

CHAPTER 21

STREETS AND SIDEWALKS

PART 1

SNOW AND ICE REMOVAL FROM SIDEWALKS

- §101. Removal of Snow and Ice
- §102. Removal by the Borough of Cleona
- §103. Penalty

PART 2

REPAIR AND CONSTRUCTION OF SIDEWALKS AND CURBS

- §201. Laying of Sidewalks and Curbs
- §202. Conformance with Grade of Street and Other Ordinances
- §203. Refusal to Lay Sidewalks and Curbs
- §204. Notice; Relaying; Penalty

PART 3

CURB AND SIDEWALK CONSTRUCTION/RECONSTRUCTION SPECIFICATIONS

- §301. Width and Construction of Sidewalks and Streets
- §302. Slope of Sidewalks
- §303. Curb Specifications
- §304. Driveways
- §305. Issuance of Permits, Inspections and Fees for Same
- §306. Borough to Furnish Line and Grade
- §307. Opening of Streets
- §308. Highway to be Replaced
- §309. Deposit May be Required
- §310. Protection of Work
- §311. Tree Entanglement
- §312. Variance for Trees
- §313. Penalty for Violation of this Part

PART 4

STREET OPENINGS

- §401. Definition of “Person”
- §402. Permit Required
- §403. Resurfacing
- §404. Maintenance
- §405. Permit Fee
- §406. Penalty

PART 5

PROHIBITING STREET OBSTRUCTION

- §501. Finding and Purpose
- §502. Definitions
- §503. Obstructing of Cartways Prohibited
- §504. Authority to Remove and Impound
- §505. Designation of Approved Storage Areas; Bonding; Storage
- §506. Payment of Removal and Storage Charges
- §507. Reclamation Costs
- §508. Records of Objects Removed and Impounded
- §509. Restrictions Upon Removal of Objects
- §510. Penalties

PART 6

PLACING OF SNOW AND DEBRIS IN STREETS PROHIBITED

- §601. Dumping or Placing of Snow or Other Debris Prohibited
- §602. Limited Exemption for Leaves
- §603. Penalty

PART 1

SNOW AND ICE REMOVAL FROM SIDEWALKS

§101. REMOVAL OF SNOW AND ICE.

1. All owners or occupants of real estate within the Borough of Cleona shall, within 24 hours after the cessation of a snow fall or a rain or ice storm, remove the snow and ice from the sidewalks.
2. All owners or occupants of real estate within the Borough of Cleona shall be deemed to have complied with the provisions of this Section if they have cleared a path 2 feet in width, running the entire length of the sidewalk, within the required time period.

(Ord. 223, 5/3/1982, §1)

§102. REMOVAL BY THE BOROUGH OF CLEONA.

When an owner or occupant of real estate within the Borough of Cleona has not complied with the provisions of §101 of this Part, the Borough of Cleona may have the snow and ice removed from the sidewalk. The Borough of Cleona shall have the right to collect the costs of the removal from the said property owner or occupant by an action in assumpsit.

(Ord. 223, 5/3/1982, §2)

§103. PENALTY.

Any person failing to comply with the provisions of §101 of this Part shall, upon conviction thereof, be sentenced to pay a fine not less than \$25 nor more than \$600 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of §101 continues shall constitute a separate offense.

(Ord. 223, 5/3/1982, §3; as amended by Ord. 261, 7/1/2002, §1)

PART 2

REPAIR AND CONSTRUCTION OF SIDEWALKS AND CURBS

§201. LAYING OF SIDEWALKS AND CURBS.

The Council of the Borough of Cleona may, in its discretion, require that any and all owners of any and all lots and lands fronting on the streets of the Borough shall lay a sidewalk and curb along the whole frontage of their respective property according to the lines, grades, plans and specifications of the Borough ordinances, amendments and additions thereto.

(Ord. 56, 12/2/1946, §1; as amended by Ord. 114, 7/10/1961)

§202. CONFORMANCE WITH GRADE OF STREET AND OTHER ORDINANCES.

No sidewalk or curb heretofore laid and not in conformity with the established grade of the street on which it fronts, or not in conformity with the provisions of the Borough ordinances and additions thereto, shall be permitted to be repaired, but must be relaid to conform with the above referred to ordinances.

