

ORDINANCE 03-1971

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF FISHING CREEK TOWNSHIP, COLUMBIA COUNTY, PENNSYLVANIA, REGULATING THE PARKING AND STORAGE OF JUNKED, UNUSED, AND UNUSABLE AUTOMOBILES AND OTHER VEHICLES, PARTS THEREOF, THE STORAGE AND ACCUMULATION OF WASTE MATERIALS AND DISCARDED MATERIALS, AS HEREINAFTER DEFINED, WITHIN THE LIMITS OF THE TOWNSHIP OF FISHING CREEK, COUNTY AND STATE AFORESAID, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

BE IT ORDAINED AND ENACTED BY THE BOARD OF SUPERVISORS OF FISHING CREEK TOWNSHIP, COLUMBIA COUNTY, PENNSYLVANIA:

SECTION 1 – DEFINITIONS

A. JUNKED AUTOMOBILES AND OTHER VEHICLES – Means any automobile, truck, bus, motorcycle, and motorbike, or any other type of vehicle, ordinarily used for transportation of people, which has not been inspected within a current inspection period established by the Pennsylvania Department of Motor Vehicles, or Department of Revenue, and does not carry thereon a current inspection sticker, or does not carry thereon a current vehicle registration license plate issued for that particular vehicle.

B. UNUSED AND UNUSABLE AUTOMOBILES AND OTHER VEHICLES – Means any automobile, truck, bus, motorcycle, and motorbike, or any other type of vehicle ordinarily used for transportation of people, except those used for agricultural purposes on the premises of the owner, which has not been inspected within a current inspection period established by the Pennsylvania Department of Motor Vehicles, or Department of Revenue, and does not carry thereon a current inspection sticker, or does not carry thereon a current vehicle registration license plate issued for that particular vehicle, or which is so worn, obsolete, dismantled or disassembled for reasons other than for proposed immediate repairs, as to make it legally inoperable or unusable in its existing condition.

C. PARTS – Means any piece, part, fixture or accessory suitable for use on any vehicle, truck, bus, motorcycle, car or motorbike.

SECTION 2 – RESTRICTIONS

No person, firm, association, or corporation shall park, place, or cause to be parked or placed, any junked, unusable, or unused automobile, truck, bus, motorbike, or motorcycle, or any other type of vehicle ordinarily used for the transportation of people, or parts as herein defined, in, on, or within the legal right-of-way limits of any public street or public highway within the limits of the Township of Fishing Creek at any time.

SECTION 3 – RESTRICTION

No person, firm, association, or corporation shall park, place or store, or cause to be parked, placed or stored, on any private lands, or portion thereof, within the limits of the Township of Fishing Creek, any junked, unused, or unusable automobile, bus, truck, motorcycle, or motorbike, or any other vehicle ordinarily used for the transportation of people, or parts as herein defined, unless the same in

entirety shall be kept or maintained wholly within a building having four solid walls of solid building materials.

SECTION 4 – EXCEPTIONS

The provisions of Section 3 of this Ordinance shall not be applicable to any person, firm, association, or corporation ordinarily and regularly engaged in the business or occupation of automobile repairs or repairs involving buses, trucks, motorcycles, motorbikes, or other vehicles ordinarily used in the transportation of people, PROVIDED, HOWEVER, that if any automobile, bus, truck, motorcycle, motorbike or other type of vehicle ordinarily used for transportation of people is placed on any private property for the purpose of such repairs, all such repairs, all such repairs shall be completed no later than three (3) months from the date of delivery thereto.

SECTION 5 - PENALITES

A. Any person, firm, association or corporation found in Summary Proceedings to be in violation of any of the provisions of this Ordinance shall be sentenced to pay a fine of not less than twenty-five (\$25.00) dollars nor more than two hundred (\$200.00) dollars, and, in default of the payment of such fine imposed and the costs of the proceeding, shall be sentenced to serve a period of not more than thirty (30) days in the Columbia County Jail.

B. Each period of seven (7) consecutive days during which any person, firm, association, or corporation violates any of the provisions of this Ordinance shall be considered to be a separate offense.

SECTION 6 – SEVERABILITY

In the event that any Section of this Ordinance shall be found to be illegal or unconstitutional, the remaining sections shall not be affected or revoked thereby.

DULY ENACTED AND ADOPTED as an Ordinance of the Board of Supervisors of Fishing Creek Township, Columbia County, Pennsylvania, at a regular meeting held on the 1st day of November, 1971, and which shall become effective five days after the advertising thereof.

THE BOARD OF SUPERVISORS OF FISHING CREEK
TOWNSHIP, COLUMBIA COUNTY, PENNSYLVANIA

BY: Kenneth Rhinard
Chairman
Howard Cherrington
David W. Stoker

ATTEST:

Shirley M. Avery
Secretary

(SEAL)