuse or similar delinquencies exist. The Board of Supervisors deems the prospective denial of such permits when such serious delinquencies exist to be a viable and efficient approach to insuring that the citizens of the Township of East Lampeter are protected against property owners who fail to pay for such municipal services.

In consideration of the foregoing and in furtherance of the health, safety and welfare of its citizens, the Board of Supervisors hereby enacts and ordains the following:

Section 1. The proper township officials are authorized to compile a list of all outstanding invoices for tax, water, sewer, refuse collection or similar services. From such list, the proper township officials are authorized to ascertain the status of all outstanding invoices and, in particular, which of those are final and unappealable.

Section 2. All township officials who are authorized to issue permits or other approvals, such as officials involved in Uniform Construction Code activity, zoning activity and other land use activities, may deny any applicant a permit or approval if such applicant has outstanding a final and unappealable tax, water, sewer, refuse collection or similar account delinquency.


Section 3. Any such permit or denial shall not apply to an applicant's delinquency on taxes, water, sewer, refuse collection or similar charges which are under appeal or are otherwise being contested through a court or through appropriate administrative process. If a township official refuses to issue a permit under the authority of this ordinance, the official shall indicate the street address, the municipal entity and county in which the property in question is located and the court and docket number for each parcel of property which is cited as a basis for the denial of the permit or the approval. The notice of the denial shall also state that the applicant may request a letter of compliance from the appropriate state agency, municipality or school district, demonstrating that the property in question is in compliance or that the apparent delinquency does not exist.

Section 4. The authorities granted by this ordinance are in addition to those granted with respect to the general powers of the township under the Second Class Township Code, the land use powers granted under the Pennsylvania Municipalities Planning Code and the powers granted under the Uniform Construction Code.

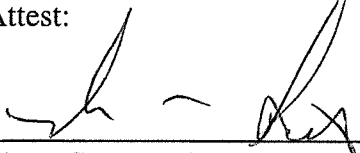
Section 5. This ordinance shall be effective five (5) days after its enactment.

DULY ORDAINED AND ENACTED the 18th day of June, 2013, by the Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, in lawful session duly assemble.

BOARD OF SUPERVISORS OF
EAST LAMPETER TOWNSHIP
LANCASTER COUNTY, PENNSYLVANIA

By: 

(Vice) Chairman

Attest:


(Asst. Secretary)

00688484 / (41005.570)

I, Ralph M. Hutchison, Secretary of the Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of an ordinance duly adopted at a legally constituted meeting of the Board of Supervisors of East Lampeter Township held on June 18, 2013, at which meeting a quorum was present and voted in favor thereof.

A handwritten signature in black ink, appearing to read 'R. Hutchison', is written over a horizontal line.

Ralph M. Hutchison, Secretary