

ORDINANCE NO. 3

An ordinance regulating the sidewalks and crossings, prohibiting and removing obstructions and providing penalties for violations of this ordinance.

Be it ordained and enacted by the Town Council of the Borough of Clymer, in the County of Indiana, and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same.

Section 1. No person shall stop any wagon, bicycle or other vehicle, team, horse or other animal on any of the sidewalks, street crossings, paths or walks commonly used by pedestrians, or obstruct them in any sidewalks, crossings, paths and walks as against vehicles, teams, and animals, and any violation of this section will subject the offender to a fine or penalty of not less than two, nor more than ten dollars.

Section 2. Any person who shall draw, drive or cause to be driven, any wagon, cart, sled or other vehicle (except wheelbarrows, and children's wagons and carriages) on any brick, stone, cement or ash sidewalk or footway of the Borough; or shall willfully lead, hitch, ride or drive (except when passing immediately across in going to and from stables, yards or alleys) any horse, mule, sheep, hog or cattle on any of the sidewalks or footways aforesaid shall be subject to a fine or penalty of not less than two, nor more than five dollars; Provided: That any person or persons having no inlet or outlet to his or their lot or enclosure other than over a sidewalk, may apply to the council for such relief from the operation of this section as the case demands.

Section 3. No opening railing or passageway into cellars, hereafter made, shall be allowed to extend more than four and one-half feet upon any sidewalk of the Borough; all cellar ways shall be securely covered or protected with substantial door or doors, to shut even with the sidewalk; shall be kept in good order and repair, and the same shall be kept closed during all hours of the night; and no step or stairway shall be permitted to be made or remain on any of the alleys of the Borough; any violation of this section shall subject the offender to a penalty of not less than five nor more than twenty-five dollars, and to the further penalty of five dollars for every day such violation shall continue after notice thereof from the Street Commissioner or High Constable.

Section 4. Whenever ice or snow, or either of them, shall accumulate upon the sidewalks, so as to impede or interfere with the use thereof, the occupants or owners of all lots fronting on such sidewalks shall remove said ice and snow from the walks in front of their respective premises. Failure to remove said ice and snow, after three hours written notice from the Burgess, shall subject the offender to a fine or penalty of not less than one dollar nor more than three dollars and costs.

Section 5. Whenever improved sidewalks, or any portion thereof, shall become grown up with grass, weeds or bushes, the occupants or owners of all such lots shall cut or dig and remove the same, upon notice from the Street Commissioner; and failure to comply with this section shall subject the offender to a fine or penalty of not less than one nor more than three dollars and costs.

Section 6. Upon judgement against any person by summary conviction of violation of any section of this ordinance, or by proceedings by summons, on default of payment of fine or penalty imposed by said judgement and costs, the defendant shall be sentenced and committed to the county jail for a period not exceeding thirty days.

Section 7. Any ordinance or part of ordinance conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same affects this ordinance.

Ordained and enacted by Town Council lawfully assembled in said Borough.

H. Ney Prothero,
President of Council

J. A. Dearolph,
Chief Burgess