(Ord. 56, 12/2/1946, §4)

§203. REFUSAL TO LAY SIDEWALKS AND CURBS.

Upon the failure or refusal of the owner or owners of lots or land as provided herein to lay, construct or repair said sidewalk and/or curb within 60 days after having received notice to do so from the Council of the said Borough, through its proper officer or agents, the Borough shall file a complaint in the district magistrate's office against the owner or owners of the said property for violation of the within Part. Any person, partnership or corporation who or which shall violate the provisions of this Part shall, upon conviction thereof, be sentenced to pay a fine not less than \$50 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Section continues shall constitute a separate offense.

(Ord. 56, 12/2/1946, §2; as amended by Ord. 215, 7/2/1979; and by Ord. 261, 7/1/2002, §1)

§204. NOTICE; RELAYING; PENALTY.

Whenever a sidewalk or curb, in the opinion of the Council of said Borough, is not in proper condition for public use or not in conformity with the established grade of the street on which it fronts, or not in conformity with the provisions of the Borough ordinances and additions thereto, it is hereby declared to be a nuisance and must be taken up and properly relaid within 60 days after notice to the owner or owners so to do from the Council of the Borough, through its proper officers, and upon failure of said owner or owners to relay said sidewalk or curb

STREETS AND SIDEWALKS

within the time stipulated, the Borough shall cause the work to be done at the cost of such owner or owners and collect the cost thereof, together with all charges and expenses, and 10% additional, from such owner or owners and, if unpaid for 30 days, the Borough shall thereafter file a municipal claim therefor or collect the same by action in assumpsit.

(Ord. 56, 12/2/1946, §5)

PART 3

CURB AND SIDEWALK CONSTRUCTION/RECONSTRUCTION SPECIFICATIONS

§301. WIDTH AND CONSTRUCTION OF SIDEWALKS AND STREETS.

1. On all streets, avenues, lanes and alleys now opened and in use on which the width of sidewalks is defined, the width of said sidewalks shall remain as now established, but in all new streets, avenues, lanes and alleys hereafter to be laid out and opened according to law, the width of such sidewalks shall be as follows.
2. Except as herein otherwise designated by the Borough Council, sidewalks shall be constructed with a base of not less than 4 inches of compacted No. 2b Stone and a thickness of not less than 4 inches of air entrained concrete with a minimum compressive strength of 4,000 pounds per square inch after a 28 day break, with ½ inch thick transverse asphalt type expansion joints set at a minimum distance of 8 feet apart to a maximum distance of 15 feet apart and laid in accordance with a slope as defined and with a width of 4½ feet laid next to a 27 inch plot abutting the curb, with grass, concrete, brick or other material as may be approved by the Borough of Cleona. That is to say a property owner will have a conforming curb of 6 inches, a plot of 27 inches and a concrete sidewalk laid 4½ feet wide. All sidewalks shall be troweled, finished with a broom or swirl texture and scored to a depth of 1/5 the thickness of the concrete every 5 feet. The sidewalk shall be laid in a continuous line paralleling the curb and street for the entire length of the property. This includes private crossings, entrances to parking lots and private and public driveways and shall include vacant and unoccupied land or property. See Exhibit "A," "Typical Cross Section," located at the end of this Part. [Ord. 291]

(Ord. 261, 7/1/2002, §1; as amended by Ord. 291, 8/5/2013, §12)

§302. SLOPE OF SIDEWALKS.

All sidewalks hereafter laid shall have a slope or pitch of 3/8 of an inch to the foot, extending upward from the curb line to the building line, and in cases where the sidewalk does not extend continuously from the curb line, to the building line, the pitch or slope shall be of the same rate already mentioned and determined in the same way as if the sidewalk were continuous from the curb line to the building line; however, in the case of existing structures, which on account of the height of existing doors and windows, the rate of pitch or slope as above given may produce serious inconvenience, then upon application being made by the owner or owners of properties under consideration to the Borough Council, it may permit some other slope than the one given above to be used; provided, however, that said other slope interferes in no serious way with the sidewalks of adjoining properties.

(Ord. 261, 7/1/2002, §1)

STREETS AND SIDEWALKS

§303. CURB SPECIFICATIONS.

