

AMENDMENT TO ORDINANCE

The Board of Supervisors of East Fallowfield Township hereby amends the East Fallowfield Township Consolidated Ordinances of 1986 Chapter 18 Weeds and Noxious Growth as follows:

Section 102: Definitions. Noxious Growth - Any growth serving no useful purpose and which is or may be injurious to health or property, or which is otherwise prohibited or limited by public policy or law, or which serves as a breeding area for vermin or insects.

Section 103. Duty and Responsibility of Owners. No person, firm or corporation owning or occupying any property within the Township of East Fallowfield Township shall permit any grass or weeds or any vegetation whatsoever, not grown for human consumption or planted for some useful or ornamental purpose, to grow or remain upon such premises so as to exceed a height of twelve (12) inches or to throw off any unpleasant or noxious odor or to conceal any filthy deposit, or act as a breeding place for vermin or insects, or to create or produce pollen. All such grass or weeds shall be cut not less often than on or before June 15th and August 15th of each year, and in any case shall not be permitted to exceed twelve (12) inches in height at any time. Any grass, weeds, or other vegetation growing upon any premises in violation of this or any other provision of this Chapter is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Township.

Section 103. Enforcement. The Township Code Enforcement Officer shall give notice to any such property owner, or occupant, or the violation of the terms of this Ordinance, together with directions that the Ordinance be complied with and the offending vegetation be cut down and if said notice by the Township Code Enforcement Officer, has not been complied with within a period of seventy-two hours (72 hrs.) following notice, then in such case the Township of East Fallowfield shall, with its workmen, agents, or independent contractors, enter upon said premises and abate said nuisance at the cost of the property owner or occupant of the premises, which cost shall be determined by the prevailing prices and wage rates for such work within the local area together with a penalty of fifty dollars (\$50.00), but no charge shall be less than ten dollars (\$10.00).

Section 104. Recovery of Costs. Upon the completion of the work, it shall be the duty of the Secretary of the Board of Supervisors upon proper certification, to bill the property owners or occupant, for the amount of said charge with penalty, and if not paid within ten days thereafter, the Township Supervisors shall institute suit for the recovery of said bill, penalty and costs, or at their discretion to enter lien against the premises on which the work has been done in accordance with the Act of Assembly in such case made and provided.

Section 105. Service of Notice. Any notice required to be given under the provisions of this Ordinance, may be delivered by an officer, or agent of the Township or by registered or certified mail, addressed to the owner of the premises, if not residing in the Township and the date of the receipt of notice, if personally served, and the date indicated on the return receipt if served by mail, shall be deemed the time of notice.

Section 106. Violation of Penalties. In addition to the right given the Township by this Ordinance to collect the cost of abatement of the nuisance, and refusal on the part of any owner or occupier to comply with provisions of said notice shall be deemed to be a violation of the Ordinance and upon conviction of such violation before any Justice of the Peace, such person or persons may be fined not less than Five Dollars (\$5.00) nor more than Three Hundred Dollars (\$300.00) to be collected as fines are by law collectible.

Section 107. Effective Date. This Ordinance being necessary and required for the immediate correction or existing nuisances, shall be effective immediately upon its passage.

Section 108. Inconsistent Ordinances Repealed. All Ordinances or parts of Ordinances insofar as the same are inconsistent herewith shall amendment to the East Fallowfield Township Consolidated Ordinance of 1986 at their meeting on May 17, 1989, at 7:30 P.M. at the East Fallowfield Township Building, Strasburg Road, Coatesville, Pennsylvania, as a public hearing on the proposed amendments as follows: