

ORDINANCE NO. 193

AN ORDINANCE OF NEW SEWICKLEY TOWNSHIP, BEAVER COUNTY, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NO. 110 DECLARING UNLAWFUL THE CREATION OR MAINTENANCE OF NUISANCES OR DANGEROUS STRUCTURES, PROVIDING FOR THE REMOVAL BY THE TOWNSHIP AFTER NOTICE TO THE OWNER AND PRESCRIBING PENALTIES FOR VIOLATIONS.

BE IT ENACTED AND ORDAINED by the Township of New Sewickley, Beaver County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

This Ordinance shall amend Ordinance No. 110 known as the "NEW SEWICKLEY TOWNSHIP NUISANCES OR DANGEROUS STRUCTURES ORDINANCE". Any provisions of Ordinance No. 110 that are inconsistent with the following are repealed and in their place the following provisions are enacted:

SECTION 1. Definitions:

As used in this Ordinance the following terms shall have the meanings indicated:

(iv) The word "junk", as used in this Ordinance, shall mean discarded materials, articles or things possessing value in part, gross or aggregate, and including but not limited to scrapped motor vehicles and parts thereof, including motors, bodies of motor vehicles and vehicles which are unlicensed and/or inoperable and/or do not have a current and/or valid inspection sticker as required by the Motor Vehicle Laws of the Commonwealth of Pennsylvania, but not including garbage or other organic waste, or farm machinery provided said farm machinery is used in connection with a bona fide farming operation.

SECTION 3. Notices to Remove.

The Code Enforcement Officer of the Township of New Sewickley shall, upon finding a violation of this Ordinance, give notice of such finding to the owner or occupier to remove the violation within a period of fifteen (15) days from the date of such notice.

In the event the owner or occupier fails to correct the violation within the further period of fifteen (15) days (a total of 30 days from the notice of violation), the Code Enforcement Officer shall initiate a civil enforcement proceeding before a district justice where the fine shall not exceed \$600 per violation. Any person who violates or permits the violation of this Ordinance shall pay the fine plus all court costs, including reasonable attorney fees incurred by the Township. In addition, the Code Enforcement Officer may commence an action before a district justice in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure where the fine may not exceed \$1,000 per violation and may prescribe imprisonment to the extent allowed by law for the punishment of summary offenses.

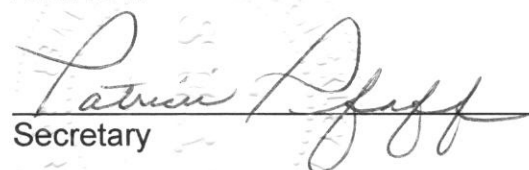
SECTION 6. Authorizing to proceed with removal.

In the event of a default in the removal of such nuisance or dangerous structure by the owner or occupier of the premises upon which it is found, the Code Enforcement Officer is hereby authorized to proceed with the removal thereof for and on behalf of the Township and collect the cost thereof, together with a penalty of ten (10%) of such cost, in the manner provided by law.


In all other respects Ordinance No. 110 is reenacted and restated as if set forth at length herein.

ENACTED AND ORDAINED this 2nd day of October, 2012.

ATTEST:


Secretary

TOWNSHIP OF NEW SEWICKLEY


Chairman, Board of Supervisors