

**AN ORDINANCE OF THE TOWN COUNCIL OF THE BOROUGH,
PROVIDING FOR THE REMOVAL OF SNOW, ICE AND HAIL,
AND PRESCRIBING PENALTIES FOR THE VIOLATIONS
THEREOF.**

WHEREAS, it is the desire of the Town Council of the Borough, to regulate the removal of snow, ice and hail, to prohibit the deposit of same on streets or alleyways, to require that fire hydrants remain visible and accessible, and to provide penalties or violations thereof, and;

WHEREAS, The Town Council of the Borough is vested with the authority to affect said Ordinance by virtue of its general municipal powers, and;

WHEREAS, notice of the within action of the Town Council of the Borough was published in a newspaper of general circulation within the Borough which summarized said Ordinance and advised the public of the intent of the Borough Council to act upon same, and;

NOW THEREFORE, be it **ORDAINED** and **ENACTED** by the Town Council of the Borough, and it is hereby **ORDAINED** and **ENACTED** by the authority of same:

SECTION I: REMOVAL OF SNOW, ICE AND HAIL MANDATORY

It shall be unlawful for any person, association, firm, partnership, corporation or any other entity owning, possessing or occupying any property along any dedicated or undedicated public street or alleyway within the Borough to fail to remove from the sidewalk abutting said property all snow, ice, hail or sleet within twenty-four (24) hours after the same shall have ceased to fall thereon and to keep said sidewalks free and clear of all snow, ice, hail or sleet thereafter.

SECTION II: DEPOSITING ON STREET OR ALLEY UNLAWFULLY

It shall be unlawful for any person, association, firm, partnership, corporation or any other entity owning, possessing or occupying any property along any dedicated or undedicated public street or alleyway within the Borough, in removing said snow, ice, hail or sleet as set forth in Section I hereof, to deposit same on the traveled cartway of any dedicated or undedicated public street or alleyway within the Borough.

SECTION III: FIRE HYDRANTS TO REMAIN VISIBLE AND ACCESSIBLE

It shall be unlawful for any person, association, firm, partnership, corporation or any other entity owning, possessing or occupying any property along any dedicated or undedicated public street or alleyway within the Borough, in removing said snow, ice, hail or sleet as set forth in Section I hereof, to deposit same in such a manner as to do any of the following:

- (a). Obscure visibility of any fire hydrant;
- (b) Obstruct or impede access to any fire hydrant.

SECTION IV:

It shall be unlawful for any person, association, firm, partnership, corporation or any other entity to permit a vehicle, recreational vehicle, boat, trailer or vehicle that in or on which a person or thing is or may be carried from one place to another, to permit same to stand unattended upon any of the following described streets dedicated to public use, once a snow emergency has been declared by the Mayor of the Borough:

NAME OF STREET	DIRECTION OF TRAVEL	LOCATION
Main Street	West	From Elm St to Oak St
Market Street	West	From State St to Main St

Any vehicle described above remaining on said streets after snow emergency has been declared, shall be towed at the owners expense and in addition shall be subject to the penalties of Section V of this Ordinance.

SECTION V:

It shall be unlawful for any person, association, firm, partnership, corporation or any other entity owning, possessing or occupying any property along any dedicated or undedicated public street or alleyway within the Borough to violate any provision of the Ordinance, and any such person, association, firm, partnership, corporation or any other entity owning, possessing or occupying any property along any dedicated or undedicated public street of alleyway within the Borough, so violating any provision herein, shall, upon conviction in a summary proceeding before a District Justice, be subject to a fine of not more than three hundred dollars (\$300.00) and/or imprisonment for up to ninety (90) days for each offense. For the purpose of this chapter, each day’s violation of the provisions hereof shall be deemed to be a separate offense.

SECTION VI: MUNICIPAL LIENS

Any matters referred to herein as being unlawful shall be declared to be nuisances and removable as such. If the cost of such removal is not promptly paid, a municipal lien shall be filed therefore or such cost otherwise collected as authorized by law.

SECTION VII: PARKING RESTRICTIONS

- a) It shall be unlawful for any person to park or permit a vehicle to stand unattended upon any street, road, alley or highway dedicated to public use which the Borough shall have the duty to maintain during any snowfall and after three (3) or more inches of snow shall have fallen, drifted or accumulated thereon, and remains lying thereon. Said restriction shall remain until the Borough shall have had reasonable opportunity to plow or otherwise remove the snow which has accumulated.
- b) Any person in violation of the above parking restrictions shall upon conviction thereof, pay a fine of not more than five dollars (\$5.00), and in lieu of payment thereof, upon conviction, said fine shall be increased to ten dollars (\$10.00) plus cost of prosecution.

SECTION VIII: REPEAL OF CONFLICTING ORDINANCE

That any Ordinance or part of an Ordinance in conflict with the within Ordinance shall and is hereby repealed to the extent of the conflict of same.

ORDAINED and **ENACTED** as an Ordinance of the Town Council of the Borough, this _____ day of _____, _____.

This is a sample ordinance. We suggest that it be modified, as appropriate, to fit the needs of your borough. We also suggest that all proposed ordinances be reviewed by your solicitor. Although these are samples of ordinances which have been adopted by other municipalities, the Association cannot assume responsibility for ensuring their legality. We are pleased to provide this service free of charge to our members. If we can be of further assistance, please do not hesitate to contact us: **PENNSYLVANIA STATE ASSOCIATION OF BOROUGHS**, 2941 North Front Street, Harrisburg, PA 17110. 717-236-9526.