

ORDINANCE NO. 1189-79 REMOVAL OF SNOW AND ICE FROM SIDEWALKS

A. Snow and Ice to be Removed from Sidewalks; Responsibility Therefor; Time Limit

The owner, occupant or tenant of every property fronting upon or alongside of any of the streets in the Borough of Apollo is hereby required to remove or cause to be removed from all of the sidewalks in front of or alongside of such property all snow, ice, hail and/or sleet 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 conforming to the requirements of this section where such property is occupied by such owner or is unoccupied or vacant, or where such property is a multiple business or multiple-dwelling property, occupied by more than one tenant, or occupier; the occupant or tenant of a property shall be responsible therefor where such property consists of a single unit, occupied by such tenant or occupier only.

Any owner, occupant or tenant away during the winter months shall make arrangements for the removal of snow, ice, hail and/or sleet during the time of the absence of the owner, occupant or tenant.

B. Snow and Ice not to be Deposited in Streets

It shall be unlawful for any person, association, partnership or corporation to throw, cast, or deposit, or cause to be thrown, cast or deposited any snow, ice, hail or sleet into any streets of public highways situate within the Borough of Apollo.

C. Authority for Borough to Remove Snow and Ice and Collect Cost Plus Ten Percent

In any case where the owner, occupant or tenant, as aforesaid, shall fail, neglect or refuse to comply with any of 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, ice, hail and/or sleet from the sidewalk of such delinquent, and to collect the expenses thereof, with ten percent (10%) added thereto, from such owner, occupant or tenant as the case may be, which may be in addition to any fine or penalty imposed under the fourth section of this ordinance.

D. Penalty for Violation; Abatement of Nuisances

It shall be unlawful for any person, association, partnership or corporation to violate any provision of this ordinance and any such person, association, partnership or corporation so violating any provision hereof shall, upon conviction thereof before the Mayor or any Justice of the Peace of the Borough, be sentenced to pay a fine of not more than Three Hundred (\$300.00) Dollars and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment for not more than ten (10) days. Provided, for the purposes of this ordinance, each day's violation of any provision thereof shall be deemed a separate offense.

DONE, ORDAINED AND ENACTED, by the Town Council of the Borough of Apollo, lawfully assembled in Council Chambers this 19th day of February, 1979.

ATTEST:

Gene A. P. [Signature]
Borough Secretary

John L. [Signature]
President of Council

APPROVED THIS 19th DAY OF FEBRUARY 1979

William H. [Signature]
Mayor