

BOROUGH OF WEST EASTON
ORDINANCE NO. 632

AN ORDINANCE OF THE BOROUGH OF WEST EASTON, NORTHAMPTON COUNTY PENNSYLVANIA, ESTABLISHING RESPONSIBILITY FOR SNOW AND ICE REMOVAL FROM SIDEWALKS AND OTHER AREAS, REGULATING THE DUMPING THEREOF, AND PRESCRIBING PENALTIES FOR VIOLATION.

The Council of the Borough of West Easton , Pennsylvania, hereby ordains as follows:

Section 1. Definitions. As used in this ordinance the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context.

BUSINESS DAY – Any day not a Sunday or national holiday.

BUSINESS HOURS – The hours between 9 a.m. and 5 p.m. on any business day.

CARTWAY – Portion of a street or highway improved, designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

CORPORATION – Natural person, partnership, corporation, association, or any other legal entity.

SIDEWALK – Portion of a street between the curb lines, or the lateral lines of a cartway, and the adjacent property lines, intended for use by pedestrians.

STREET or HIGHWAY – The entire width between the boundary lines of a way publicly maintained when any part thereof is open to the use of the public for the purpose of vehicular travel.

Section 2. Responsibility for Removal of Snow and Ice from Sidewalks. Every person in charge or in control of any building or lot of land fronting or abutting on a paved sidewalk, whether as owner, tenant, occupant, lessee, or otherwise, shall remove and clear away or cause to be removed or cleared away, snow and/or ice from a path of at least thirty inches (30”) in width from so much of said sidewalk in front of or abutting said building or lot of land.

1. Snow and ice shall be removed from sidewalks within twelve (12) hours after the end of any snow fall, sleet and/or freezing rain.
2. In the event the snow and/or ice on a sidewalk becomes so hard and hazardous that it cannot be removed without the likelihood of damaging the sidewalk, the person responsible for its removal shall, within the twelve (12) hour period, shall put sand, salt or other abrasives on the sidewalk to make pedestrian travel reasonably safe; and shall, as soon thereafter as weather permits, clear a path in the sidewalk of at least thirty (30") inches in width.
3. In the event snow or ice accumulates on a sidewalk by other means, including but not limited to drifting or snow falling off any structure, the owner, tenant, occupant, or lessee, shall remove and clear away or cause to be removed and cleared away within a reasonable period of time but not later than twelve (12) hours after the accumulation ends.

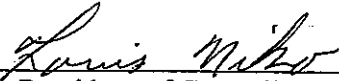
Section 3. Depositing of Snow and Ice Restrictions. No person shall deposit or cause to be deposited any snow or ice on or immediately next to a fire hydrant or on any sidewalk, roadway, or loading and unloading areas of any public transportation system, except that snow and ice may be mounded by the Borough of West Easton on public cartways incident to cleaning thereof or mounded on curbs incident on clearing of sidewalks in business districts.

Section 4. Penalties. Any person who shall violate any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than six hundred (\$600.00) dollars, and in default of payment, to imprisonment for a term not to exceed thirty (30) days. Each day that a violation continues shall constitute a separate offense.

Section 5. Repealer. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed. The following ordinances or parts thereof are specifically repealed:

Section 6. Severability. If any sentence, clause, section, or part of this ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not effect or impair any of the remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared as the intent of the Council of the Borough of West Easton that this ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included herein.

Section 7. Effective Date. This ordinance shall be effective on the 11th day of September, 2000.



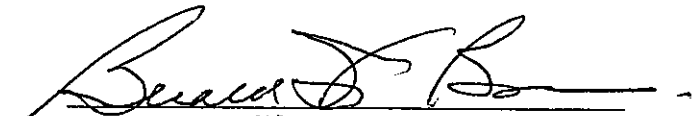
President of Council

ATTEST:



Borough Secretary

Approved this 11th day of September, 2000.



Mayor