

BOROUGH OF SPRINGDALE

ORDINANCE NO. 1293

AN ORDINANCE OF THE BOROUGH OF SPRINGDALE, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE 1256 AS CODIFIED IN CHAPTER 29 OF THE CODIFIED ORDINANCES OF THE BOROUGH OF SPRINGDALE IDENTIFYING GENERAL BOROUGH ORDINANCE VIOLATIONS WITHIN THE BOROUGH, SETTING THE PENALTY FOR VIOLATIONS THEREOF AND AUTHORIZING THE CREATION AND ISSUANCE OF LOCAL CITATIONS AND PENALTIES FOR VIOLATIONS OF SAME.

WHEREAS, the Pennsylvania Borough Code permits the Borough to enact Ordinances protecting the health, safety and welfare of its residents and to regulate property consistent therewith; and

WHEREAS, in accordance with this power set forth in the Borough Code, the Borough of Springdale has enacted various ordinances protecting the health, safety and welfare of its residents and to regulate property consistent therewith, which is currently embodied in Ordinance 1256 as codified at Chapter 29 of the Codified Ordinances of the Borough of Springdale; and

WHEREAS, the Borough of Springdale desires to further amend said ordinance to update same including fines and penalties and to include an appeal process for same;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Borough of Springdale of Allegheny County, as follows:

SECTION I: REVISIONS AND AMENDMENTS TO ORDINANCE 1256

Section I(1) (§ 29-1 of the Codified Ordinances) is hereby revised to read as follows:

1. Council for the Borough of Springdale hereby identifies the following general borough ordinance infractions and further authorizes penalty for violation said general borough ordinance infractions of \$50.00 if paid within ten (10) days which penalty may be modified from time to time by resolution of Borough Council.
 - a. Loitering
 - b. Curfew violation
 - c. High grass or weeds
 - d. Accumulation of Junk, Debris, Trash and/or Litter
 - e. Storage of abandoned, unregistered or unauthorized vehicles
 - f. Failure to remove snow and ice from sidewalks
 - g. Failure to keep sidewalks in proper state of repair
 - h. Vehicle on roadway without current registration or inspection
 - i. Any other similar general borough ordinance violation regulating property and/or protecting the health, safety and welfare of the residents of Springdale.

Section 1(2) (§ 29-1 (B.)) is hereby revised to read:

2. Failure to pay the citation to the Borough within the required time period will lead to the filing of charges at the local magisterial district judge and additional fines of not less than \$100.00 or more than \$1000.00 per infraction shall be imposed upon conviction together with any other court costs and filing fees incurred and including the additional assessment of reasonable attorney's fees incurred.

A new Section I(4) (§ 29-1 (D.)) is hereby adopted to read:

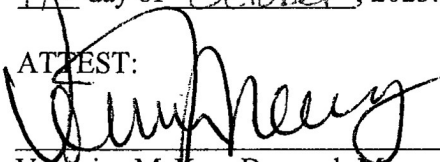
3. The Code Violation Citation shall include an appeals process as required by law for any individual who desires to challenge the determination that a violation has occurred and which shall be expressly set forth on the Code Violation Citation.

SECTION II: REPEALER; SEVERABILITY

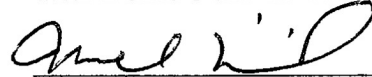
1. Any ordinance, or part thereof, conflicting with the provisions of this Ordinance is hereby repealed insofar as the same conflicts with this Ordinance.
2. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect 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 Springdale that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

ORDAINED AND ENACTED at a regular meeting of the Council of the Borough of Springdale County of Allegheny, Commonwealth of Pennsylvania, a full quorum being present, the 17th day of October, 2023.

ATTEST:


Veronica McKay, Borough Manager

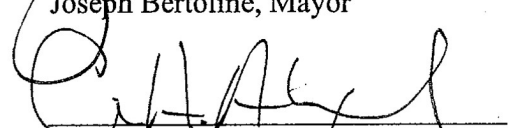
THE BOROUGH OF SPRINGDALE


Michael Ziencik, Council President

EXAMINED AND APPROVED by me this 17th day of October, 2023.


Joseph Bertoline, Mayor

APPROVED AS TO FORM:


Craig H. Alexander, Esquire
Solicitor