

ORDINANCE NO. 127-96

An ordinance of the Township of East Taylor restricting overgrowth of grass and vegetation; providing for abatement as nuisance; and prescribing penalties for violation.

The Board of Supervisors hereby ordains:

1. **Grass and Vegetation Growth a Nuisance Under Certain Conditions.** No person, firm or corporation, owning or occupying any property within the Township shall permit any grass or weeds or any vegetates whatsoever, to grow or remain upon such promises so as to exceed a height of **ten (10) inches**, or to throw off any unpleasant or noxious odor, or to obstruct a traffic sightseer, or to conceal any filthy deposit, or to create or produce pollen. Any grass, weeds or other vegetation growing upon any premises in the Township in violation of any of the provisions of this section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness, and comfort of the inhabitants of the Township.
2. **Responsibility for Removing, Cutting, or Trimming.** The owner of any premises, or the occupant of premises occupied by other than the owner, shall remove, trim, or cut all grass, weeds or other vegetation growing or remaining upon such premises in violation of the provisions of section 1.
3. **Notice to Remove, Trim, or Cut; Municipality May Do Work and Collect Cost and Additional Amount.** The Board of Supervisors or any officer or employee of the Township designated thereby for this 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 is growing or remaining in violation of the provisions of section 1 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 this ordinance, **within ten (10) days** after issuance of such notice. Whenever, in the judgment of the Code Enforcement Officer it shall appear to be impracticable to give notice as above provided, either because the owner or occupant cannot readily be found or because a search for the owner or occupant would entail unreasonable delay, the Board of Supervisors or any officer or employee of the Township designated thereby for that purpose, may give notice by posting conspicuously on the property where such nuisance exists, a notice or order directing and requiring that such nuisance be abated **within ten (10) days**. In case any person, firm or corporation shall neglect, fail, or refuse to comply with such notice within the period of time stated herein, the Board of Supervisors may order the removal, trimming, or cutting of such grass, weeds, or vegetation, and the **cost thereof, together with a penalty of ten percent (10%) of the cost thereof shall be collected by the Township from such person, firm or corporation, in the manner provided by law.**
4. **Penalties for Violation.** Any person, firm, or corporation who shall violate any provision of this ordinance shall pay a fine of not more than **one thousand dollars (\$1,000.00)**. Each day that a violation of this ordinance continues after notice shall constitute a separate offense.
5. **Repealer.** Any ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.
6. **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 Board of Supervisors that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section, or part thereof not been included herein.

7. **Effective Date**. This ordinance shall become effective on September 1, 1996.

BY THE TOWNSHIP OF EAST TAYLOR

Or / AT ES : A

Secretary

APPROVED:

FISANICK, SOLOMON & FISANICK

Solicitor

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August 20, 1996