

STREETS AND SIDEWALKS

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PART 4

SIDEWALK OBSTRUCTIONS

§21-401. Responsibility for Keeping Clear and Safe.

The owner of a property shall be responsible for conforming to the requirements of this Part where the property is occupied by the owner or is unoccupied, or where the property is a multiple-business or multiple-dwelling property, comprising more than one tenantable unit, but not having a first floor or ground floor mercantile establishment; the tenant or occupier shall be responsible where the property comprises a single unit, occupied by that tenant or occupier only, or where the ground floor or first floor is a mercantile establishment, in which case the ground floor or first floor tenant shall be responsible.

(Ord. 91-2, 11/4/1991)

§21-402. Sidewalks to be Kept Clear of Obstructions.

It shall be unlawful for any person to place or keep any goods, wares, merchandise or material of any kind, or any bench or seat, upon any sidewalk, except that one goods, wares, merchandise and material may be placed temporarily upon a sidewalk while being loaded or unloaded; and two the Borough shall have authority to place sidewalk trash containers, intended for use by pedestrians, at those locations upon the sidewalks that Council shall designate. The owner, occupant or tenant of a property, as prescribed by §21-401, shall be required to keep the sidewalk in front of or alongside his property free and clear of all obstructions and of all goods, wares, merchandise, material or articles.

(Ord. 91-2, 11/4/1991)

§21-403. Snow and Ice Removal.

The owner, occupant or tenant, as prescribed by §21-401, of every property fronting upon or alongside any street in the Borough, shall remove or cause to be removed from all sidewalks fronting upon or alongside that property, all snow and ice, within 24 hours after the snow or ice has ceased to fall or to be formed upon the sidewalk.

(Ord. 91-2, 11/4/1991)

§21-404. Abatement of Nuisance by Borough.

In any case where the owner, occupant or tenant, as specified in §21-401, shall fail, neglect or refuse to comply with any provision of §§21-402 or 21-403, the Borough authori-

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ties may provide immediately to clear the sidewalk, by removing goods, wares, merchandise, material, articles, snow or ice, as the case may be, and to collect the expenses thereof, with any additional amount allowed by law, from the owner, occupant or tenant, as the case may be, which may be in addition to any fine or penalty imposed under §21-405.

(Ord. 91-2, 11/4/1991)

§21-405. Penalties.

1. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not exceeding \$1,000 and costs and, in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense. [A.O.]
2. The fine and costs of prosecution may be in addition to any expenses and additional amounts authorized by §21-404.

(Ord. 91-2, 11/4/1991; as amended by A.O.)