

ORDINANCE 2016-03

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWER ALLEN TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING, MODIFYING AND CHANGING THE CODE OF THE TOWNSHIP OF LOWER ALLEN, 1997, BY ADDING A NEW SUBSECTION 187-51 (PROHIBITED CONDUCT) AND CREATING SUBPARAGRAPHS “A” AND “B” IN CHAPTER 187, STREETS AND SIDEWALKS AT SECTION 187-52 SNOW AND ICE REMOVAL.

BE IT ENACTED AND ORDAINED by the Board of Commissioners (“**Board**”) of Lower Allen Township (“**Township**”), Cumberland County, Pennsylvania, and it is hereby enacted and ordained by the same as follows:

SECTION I

Chapter 187 “Streets and Sidewalks” of the **Code of the Township of Lower Allen, 1997**, shall be amended to add a new **Subsection 187-51(E), Prohibited Conduct**, as follows:

E. It shall be unlawful for any person to place any snow or ice (whether by shoveling, sweeping, plowing, blowing, pushing, dumping or otherwise) upon, or in front of any fire hydrant.

Chapter 187 “Streets and Sidewalks” of the **Code of the Township of Lower Allen, 1997**, shall be amended to add a new **Subsection 187-52(B), Snow and Ice Removal from Fire Hydrants**, and the current **Section 187-52** shall be renumbered **Subsection “A”**. The new text for **Section 187-52(B)** follows:

Every person in charge or control of any building or lot of land fronting or abutting on a public right of way, whether as owner, tenant, occupant, lessee or otherwise, shall remove and clear away, or cause to be removed or cleared away all snow, ice, slush, or any combination thereof from any fire hydrant in front of, or alongside such building in an area 36 inches in radius around the fire hydrant within 24 hours after the snow, ice, slush or combination ceases to fall, to form, or to accumulate.

SECTION II

The provisions of this Ordinance, as far as they are the same as those of Ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such Ordinances and not as new enactments. The provisions of this Ordinance shall not affect any such suit or prosecution pending, or to be instituted to enforce any right or penalty, or to punish any offense under the authority of any Ordinance repealed by this Ordinance.

SECTION III

The provisions of this Ordinance are severable, and if any of its provisions shall be held to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal or invalid provision not been included herein.

SECTION IV

This **Ordinance** shall take effect immediately.

ENACTED AND ORDAINED THIS 10TH DAY OF OCTOBER, 2016.

Attest:
(Corporate Seal)

BOARD OF COMMISSIONERS
LOWER ALLEN TOWNSHIP

(Assistant Secretary)

(Vice) President

NOTICE

NOTICE IS HEREBY GIVEN that the Board of Commissioners of the Township of Lower Allen, Cumberland County, Pennsylvania, shall consider the enactment of this **Ordinance** at a public meeting on **October 10, 2016**, commencing at **7:00 o'clock p.m.**, prevailing time, at the Lower Allen Township Municipal Services Center, 2233 Gettysburg Rd, Camp Hill, PA 17011, or at a subsequent public meeting held thereafter by the Board of Commissioners.

A Summary of the **Ordinance** is as follows:

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ORDINANCE 2016-03 prohibits the placement of snow or ice upon, or in front of any fire hydrant, and requires snow and ice removal from fire hydrants in front of, or alongside of all buildings, or lots of land in Lower Allen Township.

A copy of the full text of the proposed **Ordinance** may be examined at the Lower Allen Township Municipal Services Center, address as stated above, Monday through Friday, during the hours of 8:00 o'clock a.m. and 4:00 o'clock p.m., prevailing time, in the office of the Township Secretary, and is also available at the Lower Allen Township Website – **www.latwp.org**.

All residents, taxpayers, persons interested therein or affected thereby are invited to attend.

Thomas G. Vernau, Jr.
Township Manager