

ORDINANCE NO. 750

AN ORDINANCE OF THE TOWNSHIP OF PENN, YORK
COUNTY, PENNSYLVANIA, AMENDING THE 2009 EDITION
OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE
AND THE CODE OF PENN TOWNSHIP

BE IT ENACTED AND ORDAINED, by the Penn Township Board of Commissioners,
York County, Pennsylvania, and it is hereby ordained by the authority of the same as follows:

SECTION 1. That the 2009 International Property Maintenance Code is hereby revised:

302.4 Weeds

Which currently reads:

"All premises and exterior property shall be maintained free from weeds or plant growth in excess of (jurisdiction to insert height in inches). All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided, however, this term shall not include cultivated flowers and gardens.

Upon failure of the owner or agent having charge of property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property. "

Shall be amended to read:

"All premises and exterior property shall be maintained free from weeds or plant growth in excess of ten (10) inches in height. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided, however, this term shall not include cultivated flowers and gardens.

Upon failure of the owner or agent having charge of property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property. "

SECTION 2. That the Code of Penn Township is hereby revised:

58-1 Obnoxious growths prohibited; cutting schedule; violations declared nuisances

Which currently reads:

“No person, firm or corporation owning or occupying any property within Penn Township shall permit any grass or weeds or any vegetation whatsoever, not grown for human consumption or planted for some useful or ornamental purpose, to grow or remain upon such premises so as to exceed a height of twelve (12) inches or to throw off any unpleasant or noxious odor or to conceal any filthy deposit or to create or produce pollen. Any grass, weeds or other vegetation growing upon any premises in the township in violation of any of the provisions of this section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the township.”

Is amended to read:

“No person, firm or corporation owning or occupying any property within Penn Township shall permit any grass or weeds or any vegetation whatsoever, not grown for human consumption or planted for some useful or ornamental purpose, to grow or remain upon such premises so as to exceed a height of ten (10) inches or to throw off any unpleasant or noxious odor or to conceal any filthy deposit or to create or produce pollen. Any grass, weeds or other vegetation growing upon any premises in Penn Township in violation of any of the provisions of this section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of Penn Township.”

SECTION 3. REPEALER

All Ordinances or parts of ordinances, which are inconsistent herewith, are hereby repealed.

SECTION 4. SEVERABILITY

If any provision of this ordinance is held invalid, said invalidity shall not affect any other provision or application of this ordinance.

SECTION 5. AMENDMENT TO TOWNSHIP CODE

The Articles hereby adopted shall be deemed to be incorporated into the Penn Township Code so that reference to the Code shall be understood and intended to include such changes.

ENACTED AND ORDAINED this 19th day of August 2013.

Board of Commissioners of Penn Township

By: Wendell S. Felix
Wendell S. Felix, President

Attest:

Kristina J. Rodgers
Kristina J. Rodgers, Secretary