1. All curbs shall be constructed of air entrained concrete with a minimum compressive strength of 4,000 pounds per square inch after a 28 day break, and shall be not less than 6 inches on top and 20 inches in depth upon a minimum 4 inches of compacted No. 2B stone base, with a ½ inch transverse asphalt type expansion joint every 10 feet with a bituminous tack coat placed on all asphalt to curb joints. NOTE: PennDOT regulations apply to all State highways. At street and avenue intersections the radius of the curb shall be 10 feet and at alley intersections the radius of the curb at street intersections shall be 13 feet and at alleys the radius shall be 6 feet. Vehicle crossings, private crossings, such as entrances to private and public parking lots, are required to have a depression in the curb line 6 inches from the top of the curb extending the entire width of the opening except where special circumstances warrant an exception. In an area where existing curbing does not have a driveway entrance and one is required, the existing curb must be removed and a new curb installed as if for new construction. See, Exhibit "A," "Typical Cross Section," located at the end of this Part.
2. Accessible curb ramps are required by Federal law, Americans with Disabilities Act (ADA), at corner sidewalk intersections and/or crosswalks. Such ramps shall be constructed or installed in accordance with the designs and specifications thereof prepared by the U.S. Department of Justice in the ADA Accessibility Guidelines.

(Ord. 261, 7/1/2002, §1)

§304. DRIVEWAYS.

Sidewalks at private crossings, entrances to parking lots and private and public driveways shall be required to have 6 inches of compacted No. 2B stone base, wire mesh, with a minimum depth of 6 inches of air entrained concrete with a minimum compressive strength of 4,000 pounds per square inch after a 28 day break. It shall be required to concrete the area of the driveway or crossing between the sidewalk and curb, spanning the entire length of the driveway or crossing according to the specifications noted above for driveway sidewalks.

(Ord. 261, 7/1/2002, §1)

§305. ISSUANCE OF PERMITS, INSPECTIONS AND FEES FOR SAME.

1. All owners of such lots or real estate bounding or abutting on any of the streets, avenues, lanes or alleys, before proceeding in any manner to construct or reconstruct any curb or sidewalk, shall apply to the Borough for a permit, whereupon the Borough shall issue a permit in form prescribed by Council with a general clause that said work shall be done in accordance with the terms and provisions of this Part and all amendments thereto. It shall be a violation to preform any work without having first secured a permit. All inspections performed by a Borough representative of said work must be complete prior

to pouring the actual concrete. Inspections may be scheduled by calling the Borough office at 717-272-7167 at least one day in advance. All property owners, persons, firms or corporations engaged in the construction of said sidewalk/curb and work is not inspected as provided herein, the Borough may require the work to be removed or permit the owner or contractor to submit an affidavit certifying the work was performed in accordance with the provisions of this Part. If an affidavit is approved by the Borough Council, the owner or contractor shall pay the affidavit fee and be subject to a penalty fee for the violation of this Part. All violations will be brought before Borough Council to determine legal proceedings.

2. The fees for issuance of each permit as above described shall be:
 - A. Any applicant who applies to the Borough for a permit to construct the sidewalk or curb shall pay a permit fee in an amount as established from time to time by resolution of the Borough Council.
 - B. Any applicant who applies to the Borough for a permit to open the streets as set forth in this Part shall pay a permit fee in an amount as established from time to time by resolution of Borough Council.
 - C. Any applicant violating this Part by pouring concrete prior to inspection shall pay an affidavit fee in an amount as established from time to time by resolution of Borough Council in addition to the required permit fee, if not received to date.
3. Permits will be valid for a period of 90 days from the date of issue of said permit and shall be displayed at a conspicuous area to the public.
4. All property owners, permits, firms or corporations engaged in the construction of said sidewalk/curb shall be required to contact the Pennsylvania One Call System prior to digging of any type. PA 1-Call may be contacted at 1-800-242-1776.
5. The amount of the permit fees or other charges for line and grade of streets, alleys, curbs and/or sidewalks shall be set forth from time to time by resolution of the Council of the Borough.
6. PennDOT permits are required for all curb work along State highways, namely East and West Penn Avenue (SR 0422), North Center Street (SR 4004) and South Mill Street (SR 3023). The PennDOT permit office may be contacted at 717-272-6636 or 717-783-0156. All property owners, persons, firms or corporations engaged in the construction of said sidewalk/curb along State highway will also be required to follow State requirements for traffic control.

