

**FILE OF THE CITY CLERK**

**ADMINISTRATIVE ORDINANCE NO. 12 - 2009**

**ADMINISTRATION BILL NO. 12 - 2009**

**INTRODUCED –OCTOBER 13, 2009**

**ADOPTED BY COUNCIL – OCTOBER 27, 2009**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, LANCASTER COUNTY, PENNSYLVANIA AMENDING SECTIONS 249-2 AND 249-37 OF THE CODE OF THE CITY OF LANCASTER TO AUTHORIZE INSPECTIONS OF HOUSE SEWERS CONNECTED WITH THE CITY SEWER SYSTEM; AMENDING SECTION 229-4 OF THE CODE OF THE CITY OF LANCASTER TO AMEND THE DEFINITION OF CONDUCT WHICH CONSTITUTE NUISANCES; PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT AS PROVIDED BY PENNSYLVANIA LAW.**

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED AND ENACTED** by the City Council of the City of Lancaster, Lancaster County, Pennsylvania, as follows:

**SECTION 1.** The Code of the City of Lancaster, Chapter – Sewers, Article 1 – Sewer System Regulations, Section 249-2 be and hereby is amended by adding the following sub-section L entitled “Inspection of House Sewers and Sewerage”:

“L. Inspection of House Sewers and Sewerage. The City, by its agents and employees, shall have the right at all reasonable times to enter any premises connected with or about to be connected with the City’s sewer system to inspect house sewers, sources and nature of sewerage and all fixtures and facilities from which sanitary sewerage may be discharged into the City sewer system in order to enforce compliance with the rules and regulations. In connection with any such inspections the City, by its agents and employees, shall have the right at all reasonable times, to utilize video photography and dye testing in and about the sewer connections, including the sewer laterals for purposes of inspecting any and all such house sewers, sources and nature of sewerage and fixtures and facilities from which sanitary sewerage or storm water may be discharged into the City sewer system.”

**SECTION 2.** The Code of the City of Lancaster, Chapter 249 – Sewers, Article 4 – Sewer Rentals and Regulations Outside City, Section 249-37 – Conditions of Service, subparagraph F – Inspection of House Sewers and Sewerage be and hereby is amended to read as follows:

“F. Inspection of House Sewers and Sewerage. The City, by its agents and employees, shall have the right at all reasonable times to enter any premises connected with or about to be connected with the City’s sewer system to inspect house sewers, sources and nature of sewerage and all fixtures and facilities from which sanitary sewerage may be discharged into the City sewer system in order to enforce compliance with the rules and regulations. In connection with any such inspections the City, by its agents and employees, shall have the right at all reasonable times, to utilize video photography and dye testing in and about the sewer connections, including the sewer laterals for purposes of inspecting any and all such house sewers, sources and nature of sewerage and fixtures and facilities from which sanitary sewerage may be discharged into the City sewer system.”

**SECTION 3.** The Code of the City of Lancaster, Chapter 229 – Public Nuisances, Section 229-4 – Certain Actions Prohibited, be and hereby is amended to read as follows: “The accumulation or disposal of garbage, rubbish and refuse in violation of Article IV of Chapter 258 of the Code of the City of Lancaster, the growing of grass, weeds and vegetation contrary to Chapter 105, Brush, Grass and Weeds of the Code of the City of Lancaster, and the accumulation, storage or abandonment of unregistered, uninsured or junk vehicles on private property or public property, together with other offensive practices or conditions which jeopardize the public health, safety and welfare, shall be the public nuisances prohibited by this Chapter.”

**SECTION 4.** All ordinances or resolutions or parts of ordinances or resolutions insofar as they are inconsistent herewith are hereby repealed and rescinded.

**SECTION 5.** This Ordinance shall become effective as provided by the laws of the Commonwealth of Pennsylvania.

DULY ORDAINED AND ENACTED this 27<sup>th</sup> day of October, 2010, by the Council of the City of Lancaster, Lancaster County, Pennsylvania, in lawful session duly assembled.

ATTEST:

CITY OF LANCASTER

\_\_\_\_\_  
Janet Spleen, City Clerk

By: \_\_\_\_\_  
J. Richard Gray, Mayor