

### **§ 3-1.2 Litter in Public Places.**

[Ord. #12/6/72, § 2]

No person shall throw or deposit litter in or upon any public place within the Borough except in public receptacles, in private receptacles for collection or in official Borough dumps or rubbish pits. Persons placing litter in public receptacles or in private receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

### **§ 3-1.3 Sweeping Litter into Gutters Prohibited.**

[Ord. #12/6/72, § 3]

No person shall sweep into or deposit in any gutter, street or other public place within the Borough the accumulation of litter from any building or litter from any public sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter.

### **§ 3-1.4 Litter Thrown by Persons in Vehicles.**

[Ord. #12/6/72, § 4]

No person, while a driver or passenger in a vehicle, shall throw or deposit litter upon any public place, private premises or commercial place.

### **§ 3-1.5 Trucks Causing Litter.**

[Ord. #12/6/72, § 5]

No person shall drive or move any truck or other vehicle within the Borough unless such vehicle is so constructed or located as to prevent any load, contents or litter from being blown or deposited upon any street, alley or other public place.

### **§ 3-1.6 Litter in Parks.**

[Ord. #12/6/72, § 6]

No person shall throw or deposit litter in any park within the Borough except in public receptacles and in such a manner that the litter will be prevented from being carried or deposited by the elements upon any part of the park or upon any street or other public place. Where public receptacles are not provided, all such litter shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere, as provided herein.

### **§ 3-1.7 Litter in Fountains, Streams and Rivers.**

[Ord. #12/6/72, § 7]

No person shall throw or deposit litter in any fountain, pond, stream, river or any other body of water in the Borough.

**§ 3-1.8 Handbills in Public Places.**

[Ord. #12/6/72, § 8]

No person shall throw or deposit any commercial or noncommercial handbill in or upon any sidewalk, street or other public place within the Borough.

**§ 3-1.9 Handbills on Vehicles.**

[Ord. #12/6/72, § 9]

No person shall throw or deposit any commercial or noncommercial handbill in or upon any vehicle; provided, however, that it shall not be unlawful in any public place for a person to hand out or distribute, without charge to the receiver thereof, a noncommercial handbill to any occupant of a vehicle who is willing to accept it.

**§ 3-1.10 Handbills on Uninhabited or Vacant Premises.**

[Ord. #12/6/72, § 10]

No person shall throw or deposit any commercial or noncommercial handbill in or upon any private premises which are temporarily or continuously uninhabited or vacant.

**§ 3-1.11 Distribution of Handbills at Inhabited Private Premises.**

[Ord. #12/6/72, § 11]

No person shall throw, deposit or distribute any commercial handbill in or upon private premises which are inhabited, except by handing or transmitting any such handbill directly to the owner, occupant or other person then present in or upon such private premises. The provisions of this subsection shall not apply to the distribution of mail by the United States nor to newspapers (as defined herein), except that newspapers shall be placed on private property in such a manner as to prevent their being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

**§ 3-1.12 Dropping Litter from Aircraft.**

[Ord. #12/6/72, § 12]

No person in an aircraft shall drop or deposit within the Borough, any litter, handbill or any other object.

**§ 3-1.13 Litter on Occupied Private and Commercial Places.**

[Ord. #12/6/72, § 13]

No person shall throw or deposit litter on any occupied private property or commercial place within the Borough, whether owned by such person or not,

except that the owner or person in control of such private property or commercial place may maintain authorized private receptacles for collection in such a manner that litter will be prevented from being carried or deposited by the elements upon any street, sidewalk or other public place or upon any private property.

**§ 3-1.14 Owner to Maintain Commercial Places Free of Litter.**

[Ord. #12/6/72, § 14]

Each owner or person in control of any commercial place, including shopping centers and delivery and parking areas thereat, shall keep the places, parking areas, delivery areas and other open areas which are a part of such commercial place free from litter.

