

ORDINANCE NO. 624

AN ORDINANCE AMENDING ORDINANCE NO. 459
ARTICLE 1111,
DEALING WITH GRASS, WEEDS, TREES AND OTHER VEGETATION

BE IT ORDAINED AND ENACTED by Ford City Borough Council, as follows:

Section 1. Grass, Weeds, Trees and Other Vegetation Prohibited and a Nuisance Under Certain Conditions: no person, firm or corporation, owning or occupying any property in the Borough of Ford City shall permit:

a. Any grass or weeds or any vegetation whatsoever, not edible or planted for some useful or ornamental purpose, to grow or remain upon such premises so as to exceed the height of six (6) inches or to throw off any unpleasant or noxious odor or to conceal any filthy deposit or to create or produce pollen. Any grass, weeds or other vegetation growing upon any premises in the Borough in violation of any provision of this section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Borough.

b. Any dead trees or any dead portion of a tree to remain upon such premises. Any such dead tree or any dead portion thereof upon any premises in the Borough in violation of any provision of this

Section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Borough.

Section 2. Responsibility for Removing, Trimming or Cutting Grass, Weeds and Other Vegetation, or for Removing, Trimming or Cutting of Trees or an Dead Portion Thereof. The owner of any premises, as to a vacant premises or premises occupied by the owner and in case of multiple-unit property having more than one rental unit, and the occupant in case of single-unit premises occupied or rented by other than the owner thereof, shall remove, trim or cut all grass, weeds or other vegetation and dead trees or portions thereof growing or remaining upon such premises in violation of the provisions of the first section of this ordinance.

Section 3. Notice to Remove, Trim or Cut; Authority for Borough to Do Work and Collect Cost, Plus 10% from Owner or Occupant of Premises. The Borough Council, or any officer or employe of the Borough designated thereby for the purpose, is hereby authorized to give notice, by personal service or by United States mail, to the owner or occupant, as the case may be, of any premises whereon grass, weeds or other vegetation and dead trees or portions thereof is growing or remaining in violation of the provisions of the first section of this ordinance, directing and requiring such owner or occupant to remove, trim or cut such grass,

weeds or other vegetation and dead trees or portions thereof, so as to conform to the requirements 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 other vegetation and dead trees or portions thereof, and the cost thereof, with an additional amount of ten per centum (10%), may be collected by the Borough from such person, firm or corporation in the manner provided by law.

Section 4. Penalty for Violation. Any person, firm or corporation, who or which violates, or fails, neglects or refuses to comply with any provision of this ordinance or with any notice issued thereunder, shall be guilty of a violation or offense, and upon conviction, shall, for every such violation or offense, be sentenced to pay a fine of not more than \$600.00 and costs of prosecution, and, in default of payment of fine and costs, to undergo imprisonment for not more than 30 days. Provided: each day's violation, following conviction, shall constitute a separate violation or offense, and notice to the offender shall not be necessary in order to constitute an offense. Provided further: such fine and costs may be imposed in addition to the cost of removal, trimming or cutting imposed as provided in the third section of this ordinance, but, on the other hand, prosecution may

be instituted and proceeded with under this section without the Borough's taking any action upon the third section for such removal, trimming or cutting.

Section 5. Prior Article 1111 is hereby repealed.

Section 6. This Ordinance shall become effective immediately upon passage.

DONE, ORDAINED AND ENACTED AT a Special Meeting of the Council of the Borough of Ford City held at the Council Chambers on the 15th day of July, 1995.

BOROUGH OF FORD CITY

BY

Jerry Miller
President

ATTEST:

Connie Khabovsky
Secretary

EXAMINED AND APPROVED THIS 15th day of July, 1995.

John D. Zanetti
Mayor