(Ord. 261, 7/1/2002, §1)

§306. BOROUGH TO FURNISH LINE AND GRADE.

STREETS AND SIDEWALKS

1. Upon issuance of the permit for installation of curb and/or sidewalk and as soon as practicable, the lines and grades necessary for the construction of the said curb and/or sidewalk shall be furnished by the Borough Engineer. If line and grade stakes have been set they shall be protected by the property owner affected. In case such property owner shall not proceed with the construction of the curb and sidewalk in accordance with the line and grades set within 30 days, he shall procure a new permit and new line and grade shall be re-established.
2. In the event that any street, alley or highway is required to be restored in conjunction with the installation of curbing and / or sidewalk, the Borough Engineer shall furnish the line and grade for the restoration of the street, alley or highway
3. Whenever the Borough Engineer is required to give line and grade as provided by this Part, the Engineer shall submit an estimate of the engineering costs and inspection costs to the Borough prior to the issuance of the permit. The applicant for the permit shall deposit with the Borough the estimated amount of engineering costs. No permit shall be issued until this deposit has been made with the Borough. Upon final completion of the work and upon final inspection by the Borough Engineer, a final bill shall be submitted by the Borough Engineer to the Borough. In the event that the amount deposited with the Borough by the applicant is not sufficient to pay the total amount of the bill submitted by the Borough Engineer, the applicant shall be liable for the difference. In the event that the amount on deposit is in excess of the final bill by the Borough Engineer, the excess shall be refunded to the applicant.

(Ord. 261, 7/1/2002, §1)

§307. OPENING OF STREETS.

1. No person, firm, or corporation shall tear up or open in any manner whatsoever any sidewalk, curbing, street, alley or highway without first having applied to the Borough for a permit, except in cases where a permit is secured under this Part for the repair or replacement of curb and sidewalk, whereupon the Borough shall set forth in the permit, prescribing therein the purpose for which the sidewalk or street is to be opened and the length and breadth of the opening to be made and a general clause that said work shall be done in accordance with the terms and provisions of this Part.
2. All street openings shall require a saw cut edge. Repair of said opening shall consist of at least 4 inches of compacted No. 2B stone sub-base, 4 inches of ID-2 binder and 1½ inch of ID-2 wearing with a bituminous tack coat placed on all asphalt to asphalt joints and asphalt to curb joints. See Exhibit "A," "Typical Cross Section," located at the end of this Part.

(Ord. 261, 7/1/2002, §1)

§308. HIGHWAY TO BE REPLACED.

The opening of sidewalks and streets under the provisions of this Part shall be subject to the supervision of the Borough Council and the person, firm or corporation so opening a sidewalk curbing or street shall, subject to a like supervision, replace and properly relay that portion of any sidewalk or street which may have been displaced; and for a period of 2 years from the date upon which an opening or excavation is made shall correct any defects in the work done over such opening or excavation, provided notice in writing is given by the Borough Council as to the need of such repairs and the location thereof. Should the person, firm or corporation fail to make such replacement or correct any defect within 30 days after receipt of written notice from the Borough Council to do so, then in such event the said Borough may cause the work to be done and collect the costs thereof, together with the costs of suit, from such delinquent.

(Ord. 261, 7/1/2002, §1)

§309. DEPOSIT MAY BE REQUIRED.

Before said permit for opening of the streets, curbing or sidewalks be issued, the party applying for same may be required to make such deposit as Council may hereafter designate, based upon the area to be opened. This deposit to be held for the period of 1 year, above designated and shall be applied, or as much thereof as necessary, toward the payment of putting the street in the proper condition, should the street not be properly replaced after the 30 day notice above provided for.

(Ord. 261, 7/1/2002, §1)

§310. PROTECTION OF WORK.

All property owners, persons, firms or corporations, while engaged either by themselves or by their contractors, in doing any work under the provisions of this Part, shall fully protect the work, openings and excavations, if any, in, upon or about said work, and properly illuminate said work between sundown and sunrise with red or amber lights.

