

**NORTH FRANKLIN TOWNSHIP
WASHINGTON COUNTY, PENNSYLVANIA
ORDINANCE: 3 of 2022**

**AN ORDINANCE BY THE BOARD OF SUPERVISORS OF
NORTH FRANKLIN TOWNSHIP AMENDING THE
TOWNSHIP CODE OF ORDINANCES, SPECIFICALLY
CHAPTER 370-20 QUALITY OF LIFE VIOLATIONS AND
ARTICLE VI; EMERGENCY SNOW REMOVAL, SECTION
425-58 PROVIDING PENALTIES FOR THE VIOLATIONS
THEREOF.**

WHEREAS, the Municipalities Planning Code, 53 P.S. §10101 *et seq.* (the “MPC”), authorizes the Township (the “Township”) to create ordinances for the regulation, administration and enforcement of Township zoning ordinances, codes, etc.; and,

WHEREAS, pursuant to its authority under the MPC, the Board of Supervisors of the Township (the “Township Supervisors”) have adopted a Township Code, including the establishment of regulations related to emergency snow removal and setting penalties; and,

WHEREAS, the Township Supervisors believe there is a need to amend the Township Code to provide Code Enforcement the ability to regulate certain snow related activities under the Quality of Life section of the Township Code; and

WHEREAS, the Township Supervisors also believe there is a need to amend the Township Code to provide stricter penalties for individuals who violate the emergency snow removal provisions of the Township Code; and,

NOW THEREFORE, the Board of Supervisors hereby ordains and enacts as follows, incorporating the above recitals by reference:

SECTION 1. SHORT TITLE.

This Ordinance shall be known as the North Franklin Township “Emergency Snow Removal Penalty Amendment Ordinance”

**SECTION 2. AMENDMENT TO, CHAPTER 370 PROPERTY MAINTENANCE,
SECTION 370-20 QUALITY OF LIFE VIOLATIONS.**

§ 370-20 Quality of Life Violations of the Township Code is amended by inserting the following:

G. Throwing snow in public walkways, roadways, failure to remove snow from public walkways, etc.

- i. It shall be unlawful for any person to throw, shovel, cast or otherwise move, place, pile, deposit or dump snow or ice removed from sidewalks, driveways or other areas into the streets or public highways, or for any person, when the cartway of the street or highway shall be cleared or partially cleared, to throw or place any snow or any other accumulation in the cleared cartway or passageway area.
- ii. It shall be unlawful for any property owner to fail to move vehicles from public roadways in a timely manner immediately prior to and/or immediately after a weather event involving snow, ice and/or hazardous conditions. If said vehicle is located within the public roadways/right-of-way/walkway/cartway in a manner that interferes with the Township's ability to clear the roadways, a violation has occurred.
- iii. It shall be unlawful for any property owner to fail to remove any snow or ice from sidewalks, driveways, walkways, etc. located in a public right-of-way within twelve (12) hours of a snow/ice event that resulted in any accumulation of snow, ice, etc.

SECTION 3. AMENDMENT TO ARTICLE VI; EMERGENCY SNOW REMOVAL, SECTION 425-58.

§ 425-58 Violations and penalties of the Township Code is amended by inserting the following:

Any driver or owner of a motor vehicle, or any owner, agent or tenant of premises violating the provisions of this article shall, upon conviction before a Magisterial District Judge, pay a fine of \$200, together with costs of prosecution and, in default of payment, undergo imprisonment for not more than 15 days.

SECTION 4. REPEALER. Any Township Ordinances or provisions of the Township Code which are inconsistent herewith are hereby repealed to the extent of any such inconsistency.

SECTION 5. SEVERABILITY. If any sentence, clause, section or other part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 6. EFFECTIVE DATE. This ordinance shall become effective five (5) days after adoption.

ENACTED AND ORDAINED this 10th day of May, 2022.

ATTEST:

BOARD OF SUPERVISORS
NORTH FRANKLIN TOWNSHIP


Secretary
(SEAL)


Chairperson, Board of Supervisors


Supervisor


Supervisor

Approved by the Township Solicitor:

By: 
Gary L. Sweat, Esq.