

Chapter 96

BRUSH, GRASS AND WEEDS

§ 96-1. Growth of vegetation restricted.

§ 96-2. Responsibility for growth control.

§ 96-3. Notice of violation; removal by borough.

§ 96-4. Violations and penalties.

[HISTORY: Adopted by the Borough Council of the Borough of North Wales 6-12-1975 as Ord. No. 506. Amendments noted where applicable.]

GENERAL REFERENCES

Property maintenance — See Ch. 159.

§ 96-1. Growth of vegetation restricted.

No person, firm or corporation owning or occupying any property within the Borough of North Wales shall permit any grass or weeds or any vegetation whatsoever, not edible 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, noxious, unsightly or dangerous deposit or to create or produce pollen. Any grass, weeds or other vegetation growing upon any premises in the borough 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 borough.

§ 96-2. Responsibility for growth control.

The owner or occupant of any premises, or in the case of multiple-occupant premises the owner thereof, shall remove, trim or cut all grass, weeds or other vegetation growing or remaining upon such premises in violation of the provisions of the first section of this chapter.

§ 96-3. Notice of violation; removal by borough.

The Borough Council, or any officer or employe of the borough designated thereby for the purpose, is hereby authorized to give notice, by personal service or by certified United States mail, to the owner or occupant, as the case may be, of any premises whereon grass, weeds or other vegetation is growing or remaining in violation of the provisions of the first section of this chapter, directing and requiring such occupant to remove, trim or cut such grass, weeds or vegetation so as to conform to the requirements of this chapter, within five (5) days after issuance of such notice. In case any person, firm or corporation shall neglect, fail or refuse to comply with such notice within the period of time stated therein, the borough authorities may remove, trim or cut such grass, weeds or vegetation, and the cost thereof, together with any additional penalty authorized by law, may be collected by the borough from such person, firm or corporation in the manner provided by law.

§ 96-4. Violations and penalties. [Amended 5-12-1976 by Ord. No. 516¹]

Any person, firm or corporation who or which shall violate or fail, neglect or refuse to comply with any of the provisions of this chapter shall, upon conviction thereof, be sentenced to pay a fine of not more than six hundred dollars (\$600.) and the costs of prosecution and, in default of payment thereof, shall be

¹ Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

sentenced to a term of imprisonment not to exceed thirty (30) days. Each day's violation shall constitute a separate offense, and notice to the offender shall not be necessary in order to constitute an offense. Where the owner or occupant has been given notice personally or by certified mail, which notice shall set forth the time, place and nature of the violation, no prosecution shall be instituted for forty-eight (48) hours after said notice; and if during said forty-eight-hour period the offender shall voluntarily enter a plea of guilty and pay a fine of one hundred dollars (\$100.) to the Borough Secretary for the use of the borough, no prosecution for such offense shall thereafter be brought.