

73-5

ORDINANCE NO. 5-73

AN ORDINANCE RELATING TO GRASS, WEEDS AND OTHER VEGETATION, REQUIRING THE REMOVAL, TRIMMING OR CUTTING THEREOF BY THE OWNER OR OCCUPAAMENT OF THE PREMISES WHERE THE SAME IS GROWING, OR BY THE TOWNSHIP AT THE EXPENSE OF SUCH OWNER OR OCCUPATANT IN DEFAULT, AND PRESCRIBING PENALTIES FOR VIOLATION.

The Township of Schuylkill hereby ordains as follows:

1. As used in this ordinance the following shall be the definition of the terms used:

(a) The term "person" shall mean any natural person, partnership, firm or corporation;

(b) The term "Township" shall mean the Township of Schuylkill in Schuylkill County.

2. No person owning or orrupying any property within Schuylkill Township shall permit 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 a height of 10 inches or to throw off any unpleasant or noxious ordor or to conseal 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 heroby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Township.

3. The owner of any premises as to vacant premises or premises occupied by the owner, and the occupant thereof in cases where the premises are occupied by other than the owner thereof, shall remove, trim or cut all grass, weeds or other

vegetation growing or remaining on such premises in violation of the provisions of the second section of this ordinance.

4. The Board of Supervisors of the Township, or any officer or employee of the Township 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 is growing or remaining in violation of the provisions of the second section of this ordinance, directing and requiring such owner or occupant to remove, trim or cut such grass, weeds or vegetation so as to conform to the requirements of this ordinance, within 5 days after issuance of such notice. In case any person, shall neglect, fail or refuse to comply with such notice within the period of time stated therein the Township authorities may remove, trim or cut such grass, weeds or vegetation and the cost thereof together with any additional penalty authorized by law, may be collected by the Township from such person in the manner provided by law.

7. Any person who or which shall violate or fail, neglect or refuse to comply with any of the provisions of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than \$25.00 and costs of prosecution. Provided each days violation shall constitute a separate offense and notice to the offender shall not be necessary in order to constitute an offense.

5. All ordinances or parts of ordinances consistent herewith are hereby repealed.

ENACTED THIS 5 DAY OF November 1973.

ATTEST:

James J. H. [Signature]
Secretary

[Signature]
[Signature]
Supervisors of Schuylkill Township