

ORDINANCE NO. 70

AN ORDINANCE OF THE BOROUGH OF HOWARD MANDATING THE REMOVAL OF SNOW ICE OR OTHER OBSTRUCTIONS WITHIN TWENTY-FOUR (24) HOURS OF SNOWFALL FURTHER PROVIDING FOR PENALTIES FOR THE FAILURE TO REMOVE, SNOW, ICE OR OTHER OBSTRUCTIONS AND FURTHER PROVIDING FOR THE REMOVAL OF SNOW, ICE OR OTHER OBSTRUCTIONS BY THE BOROUGH WITH THE ASSESSMENT OF COSTS TO THE ABUTTING PROPERTY OWNER.

BE IT ENACTED AND ORDAINED by the Borough of Howard and it is hereby enacted and ordained by authority of the same that from and after the passage of this Ordinance as follows:

SECTION ONE. Sidewalks to be kept clear. It shall be the duty of the owners and occupiers of properties as hereinafter provided and the owners of unoccupied lots along whose premises sidewalks have been laid or may hereafter be laid out, under the authority of the Borough Council to cause said sidewalks along their respective properties to be cleared of snow, ice or other obstructions within twenty-four (24) hours after the same shall have ceased to fall in the case of snow or shall have occurred in the case of ice or other obstructions provided: The owner shall be responsible for conforming to the provisions of this Section in the case of unoccupied property, property occupied by him and property containing more than one dwelling or business unit. The occupant shall be responsible, Therefore, in the case of property containing a single dwelling or business unit.

SECTION TWO. Penalties. On neglect or refusal of the owner or occupier to remove said snow, ice or other obstructions as required by Section One hereof, he, she or they shall, upon conviction of such default, neglect or the refusal, pay a fine of not less than Twenty-Five (\$25.00) Dollars and not more than One Hundred (\$100.00)

Obstructions as provided in Section One hereof, shall constitute a separate offense.

SECTION THREE. Borough removal of snow, ice or obstructions and assessment of costs. Whenever any owner or occupier of any abutting property shall refuse or neglect to clear the said sidewalks as provided in Section One hereof, the Mayor may clear or cause the same to be cleared and the cost of clearing them shall be collected by the Borough from the said owner or occupier of the abutting property and such amount may be charged in addition to any fine or penalty imposed under Section Two hereof. The cost of snow removal shall be set on an annual basis by resolution of the Borough Council.

Further- more, the property owner shall be notified by notice posted on the abutting property that unless snow, ice or other obstruction is removed within twelve (12) hours of the posting of said notice that the Borough will clear or cause the same to be cleared and the cost shall be assessed to the owner or occupier of the abutting property.

ENACTED AND ORDAINED into an Ordinance this 21 day of January 1979.

BOROUGH OF HOWARD