

ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF HOWARD, CENTRE COUNTY,
PENNSYLVANIA, PROHIBITING THE PLACEMENT, ERECTION OR CONSTRUCTION
OF STRUCTURES, SIGNS, DELIVERY TUBES OR FENCES WITHIN THE RIGHTS-OF-
WAY OF THE STREETS OF THE BOROUGH OF HOWARD AND SETTING FORTH
PENALTIES FOR VIOLATIONS THEREOF.

WHEREAS, the Borough of Howard, Centre County, Pennsylvania, has recognized that in order to secure and protect the health, welfare and safety of the citizens of the Borough, it is necessary to prohibit the utilization of the Borough streets, roads, alleys and rights-of-way for the purpose of private construction or the placement of objects within the right-of-way for whatever purpose; and

WHEREAS, the Borough Council of the Borough of Howard, Centre County, Pennsylvania, in recognition of the powers granted to it by the Borough Code, Act No. 581 of 1966, 53 P.S. 46 202 §4 as amended, granting to Borough Council the power to prohibit and remove obstructions or nuisances in the streets of the Borough in order to secure for the citizens of the Borough adequate and safe parking, in order to facilitate proper snow removal and in order to avoid traffic congestion and dangerous conditions.

NOW, THEREFORE, be it Enacted and Ordained by the Borough of Howard, Centre County, Pennsylvania, and it is hereby Enacted and Ordained by authority of the same as follows:

ARTICLE ONE PURPOSE

The purpose of the within Ordinance is to prohibit the construction or placement of objects, structures, signs or delivery tubes within the Borough right-of-way. The Borough reserves the right to impose additional requirements as it may deem necessary to meet any special design or construction condition in order to protect the Borough and its citizens from undue hardship and to further secure the general health, welfare and safety of the citizens of the Borough.

ARTICLE TWO ACTS PROHIBITED

It shall be unlawful to construct, erect, place, store or maintain any structure, sign, fence or delivery tube within the rights-of-way of the various streets, alleys or roadways of the Borough of Howard. Nothing contained herein shall prohibit the lawful placement of the aforesaid items on private property within the Borough provided that other regulations and requirements of the Borough of Howard are fully complied with.

ARTICLE THREE PENALTIES

Any person, firm, partnership or corporation violating any of the foregoing rules and regulations shall upon conviction before a district magistrate or other court of competent jurisdiction be sentenced to pay a fine of not less than One Hundred (\$100.00) Dollars nor more than Three Hundred (\$300.00) Dollars, plus the costs of prosecution for each and every offense to be recoverable as now provided by law. Each day of violation of any of the foregoing rules and regulations shall constitute a complete and separate offense.