**§ 3-1.15 Owner to Maintain Private Premises Free of Litter.**

[Ord. #12/6/72, § 15]

The owner or person in control of any private property shall at all times maintain the premises free of litter; provided, however, that this subsection shall not prohibit the storage of litter in authorized private receptacles for collection.

**§ 3-1.16 Litter on Vacant Lots.**

[Ord. #12/6/72, § 16]

No person shall throw or deposit litter on any open or vacant private property within the Borough whether owned by such person or not.

**§ 3-1.17 Violations and Penalties.**

[Ord. #12/6/72, § 17]

The violation of any provision of this section shall be punishable by a fine of not more than \$100 for each offense. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder. Imprisonment in addition to, or in lieu of fine, may also be imposed, not to exceed 10 days for each violation.

**§ 3-2 BRUSH, GRASS AND WEEDS.**

**§ 3-2.1 Accumulation of Brush, Weeds and Trash Prohibited.**

[Ord. #12/20/72, § 1; Ord. #2012-07]

It shall be unlawful for any owner or owners, occupant or occupants, tenant or tenants of any lot or tract of land situate within the Borough to permit or maintain on any such lot or tract of land any brush, weeds, dead or dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris injurious to the public health, safety and general welfare or where the same shall tend to create a fire

hazard. Grass or weeds in excess of eight inches in height shall be considered a violation of the within section.

### **§ 3-2.2 Violations and Penalties.**

[Ord. #12/20/72, § 2; New; Ord. # 2012-07]

Any owner or owners, occupant or occupants, tenant or tenants who shall neglect to cut and remove or otherwise destroy such brush, grass, weeds, dead or dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris as directed by this section shall, upon conviction thereof, be subject, for each offense, to the General Penalty as established in Chapter 1, Section 1-5.

### **§ 3-2.3 Notice to Remove; Removal by Borough; Costs a Lien.**

[Ord. # 12/20/72, § 3; Ord. #2012-07]

The Borough Code Enforcement Officer or his or her designee may at any time he or she believes there was a violation of the within provisions shall give notice to the owner or owners, occupant or occupants, tenant or tenants to cut and remove or otherwise destroy any such brush, weeds, grass, dead or dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris within 10 days after notice to remove the same has been received from the Borough, which notice may be affected by personal service, by regular mail, by certified or registered mail, return receipt requested. Thereafter, the Borough shall cause the same to be removed under the direction of the Code Enforcement Officer or the designee or any other duly authorized individual of the Borough; and such officer shall certify the costs thereof to the Borough Council, which shall examine the certificate and, if found correct, shall cause the cost as shown thereon to be charged against the land and premises; and the cost shall be added to and become and form a part of the taxes next to be assessed and levied upon the land, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

### **§ 3-2.4 Collection of Fine Not Bar to Recovery of Costs of Removal.**

[Ord. #12/20/72, § 4]

The imposition and collection of the fine imposed by this section shall not constitute any bar to the right of the Borough to collect the cost, as certified, for the removal of such growths, in the manner herein authorized.

### **§ 3-2.5 Emergent Repairs.**

[Ord. #2012-07]

At any time the Code Enforcement Officer, his designee or a law enforcement officer of the Borough determines that an emergent situation exists which presents a condition which could cause serious or life threatening injury or death said official shall request immediate securing or repairing to alleviate said condition. Thereafter, said officer shall certify the cost thereof to the Borough Council, which shall examine the certificate and, if found correct, shall cause the cost as shown thereon to be charged against the land and premises; and the cost shall be added to and become and form a part of the taxes next to be assessed and levied upon the land, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

**§ 3-2.6 Emergent Repairs—Violations and Penalties.**

[Ord. # 2012-07]

The owner or owners, occupant or occupants, tenant or tenants responsible for causing said emergent situation shall, in addition to the above referenced costs, be subject, upon conviction, to the General Penalty as established in Chapter 1, Section 1-5.