

ORDINANCE NO. 256

AN ORDINANCE OF THE BOROUGH OF CLYMER, COUNTY OF INDIANA AND COMMONWEALTH OF PENNSYLVANIA, REQUIRING OWNERS, OCCUPANTS AND TENANTS OF PROPERTY TO REMOVE SNOW AND ICE FROM THE ABUTTING SIDEWALKS: PRESCRIBING THE CONDITIONS UNDER WHICH SUCH SNOW AND ICE MAY BE REMOVED BY THE BOROUGH AT THE EXPENSE OF THE OWNER, OCCUPANT OR TENANT OF PROPERTY: AND PRESCRIBING PENALTY FOR VIOLATION.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Borough Council of the Borough of Clymer, County of Indiana and Commonwealth of Pennsylvania as follows:

Section 1. The owner, occupant or tenant of every property abutting upon or alongside any street or alley in the Borough of Clymer is hereby required to remove or cause to be removed from all of the sidewalks in front of or abutting upon such property, all snow and ice thereon fallen or formed, within twenty-four (24) hours after the same shall have ceased to fall or to be formed.

PROVIDED: the owner of a property shall be responsible for conformity to the requirements of this section where such property shall be occupied by such owner, shall be vacant or unoccupied or shall be a multiple-unit property, having more than one tenanted or tenantable unit; the tenant or occupier of a property shall be so responsible where such property is a single-unit property, occupied by such tenant or occupier only.

Section 2. In any case where the owner, occupant or tenant, as aforesaid, shall fail neglect or refuse to comply with the provisions of the first section of this ordinance, within the time limit prescribed therein, the Borough authorities may proceed immediately to clear all snow and/or ice from the sidewalk of such delinquent, and to collect the expenses thereof, with an additional amount of ten per cent (10%) thereof, from such owner, occupant or tenant as the case may be, which may be in addition to any fine or penalty imposed under the third section of this ordinance.

Section 3. Any owner, occupant or tenant who shall fail to remove any snow or ice from any sidewalk as required by the first section of this ordinance shall, upon conviction thereof be sentenced to pay a fine of not more than three hundred dollars (\$300.00) and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than ten (10) days. Provided: such fine and costs of prosecution may be in addition to any expenses and additional amounts imposed as provided in the second section of this ordinance.

ORDAINED AND ENACTED this *First* day of *April*, 1991

BOROUGH OF CLYMER

Thomas Seider

President

ATTEST:

Connie L. Carter

Secretary

Joseph E. Koalick

Mayor

Approved this *First* day of *April*, 1991

CLYMER BOROUGH

a. PROCLAMATION STATEMENT

BOROUGH OF CLYMER RESOLUTION

WHEREAS, The Commonwealth's Emergency Management Service Code (35 Pa. C.S.A. Section 7101-7107) also known as P.L. 1332, Commonwealth of Pennsylvania Act 1978-323, directs and authorizes each political subdivision of the Commonwealth to establish a local emergency management agency and develop a comprehensive emergency plan, and

WHEREAS, each emergency management agency shall have the responsibility for emergency management activities involving mitigation, preparedness, response and recovery in order to provide for the health, safety and welfare of the residents of the Borough of Clymer and

WHEREAS, the Borough of Clymer Emergency Operations Plan has been developed to outline basic operations and procedures to be implemented in the event of an incident either man-made or natural that requires a coordinated response.

NOW AND THEREFORE, be it resolved under Resolution dated _____, that the Clymer Borough Council executed the attached plan. Such plan supersedes all previous editions of the Borough of Clymer Emergency Operations Plan.

Clymer Borough

Joseph E. Kudlick
Clymer Borough, Mayor

Richard S. Sankin
Clymer Borough, Council President

Abney J. Carter
Clymer Borough, Council Vice President

ATTEST:

Abney J. Carter
Clymer Borough, Secretary

Adopted this first day of July, 1991.