(Ord. 261, 7/1/2002, §1)

§311. TREE ENTANGLEMENT.

When replacing curb and/or sidewalk, trees are to be removed if they are within 6 feet of the sidewalk. Trees that are removed shall not be replaced.

(Ord. 261, 7/1/2002, §1; as amended by Ord. 291, 8/5/2013, §12)

STREETS AND SIDEWALKS

§312. VARIANCE FOR TREES.

The Borough Manager may grant permission and a variance from the construction/reconstruction specifications when he finds that it is necessary to preserve trees.

(Ord. 261, 7/1/2002, §1; as added by Ord. 291, 8/5/2013, §12)

§313. PENALTY FOR VIOLATION OF THIS PART.

Any property owners, persons, firms or corporations violating any of the provisions of this Part shall, upon conviction thereof, be sentenced to pay a fine not less than \$50 and not to exceed \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

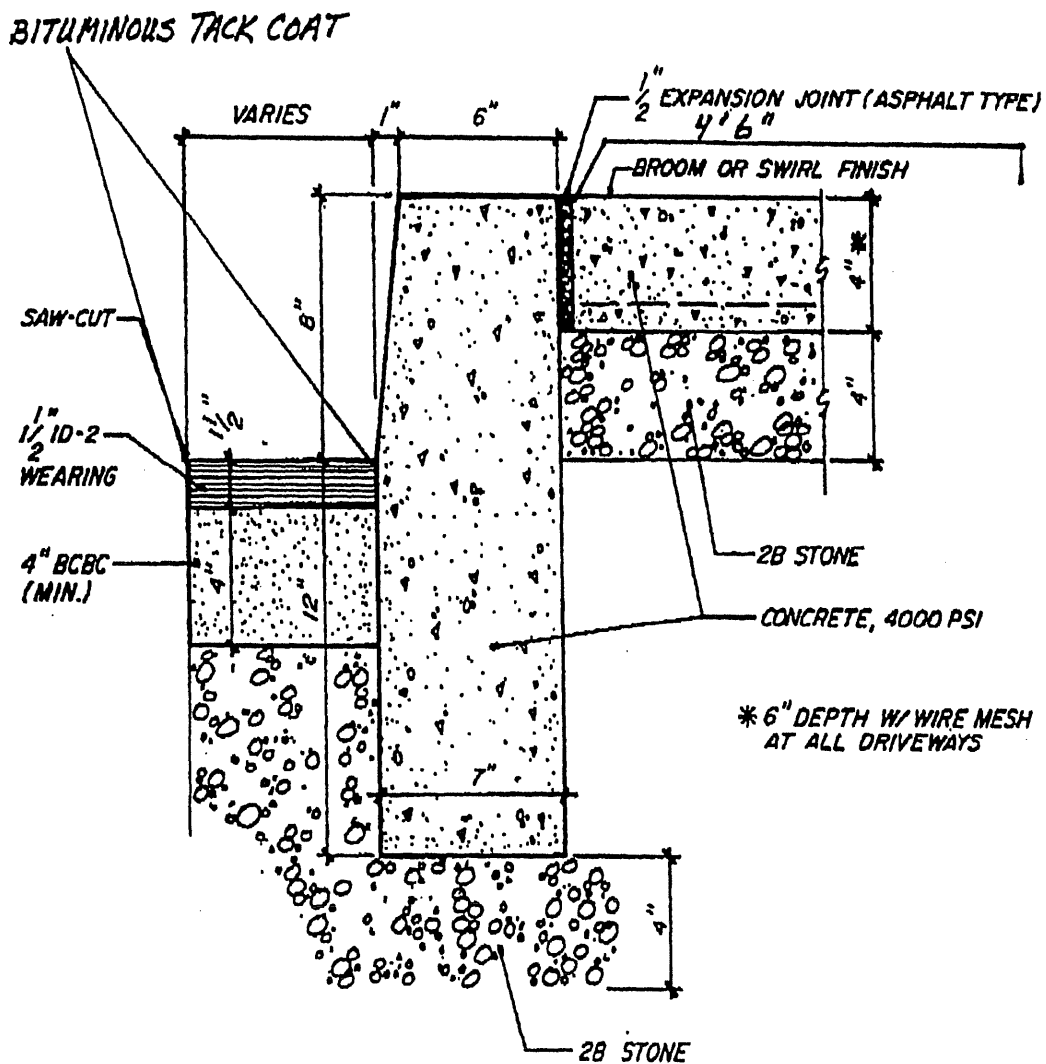
(Ord. 261, 7/1/2002, §1; as amended by Ord. 291, 8/5/2013, §12)

"ATTACHMENT A"

TRANSVERSE ASPHALT TYPE EXPANSION JOINTS

SIDEWALK = 15' MAX.

