

ORDINANCE NO. 04-04

AN ORDINANCE OF THE BOROUGH OF ROCKWOOD REQUIRING ALL OWNERS OR OCCUPANTS OF PROPERTY FRONTING ON ANY PUBLIC STREET OF THE BOROUGH TO KEEP THE SIDEWALKS IN FRONT OF OR ALONG SAID PROPERTY CLEAR AND FREE FROM SNOW AND ICE.

WHEREAS, the Borough of Rockwood is empowered with the duties and obligations, for the protection of all citizens, to require owners or occupants of properties to keep sidewalks free and clear from snow and ice, and to provide for penalties for the violation of same, the Borough has determined that it is in the best interest of all citizens to enact this ordinance.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the Borough of Rockwood, and it is hereby Ordained and Enacted by the authority of the same:

Section 1. That from and after the date of this ordinance, it shall be the duty of all owners or occupants of property as tenants, fronting on any of the streets within the Borough of Rockwood to keep the sidewalks in front or along said properties clear and free of snow and ice at all times, so that pedestrians may pass over the same with safety.

Section 2. It shall be the duty of the police department of the Borough of Rockwood, acting under the directions of the mayor, to see that the provisions of this ordinance are observed.

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Section 3. The police department shall give written notice to any such property owner or occupant thereof to comply with the provisions of this ordinance within twenty-four (24) hours of the receipt of said written notice. Said written notice shall be either delivered in person to the owner or occupant of said property, or posted in a conspicuous place on the front door of any structure on the premises if the police officer is unable to hand said notice personally to the said owner or occupant.

Section 4. Any owner or owners, occupant or occupants of property within the Borough of Rockwood, who shall violate this ordinance shall, upon conviction thereof, be guilty of a summary criminal offense, and shall be prosecuted according to the Pennsylvania Rules of Criminal Procedure in the case of summary offenses. Each and every day in which the sidewalks have not been cleared, after provision of notice for same, shall be considered as a separate offense. Upon conviction of any violation, the owner or occupant shall be compelled to pay a fine of at least Fifty and 00/100 (\$50.00) Dollars per day for any single violation.

Section 5. In cases in which there are no police officers hired by Rockwood Borough, this ordinance may be enforced by any police agency with appropriate jurisdiction or by proper delegation of the powers to enforce same by resolution of borough council.

Section 6. All ordinances or parts of ordinances inconsistent herewith, are hereby repealed.



Section 7. This ordinance shall take effect immediately.

DULY ENACTED this 16th day of November 2004.

Attest:

BOROUGH OF ROCKWOOD

[Signature]
Secretary

By *Donald Warwick*
President of Council

Examined and Approved by me, the undersigned Mayor, on this 16th day of
November 2004.

[Signature]
Mayor