BOROUGH OF SEVEN FIELDS

ORDINANCE #26

AN ORDINANCE OF THE BOROUGH OF SEVEN FIELDS, COUNTY OF BUTLER, COMMONWEALTH OF PENNSYLVANIA, PERTAINING TO THE CLEANING AND MAINTENANCE OF ROADS WITHIN THE BOROUGH LIMITS.

WHEREAS, the Borough of Seven Fields is not the owner of any roads within the Borough limits and has no legal responsibility for maintenance of same; and

WHEREAS, the duty of maintenance is with the owner of the roads within the Borough of Seven Fields; and

WHEREAS, the Borough Council has received numerous complaints from residents concerning the lack of maintenance of said roads; and

WHEREAS, the Borough Council has determined that the existence of any hazardous conditions upon the roads within the Borough limits which pose a threat to public safety shall constitute a nuisance; and

WHEREAS, the Borough Code empowers the Council to pass an Ordinance to provide for the protection of the safety of Borough residents and to prohibit and remove any nuisances in the streets of the Borough; and

WHEREAS, the Borough Code authorizes the Borough Council to collect the cost and impose a penalty for the removal of any said nuisances.

NOW, THEREFORE, the Borough of Seven Fields does hereby adopt this Ordinance as follows:

SECTION 1.

It shall be the responsibility of the owner of the roads and

highways within the limits of the Borough of Seven Fields to kepp them clean and clear of snow, ice and other obstructions caused by weather or caused in any other way.

SECTION 2.

Should the owner of the said public roads or highways fail to keep and maintain said roads and highways in a safe and passable condition so that the safety and welfare of the residents is harmed or endangered, the Borough of Seven Fields may cause the same to be done and shall collect the cost thereof, together with a penalty of ten (10%) percent of such cost in the manner provided by law for the collection of municipal claims, or by action of assumpsit, or by bill in equity.

SECTION 3.

The responsibility or compliance with the Ordinance lies with the person or organization responsible for the maintenance of said public roads, and highways and the owner of said public roads and highways.

SECTION 4.

Non-compliance with this Ordinance will result in action by the Borough Council to meet the standards set by the Ordinance.

ORDAINED AND ENACTED by the Council of the Borough of Seven Fields this 13th day of February, 1989.

ATTEST:

Christine R. Clutter
Borough Secretary

BOROUGH OF SEVEN FIELDS

By: Nicholas J. Marchese
Council President

REVIEWED AND APPROVED BY ME THIS 13th day of February, 1989.

John H. Valentine
Borough of Seven Fields
Mayor