CURB = 10' MAX.



TYPICAL CROSS-SECTION OF CURB & SIDEWALK

NO SCALE

PART 4

STREET OPENINGS

§401. DEFINITION OF "PERSON."

The word "person," as used in this Part, shall mean and include any natural person, partnership, association, firm, municipality, municipal corporation or corporations. In this Part, the singular shall include the plural, the plural shall include the singular and the masculine shall include the feminine and the neuter.

(Ord. 174, 9/10/1973, §1)

§402. PERMIT REQUIRED.

No person shall make any opening or excavation in any street or alley in the Borough of Cleona without first having obtained a permit and paid the fee therefor as required by the applicable ordinance of the Borough [Part 3 of this Part].

(Ord. 174, 9/10/1973, §2)

§403. RESURFACING.

In the case of the opening or excavation of any street or alley, the person responsible for the said opening or excavation shall be required to refill such opening according to the Borough specifications and prepare the same for resurfacing and shall post security in such amount as determined by the Borough for completion of the work. The Borough shall have the election of requiring the person to resurface the same or the Borough may elect to do the same itself. In the event that the Borough does resurface the street or alley, the cost thereof shall be paid by the person who opened or excavated the street or alley. All work performed by any person under the provisions of the within Part shall be done according to the Borough specifications and shall be done in accordance with the requirements specified by the Borough Engineer.

(Ord. 174, 9/10/1973, §3; as amended by Ord. 261, 7/1/2002, §1)

§404. MAINTENANCE.

Any person who opens or excavates any street or alley and resurfaces the same in accordance with the provisions of the within Part shall be responsible for the continued maintenance of such restored surface for a period of 2 years after completion of such restoration and shall post such security as determined by the Borough.

(Ord. 174, 9/10/1973, §4; as amended by Ord. 261, 7/1/2002, §1)

STREETS AND SIDEWALKS

§405. PERMIT FEE.

All persons desiring to perform work under the provisions of the within Part shall make application to the proper Borough official on a form provided by the Borough. Each such person shall pay a permit fee in an amount as established from time to time by resolution of Borough Council.

(Ord. 174, 9/10/1973, §5; as amended by Ord. 261, 7/1/2002, §1)

§406. PENALTY.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not less than \$50 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(Ord. 174, 9/10/1973, §6; as amended by Ord. 261, 7/1/2002, §1)

PART 5

PROHIBITING STREET OBSTRUCTION

§501. FINDING AND PURPOSE.

The Borough Council finds that:

- A. Cartway areas of the streets, alleys and ways of the Borough Council are subjected to constant obstruction by objects other than motor vehicles including, but not limited, to snowplows, sailboats, trailers, equipment, cement mixers and a myriad of other like objects.
- B. That the prohibition of placement of objects other than motor vehicles on the cartways of the Borough streets, alleys and ways will permit the proper utilization of those streets, alleys and ways and advance the public safety of the citizens of the Borough of Cleona.

(Ord. 261, 7/1/2002, §1)

§502. DEFINITIONS.

CARTWAY - the paved, macadamized or otherwise improved portion of a street, alley or way.

MOTOR VEHICLE- a vehicle which is self-propelled on land, except one which is propelled solely by human power or wind.

(Ord. 261, 7/1/2002, §1)

§503. OBSTRUCTING OF CARTWAYS PROHIBITED.

It shall be unlawful for any persons to park, place or, in the case of a person who is the owner, lessee or otherwise has an interest in the object, allow to remain, any object other than a motor vehicle in the cartway of any street, alley or way of the Borough of Cleona.

