

Chapter 10

Health and Safety

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Part 1**Dumping or Scattering Waste****§10-101. Definitions.**

The word “person” as used in this Part shall mean any natural person, partnership, firm, or corporation. The singular shall include the plural and masculine shall include the feminine and the neuter.

(*Ord. 3, 4/12/1973, §1*)

§10-102. Unlawful to Dump.

It shall be unlawful for any and all persons to cause dumping or the depositing of trash, rubbish, ashes, garbage, decaying wood or material, and those items commonly termed junk or refuse of any kind or nature on the streets or public highways, alleys, lots, or vacant lots within the Borough of Pillow.

(*Ord. 3, 4/12/1973, §2*)

§10-103. Unlawful to Keep Animal Waste.

It shall be unlawful for any person to keep, store, maintain, or distribute the excretion of animals, commonly known as manure, except those excretions and compost piles used for gardening purposes, when maintained within the practices of good husbandry.

(*Ord. 3, 4/12/1973, §3*)

§10-104. Unlawful to Litter on the Streets of the Borough.

It shall be unlawful for any person to deposit or throw the refuse upon the streets, private properties, and public walks within the Borough committing the act which is commonly known as littering.

(*Ord. 3, 4/12/1973, §4*)

§10-105. Penalties and Fees.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not less than \$50 nor more than \$1,000 plus costs and reasonable attorney fees incurred by the Borough in the enforcement proceeding and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(*Ord. 3, 4/12/1973, §6; as amended by A.O.*)

Part 2**Control of Grass, Weeds and Other Vegetation****§10-201. Vegetative Growth a Nuisance Under Certain Conditions.**

1. No person, firm or corporation, owning or occupying any property within the Borough shall permit any grass or weeds or any vegetation whatsoever, not edible or planted for some useful or ornamental purpose, to grow or remain upon such premises so as to exceed a height of 6 inches; nor shall any noxious weeds prohibited by the Noxious Weed Control Law, 3 P.S. §255.8, or by regulations of the Department of Agriculture be permitted to grow within the Borough including:

- A. Marihuana.
- B. Chicory, succory or blue daisy.
- C. Canadian thistle.
- D. Multiflora rose.
- E. Johnson grass.
- F. Musk thistle.
- G. Bull thistle.
- H. Jimson weed.
- I. Mile-a-minute.
- J. Kudzu vine.
- K. Shattercane.

2. Any grass, weeds or other vegetation growing upon any premises in the Borough in violation of any of the provisions of this Section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Borough.

(A.O.)

§10-202. Responsibility for Removing, Cutting or Trimming.

The owner of any premises, or the occupant of premises occupied by other than the owner, shall remove, trim or cut all grass, weeds or other vegetation growing or remaining upon such premises in violation of the provisions of §10-201.

(A.O.)

§10-203. Notice to Remove, Trim or Cut; Municipality May Do Work and Collect Cost and Additional Amount.

The Borough Council, or any officer or employee of the Borough designated thereby for this purpose, is hereby authorized to give notice, by personal service or by United States mail, to the owner or occupant, as the case may be, of any premises whereon grass, weeds or other vegetation is growing or remaining in violation of the provisions of §10-201 of this Part, directing and requiring such occupant to remove, trim or cut such grass, weeds or vegetation so as to conform to the requirements of this Part, within

10 days after issuance of such notice. Whenever, in the judgment of the Borough Council it shall appear to be impracticable to give notice as above provided, either because the owner or occupant cannot readily be found or because a search for the owner or occupant would entail unreasonable delay, the Borough Council or any officer or employee of the Borough designated thereby for that purpose, may give notice by posting conspicuously on the property where such nuisance exists, a notice or order directing and requiring that such nuisance be abated within 10 days. In case any person, firm or corporation shall neglect, fail or refuse to comply with such notice within the period of time stated therein, the Borough Council may order the removal, trimming or cutting of such grass, weeds or vegetation, and the cost thereof, together with a penalty of 10 percent of the cost thereof shall be collected by the Borough from such person, firm or corporation, in the manner provided by law.

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§10-204. Penalties for Violation.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and reasonable attorney fees incurred by the Borough in the enforcement proceeding and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

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