

ORDINANCE NO. 79

AN ORDINANCE REQUIRING THE OWNERS OR OCCUPANTS OF LAND IN EAST NORRITON TOWNSHIP TO PERIODICALLY CUT TALL WEEDS AND OBNOXIOUS OR OBJECTIONABLE VEGETATION AND DECLARING THE SAME TO CONSTITUTE A PUBLIC NUISANCE AND REQUIRING THE ABATEMENT THEREOF.

It is Hereby Ordained and Enacted by the Supervisors of East Norriton Township as follows:

Sec. 1. The existence of uncut tall weeds, tall grasses, or deleterious unhealthful growths, objectionable vegetation or other noxious matter that may be growing, lying, or located on any land in East Norriton Township is hereby declared to constitute a public nuisance and shall be abated by the owner or occupant thereof. It shall be the duty of the owner or occupant of such land, to cut, destroy and remove such tall weeds, tall grasses, or deleterious unhealthful growths, objectionable vegetation or other noxious matter from such land.

Sec. 2. Upon complaint being made that such public nuisance exists, the Township Secretary shall notify the owner or occupant of the land upon which the alleged nuisance exists to cut, destroy and remove such tall weeds, tall grasses, or deleterious unhealthful growths, objectionable vegetation or other noxious matter. Such notice shall be given by registered or certified mail or by posting the notice on the premises. The date of the notice shall be the date of the delivery of the mail or of the posting on the premises, as the case may be.

Sec. 3. Every owner or occupant of land in East Norriton Township who shall fail, neglect or refuse to cut, destroy and remove such tall weeds, tall grasses, or deleterious unhealthful growths, objectionable vegetation or other noxious matter within ten days from such notice shall be guilty of a violation of this Ordinance and upon being adjudged guilty before a District Justice shall forfeit and pay a fine of not less than \$25 nor more than \$300 to East Norriton Township, the same to be collected by a summary proceeding before a District Justice in the District in which East Norriton Township is located and in default of payment of said fine shall be liable to imprisonment of not more than 30 days in the Montgomery County Prison. Each day that such owner or occupant fails to comply with the notice to abate the nuisance, after ten days from the date of such notice, shall constitute a separate offense punishable by a like fine or penalty.

Sec. 4. If the owner or occupant of said land fails, neglects or refuses to abate said public nuisance, the Supervisors of East Norriton Township, their agents or employees, may enter upon

said land and abate the same. The expense of such abatement shall be paid by said owner or occupant and shall be a lien upon the land for which a lien may be filed by said Supervisors, in the name of the Township, in the Court of Common Pleas of Montgomery County within six months from the date of completion of the work of abatement, subject to the same proceedings for entry and revival of judgment and execution as are provided by law for other municipal liens. The Supervisors may also maintain an action against such owner or occupant, in the name of the Township, to recover the amount of such expense in the same way as debts of like amount are by law recoverable and the same when recovered either by enforcement of lien or by personal action shall be paid to the Township Treasurer to be held and used for Township purposes.

ORDAINED AND ENACTED this 10th day of April, 1971.

SUPERVISORS OF EAST NORRITON TOWNSHIP

By: *Fritz N. Miffled*
Chairman

Attest: *William J. Richardson*
Secretary