

TOWNSHIP OF RUSH
Schuylkill County, PA

ORDINANCE NO. 119

SNOW REMOVAL

Section 1 - Responsibility for Clearing Sidewalks

The respective occupants of each and every piece of real estate or separate property within the Township, or if there be no occupant, then the respective owners of each and every piece of unoccupied real estate within the Township, shall clear the snow from sidewalks or other areas designated for pedestrian travel appertaining respectively to said pieces of real estate within twenty-four (24) hours after a snow shall have fallen.

Section 2. If the said occupants or owners of the real estate or separate properties shall fail to remove the said snow as aforesaid, then it shall be lawful for the Township at the direction either of a Roadmaster, or the Board of Supervisors or the Chief of Police, to remove or have removed the said snow. The cost of such removal shall be charged against the owner or occupant of the premises or both and the same shall be collected as debts of like amount by law are collectible. The removal of the said snow by the Township and the collection of the said expenses of removal from the owner or occupant shall in no case relieve such owner or occupant from fine or penalty provided herein.

Section 3. It shall be unlawful for any person in Rush Township in removing snow or ice from pavements either as required by this or any other ordinance or otherwise, to transfer, shovel, deposit or otherwise place the said snow or ice on any portion of any street or public thoroughfare of Rush Township. It shall not be a violation of this Section for a person to shovel, transfer or deposit snow or ice upon that section of the Township right-of-way that extends beyond the cartway and shoulders of such street or public thoroughfare unless a Township official orally or in writing has specifically informed that person not to deposit snow within the right-of-way.

Section 4. Operation of snowmobiles, sleds, coasters, roller skates, skateboards or the like during a time of flooding, snow emergency or snow removal in such a manner as to interfere with the operations of the public officials or township employees in the performance of their duties to clear and maintain the public streets, shall be a violation of this ordinance, and any person so convicted of the violation shall be guilty of a summary offense and

a fine not to exceed Three Hundred (\$300.00) Dollars.

Section 5. Each and every owner or occupant who shall violate any of the provisions of this chapter shall be subject to such civil penalties as provided for in the Second Class Township Code which shall include a fine of not more than One Thousand (\$1,000.00) Dollars, costs of prosecution, including attorney's fees, and the costs, if any, incurred by the Township in the removal of the said snow or ice, or upon default in payment of the said fine and costs, by imprisonment in the county jail for not more than thirty (30) days.

Section 6. In the event that any provision or part of this ordinance is declared to be unenforceable or invalid by a court of competent jurisdiction, the remainder of the said ordinance shall remain in full force and effect.

Section 7. Any ordinances of Rush Township, Schuylkill County inconsistent herewith, are hereby repealed.

ADOPTED AND ORDAINED this 4th day of June, 1996. This ordinance shall become effective at the earliest opportunity permitted by law.

TOWNSHIP OF RUSH

By: Ronald T. Werner
Ronald T. Werner, Chairman

George Pinkey
George Pinkey, Vice-Chairman

Remo Motroni
Remo Motroni, Supervisor

ATTEST:

Carol Ann Opet
Carol Ann Opet, Secretary

(SEAL)