

BOROUGH OF WAMPUM

ORDINANCE NO. 271

AN ORDINANCE OF THE BOROUGH OF WAMPUM REGULATING THE EXISTENCE OF GRASS, WEEDS AND OTHER VEGETATION WITHIN THE BOROUGH AND PROVIDING FOR PENALTIES FOR VIOLATIONS THEREOF

I. Prohibited grass, weeds and other vegetation.

No person, firm or corporation owning or occupying any property within the BOROUGH of WAMPUM, shall permit any grass, weeds or other vegetation which is not edible or planted for some useful or ornamental purpose to grow or remain upon such premises, if such grass, weeds or vegetation:

- A. Exceeds a height of six (6) inches;
- B. Emits any unpleasant or noxious odor; and/or
- C. Conceals any filthy deposit.

II. Violations declared to be nuisances.

Any grass, weeds or other vegetation upon any premises in the BOROUGH in violation of the provisions of this Ordinance declared to be detrimental to the health, safety and welfare of the inhabitants of the BOROUGH and is accordingly declared to be a nuisance.

III. Responsibility of owner of premises in violation.

The owner of any premises, either as to vacant premises or premises occupied by the owner, and the occupant thereof, in case of premises occupied by other than the owner thereof, shall remove, trim or cut all grass, weeds or other vegetation growing or remaining upon such premises in violation of the provisions of Section I of this Ordinance.

IV. Notice of violation; failure to comply.

The MAYOR or the POLICE OFFICER of the BOROUGH designated thereby for the purpose is authorized to give notice, by personal service or by certified mail, to the owner or occupant, as the case may be, of any premises whereon grass, weeds or other vegetation is growing or remaining in violation of the provisions of Section I of this Ordinance, directing and requiring such occupant to remove, trim or cut such grass, weeds or vegetation so as to conform to the requirements of Section I of this Ordinance within five (5) days after issuance of such notice. In case any person, firm or corporation shall neglect, fail or refuse to comply with such notice within the period of time stated therein, the BOROUGH authorities may remove, trim or cut such grass, weeds or vegetation and the cost thereof, together with any additional penalty authorized by the

law, may be collected by the BOROUGH as a municipal lien or in any other manner provided by law.

V. Violations and penalties.

Any person, firm or corporation who or which shall violate or fail, neglect or refuse to comply with any of the provisions of this chapter shall, upon conviction thereof, be sentenced to pay a fine of not less than one hundred dollars (\$100.00) and not more than one thousand dollars (\$1,000.00) and costs of prosecution. Each day's violation shall constitute a separate offense, and notice to the offender shall not be necessary in order to constitute an offense.

VI. Scope of Ordinance

This Ordinance only applies to premises upon which there exists a building or structure. This Ordinance does not apply to wooded areas.

VII. Repealer

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

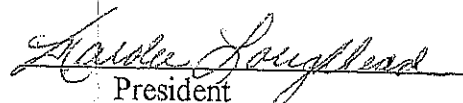
VIII. Severability

If any sentence, clause, section or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared as the intent of the Borough of Wampum Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.


IX. Effective date

This Ordinance shall become effective five (5) days after enactment


Enacted and Ordained this 12th day of MAY, 2003, By the Council of the Borough of Wampum, Lawrence County, Pennsylvania


President

ATTEST


Secretary

Examined and Approved this 12th day of MAY, 2003.



Mayor