

Council of the City of York, PA
Session 2014
Bill No.
Ordinance No.

INTRODUCED BY: Carol Hill-Evans

DATE:

AN ORDINANCE

Amending Article 1751 “Nuisance Abatement” of the York City Codified Ordinances to place protections from points being assessed against a property, owner, or tenant if the violation was discovered as a result of a legitimate request for emergency assistance.

BE IT ORDAINED, by the Council of the City of York, Pennsylvania, that Article 1751 “Nuisance Abatement,” Subsection 1751.03 “Assessment of Points” be hereby amended as follows:

1751.03 ASSESSMENT OF POINTS.

- (a) The following violations shall be assigned a point value of eight (8) points:
- (1) Title 18 of the Pennsylvania Crimes Code – Firearms and other Dangerous Articles, 18 Pa.C.S.A. §6101 et. seq.
 - (2) Title 18 §911 of the Pennsylvania Crimes Code – Corrupt Organizations
 - (3) Title 18 Chapter 31 of the Pennsylvania Crimes Code – Sexual Offenses
 - (4) Title 18 Chapter 75 of the Pennsylvania Crimes Code – Municipal Housing Code Avoidance, 18 Pa.C.S.A. §7510
- (b) The following violations shall be assigned a point value of six (6) points:
- (1) The Controlled Substance, Drug, Device and Cosmetic Act, 35 P.S. §780-101, et. seq.
 - (2) Title 18 of the Pennsylvania Crimes Code - Gambling Offenses.
 - (3) Title 18 of the Pennsylvania Crimes Code - Prostitution Offenses.
 - (4) Title 18 of the Pennsylvania Crimes Code - Criminal Possession of Stolen Property.
 - (5) Title 18 of the Pennsylvania Crimes Code – Motor Vehicle Chop Shop and Illegally Obtained and Altered Property Act.
 - (6) Title 18 of the Pennsylvania Crimes Code – Possession, use, sale, or offer for sale of any alcoholic beverage, or of any cigarette or tobacco products.
 - (7) Title 18 §908 of the Pennsylvania Crimes Code – Prohibited Offensive Weapons.
 - (8) Title 18 §2705 of the Pennsylvania Crimes Code – Recklessly endangering another person, where the public or neighbors are the victim(s).
 - (9) Title 18 §3925 of the Pennsylvania Crimes Code – Receiving Stolen Property.
 - (10) Title 18 §4304 of the Pennsylvania Crimes Code – Endangering Welfare of Children.
 - (11) Title 18 §6310.1 of the Pennsylvania Crimes Code – Selling or Furnishing Liquor or Malt or Brewed Beverages to Minors.
 - (12) Title 18 §4915 of the Pennsylvania Crimes Code – Failure to Comply with Registration of Sexual Offenders Requirements.
 - (13) Title 18 Chapter 51 of the Pennsylvania Crimes Code – Offenses of Obstructing Administration of Law or Other Governmental Function.
 - (14) Title 18 Chapter 59 of the Pennsylvania Crimes Code – Offenses of Public Indecency.
 - (15) Any and all violations filed by Pennsylvania State Police Bureau of Liquor Control Enforcement, including Title 47 – Liquor Code.
 - (16) Title 18 §6501 of the Pennsylvania Crimes Code – Scattering Rubbish.
- Violations of the Codified Ordinances of York, Pennsylvania contained within the following article:
- (17) Article 715 – Unlicensed Sale of Alcoholic Beverages.

- (c) The following violations shall be assigned a point value of four (4) points:
- (1) Title 18 of the Pennsylvania Crimes Code—Noise. Suffering or permitting the premises to become disorderly, including suffering or permitting fighting or lewdness.
 - (2) Title 18 Crimes – Cruelty to Animals.
 - (3) Title 18 §5503 of the Pennsylvania Crimes Code – Disorderly Conduct.
 - (4) Title 18 §5505 of the Pennsylvania Crimes Code – Public Drunkenness and Similar Misconduct.
 - (5) Title 18 §6308 of the Pennsylvania Crimes Code – Purchase, Consumption, Possession or Transportation of Liquor or Malt or Brewed Beverages (Underage Drinking).
 - (6) Title 18 §3926 of the Pennsylvania Crimes Code – Theft of Services.
- Violations of the Codified Ordinances of York, Pennsylvania contained within the following articles:
- (7) Article 713 – Disorderly Conduct and Disturbing the Peace
 - (8) Article 714 – Noise
 - (9) Article 717 - Dogs

- (d) The following violations shall be assigned a point value of three (3) points: Violations of Pennsylvania State Code that are filed by the Animal Complaint Officer
- (1) Pennsylvania Dog Law Act of Dec. 7, 1982, P.L. 784, No. 225 §201 and 205 – Ownership of Unlicensed Dog.
 - (2) Pennsylvania Dog Law Act of Dec. 7, 1982, P.L. 784, No. 225 §601(c)(1) – Abandonment.
 - (3) Pennsylvania Dog Law Act of Dec. 7, 1982, P.L. 784, No. 225 §801 – False Statements.
 - (4) Title 18 §5511 of the Pennsylvania Crimes Code – Cruelty to Animals.
 - (5) Pennsylvania Dog Law Act of Dec. 7, 1982, P.L. 784, No. 225 Sections 504-A, 505-A – Dangerous Dogs.
- Violations of the Codified Ordinances of York, Pennsylvania contained within the following Articles:
- (6) Section 713.03 – Liquor Consumption in Public Places.
 - (7) Section 713.09 – Voiding of Human Excretion.
 - (8) Article 705 – Keeping of Animals.
 - (9) Article 729 – Litter and Weeds.
 - (10) Article 733 – Air Rifles and Sling Shots.
 - (11) Article 753 – Streets and Sidewalks.
 - (12) Section 1763.02, Chapter 3, Section 302.3.2 – Duty to Clear Snow and Ice; Responsibility.
 - (13) Article 1761 – Licensing and Inspection of Tenant Occupied Residential and all Institutional Occupancies.
 - (14) Article 1763 – Property Maintenance Code, including permitting persons to be on the premises in excess of occupancy limits.
 - (15) Article 729 –Litter and Weeds.
 - (16) Article 755 – Police and Fire Alarms.
 - (17) Part Fifteen (Articles 1501 and 1512) – Fire Prevention.
 - (18) Article 1701 –BOCA National Building Code.

(e) Points shall also be assessed when charges are filed on the federal level instead of the state or local level for any of the activities listed herein.
(Ord. 18-2012. Passed 7-18-12.)

(f) No points shall be assessed against a property, owner, or tenant if the violation was discovered as a result of a legitimate request for emergency assistance.

