

RUSH TOWNSHIP, SCHUYLKILL COUNTY
COMMONWEALTH OF PENNSYLVANIA

ORDINANCE NO. 202

AN ORDINANCE OF RUSH TOWNSHIP, SCHUYLKILL COUNTY, COMMONWEALTH OF PENNSYLVANIA, AMENDING RUSH TOWNSHIP ORDINANCE NO. 187 TO PROHIBIT THE ACCUMULATION OF JUNK, BOTH EXPOSED AND COVERED BY TARPULINS OR THE LIKE, ON THE EXTERIOR OF PREMISES; AND TO PROHIBIT THE PARKING OF MOTOR VEHICLES WITHOUT A LICENSE PLATE OR A VALID INSPECTION STICKER ON THE EXTERIOR OF PREMISES.

WHEREAS, Rush Township adopted the International Property Maintenance Code, 2009 Edition, with certain enumerated amendments/alterations, as the property maintenance code effective and enforceable in Rush Township in Ordinance No. 187; and

WHEREAS, Rush Township desires to make additional amendments/alterations to the text of the International Property Maintenance Code, 2009 Edition to be effective and enforceable in Rush Township;

NOW, THEREFORE, be it ORDAINED as follows:

Section 1. There shall be added to Chapter 3, General Requirements, Section 302, Exterior Property Areas, of the International Property Maintenance Code, 2009 Edition, as adopted and made enforceable by Rush Township Ordinance No. 187, the following:

302.1.1 Unlawful accumulation of junk. All exterior property and premises shall be kept free and clean of accumulations of equipment, machinery, appliances, lumber, furniture, scrap metal or tires which by its appearance is not being put to present use for the purposes for which it was designed or manufactured.

302.1.2 Unlawful exposure of covered items. All exterior property and premises shall be kept free and clean of accumulations of items covered by tarpaulins or the like. It shall be a defense to this sub-section if the items under the tarpaulins or the like would not be prohibited if exposed and not covered.

Section 2. Chapter 3, General Requirements, Section 302, Exterior Property Areas, sub-section 302.8, of the International Property Maintenance Code, 2009 Edition, as adopted and made enforceable by Rush Township Ordinance No. 187, is hereby amended to read as follows:

302.8 Motor vehicles. No inoperative motor vehicle, or no motor vehicle without either a license plate or a presently valid inspection sticker, or no motor vehicle in a state of disassembly, disrepair or in the process of being dismantled, shall be parked, kept or stored on

any property or premises. Painting of motor vehicles is prohibited unless conducted inside an approved spray booth.

Exception: A motor vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for such purposes.

Section 3. Enforcement of this Ordinance may be by action brought before a Magisterial District Justice in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure. Any person, owner, operator, occupant, or tenant, who has control over the condition of a structure, premises or equipment, and is in violation of any provision of this Ordinance, upon conviction thereof, shall pay a fine of not less than Fifty (\$50.00) Dollars nor more than One Thousand (\$1,000.00) Dollars per violation, and/or be sentenced to a term of imprisonment either upon conviction or for failure to pay a fine or costs for a time not exceeding thirty (30) days per violation. Any such person, owner, operator, occupant or tenant shall also pay court costs. Each day on which a violation of this Ordinance exists shall be considered a separate violation.

Section 4. If any part of this Ordinance is declared invalid by a court of competent jurisdiction, the rest and remainder of this Ordinance shall continue in full force and effect.

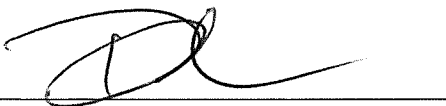
Section 5. The additions and amendments made in Sections 1 and 2 of this Ordinance are meant to supplement or amend only the particular parts of the International Property Maintenance Code, 2009 Edition, stated therein. The rest and remainder of the International Property Maintenance Code, 2009 Edition, as adopted and modified by Rush Township Ordinance No. 187 shall remain in full force and effect in Rush Township.

Section 6. This Ordinance shall be effective five days after its adoption and approval, or on the first day allowed by law thereafter.

ORDAINED and APPROVED this 20th day of June, 2019.

ATTEST:

Secretary



RUSH TOWNSHIP
BOARD OF SUPERVISORS

