

ORDINANCE NO. **70**

AN ORDINANCE PROHIBITING THE KEEPING OR STORAGE OF JUNK AND RUBBISH IN AN UNSHELTERED AREA IN THE TOWNSHIP OF PENN, BUTLER COUNTY, PENNSYLVANIA, AND FURTHER PROVIDING FOR THE PENALTY FOR VIOLATION OF SAID ORDINANCE. AND FURTHER PROVIDING FOR THE REPEAL IN PERTINENT PART OF ORDINANCE NOS. 64 and 44.

Be it ordained and enacted and it is hereby ordained and enacted by the Board of Supervisors of the Township of Penn, Butler County, Pennsylvania:

SECTION 1. The word "junk" as used in this Act means any old, unused, and/or stripped automobile not in full and complete working order and without a current registration plate and any other vehicles, machinery, implements, and/or equipment and personal property of any kind which is no longer useable for the purpose for which it was manufactured. As used in this section the word "rubbish" means any material which may be deleterious to public health, increase the risk of fire, or which emits or gives off offensive or noxious orders. As used in this section the word "unsheltered" means not enclosed in a structure or within a fenced area so as to be out of view.

SECTION 2. The storage of any junk or rubbish in an unsheltered area for a period of 30 days or more by any person, firm, corporation, or association is hereby declared to be a nuisance and dangerous to the public health and safety.

SECTION 3. It shall be unlawful for any person, firm, corporation, or association to permit this nuisance to continue. The owner, owners, tenants, lessees, or occupants shall be jointly and severally liable for the abatement of this nuisance.

SECTION 4. Any person, firm, corporation, or association guilty of violating the provisions of this ordinance or who fails to comply with its requirements shall upon conviction be fined not less than \$10.00 or more than \$300.00 for each offense and a separate offense shall be deemed committed on each day during which such nuisance is permitted to exist. Said fines are to be for the use of the Township of Penn and to be collected as fines and penalties are now collected. In default of payment of the fine, such persons, the members of such partnership or the officers of such corporation shall be liable to imprisonment for not more than sixty (60) days.

SECTION 5. This ordinance is not intended to nor shall it prohibit or restrict commercial activity otherwise allowable in the zoning district. Ordinances numbered 64 and 44, to the extent that they are inconsistent or conflicting with this Ordinance, are hereby repealed insofar as they affect this Ordinance, effective with the effective date of the within Ordinance.

Ordained and enacted at a meeting of the Board of Supervisors of the Township of Penn this 5th day of November, 1984.

ATTEST:

[Signature]

PENN TOWNSHIP BOARD
OF SUPERVISORS

By: *[Signature]*
Arthur W. Perry
Jose J. Dowers