

No. 48

AN ACT

HB 48

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," further providing for the adoption of codes by reference.

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

Section 1. 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), is amended by adding after clause XLI.I a new clause 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—

* * *

XLI.2. Adoption and Amendment of Codes by Reference.— To adopt any ordinance by reference to a standard or nationally recognized code, or to parts thereof, determined by the board, or the provisions of any ordinance supplied by reference to a typed or printed code, prepared under the direction of or accepted by the board, or the provisions of a standard or nationally recognized code, or parts thereof, and also further provisions typed or printed as aforesaid: Provided, however, That no portion of any code which limits the work to be performed to any type of construction contractor, or labor or mechanic classification shall be adopted. Such code need not be advertised by publication of the full text thereof, and in place of such complete advertisement, an informative notice of intention to consider such proposed code, and a brief summary, setting forth the principal provisions of the code in such reasonable detail as will give adequate notice of its contents and a reference to the place or places within the township where copies of the proposed code may be examined or obtained shall be published in the manner and within the time limits provided by this act for publication of notice of other proposed ordinances. Not less than three copies of such code, portion, or amendment which is incorporated or adopted by reference, shall be filed with the secretary of the township at least ten days before the board considers the proposed ordinance and upon enactment kept with the

ordinance book, and available for public use, inspection and examination.

An ordinance adopted by reference to any code shall be enacted within sixty days after it is filed with the secretary of the township and, in the case of a standard or nationally recognized code, shall encompass the provisions of such code effective as of the code date stated in the ordinance.

Any township that has adopted any code by reference to a standard or nationally recognized code may adopt subsequent ordinances which incorporate by reference any subsequent changes thereof, properly identified as to date and source, as may be adopted by the agency or association which promulgated the code. Any ordinances which incorporate code amendments by reference shall become effective after the same procedure and in the same manner as is herein specified for original adoption of any such code.

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APPROVED—The 1st day of July, A. D. 1969.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly No. 48.



Secretary of the Commonwealth.