(Ord. 261, 7/1/2002, §1)

§504. AUTHORITY TO REMOVE AND IMPOUND.

The Borough of Cleona shall have the authority to remove and impound, or to order the removal and impounding, of any nonmotorized object or vehicle found in the cartway of the streets or alleys of the Borough.

(Ord. 261, 7/1/2002, §1)

§505. DESIGNATION OF APPROVED STORAGE AREAS; BONDING; STORAGE.

Removal and impounding of objects under this Part shall be done only by either Borough personnel or "approved agents" that shall be designated from time to time by the Borough Council. Every such approved agent shall submit evidence to the Borough that it is bonded or has acquired liability insurance in an amount satisfactory to the Borough Council as sufficient to indemnify owners of impounded objects against loss or damage to those objects in the custody of the approved agent. The approved agent shall have an approved storage area and shall submit to the Borough of Cleona a schedule of charges for removal and storage of objects under this Part and, when the schedule is approved by the Borough Council, those charges shall be adhered to by the approved storage agent; no different schedule of charges shall be demanded of or collected from any person whose object is removed or impounded under this Part by any approved storage agent. The Borough Council shall delete from its list of approved storage agents and areas any such agent that makes any unapproved charge in connection with any objects removed or impounded under this Part.

(Ord. 261, 7/1/2002, §1)

§506. PAYMENT OF REMOVAL AND STORAGE CHARGES.

The payment of removal and storage charges shall not relieve the owner, lessee or other person having any interest in such an object from liability for any fine or penalty for the violation of the provisions of this Part for which the object was removed or impounded.

(Ord. 261, 7/1/2002, §1)

§507. RECLAMATION COSTS.

In order to reclaim an object removed pursuant to the provisions hereof, the owner, lessee or other person having an interest therein, shall pay removal and storage costs according to the schedule set forth in §505 above.

(Ord. 261, 7/1/2002, §1)

§508. RECORDS OF OBJECTS REMOVED AND IMPOUNDED.

The Borough of Cleona shall cause a record to be kept of all objects impounded under this Part and shall be able at all reasonable times to furnish the owners, lessees or other persons having an interest in said object with information as to the place of storage of the object.

(Ord. 261, 7/1/2002, §1)

§509. RESTRICTIONS UPON REMOVAL OF OBJECTS.

No object shall be removed under the authority of this Part if, at the time of the intended removal, the owner or the person in charge of such object is present and expresses a willingness and intention to remove the object immediately.

(Ord. 261, 7/1/2002, §1)

§510. PENALTIES.

Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not less than \$50 nor more than \$1,000, plus costs, and in default thereof shall be imprisoned for a term not to exceed 30 days. Every day that a violation of this Part continues shall constitute a separate offense the aforesaid penalty or penalties shall be in addition to the obligation of the person to pay any removal and storage charges as set forth in any other provision of the Code of Ordinances of the Borough of Cleona.

(Ord. 261, 7/1/2002, §1; as amended by Ord. 276, 5/7/2007, §VIII)

PART 6

PLACING OF SNOW AND DEBRIS IN STREETS PROHIBITED

§601. DUMPING OR PLACING OF SNOW OR OTHER DEBRIS PROHIBITED.

It shall be unlawful for any owner, occupant, tenant of real estate situate in the Borough of Cleona or for any agent or employee of such person or persons to dump, throw, shovel, rake, pile, or push any snow, ice, leaves, debris, grass, weeds or any other materials from any real estate, driveway or walkway into the street, alley, drainage area, culvert, catch basin or within 20 feet of any fire hydrant.

(Ord. 271, 5/2/2005, §1)

§602. LIMITED EXEMPTION FOR LEAVES.

The Borough shall allow leaves to be deposited in Borough streets during scheduled times by the Borough for leaf pickup.

(Ord. 271, 5/2/2005, §2)

§603. PENALTY.

Any person, firm or corporation which shall violate, fail, neglect or refuse to comply with any of the provisions of this Part, shall, upon conviction before a district magistrate be fined not less than \$50 nor more than \$300 for each offense and shall be ordered to pay any costs that the Borough incurs in the removal of any items or materials specified herein, together with costs of the action, including the Borough's attorney's fees.

(Ord. 271, 5/2/2005, §3)

