

Chapter 1

Administration and Government

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Part 1**Preliminary Provisions****§1-101. Short Title.**

The short title of this Code of Ordinances prepared and published for the Borough of Lewisberry shall be the "Borough of Lewisberry Code of Ordinances."

(Ord. 2007-2, 12/17/2007)

§1-102. Citation of Code of Ordinances.

The Borough of Lewisberry Code of Ordinances may be cited by Section number. The approved short form is "Code." Thus, "Code, §27-101" refers to §101 of Chapter 27 of this Code of Ordinances.

(Ord. 2007-2, 12/17/2007)

§1-103. Arrangement of Code.

1. This Code is divided into Chapters which are subdivided as follows:
 - A. Subchapters, identified by capital letters, beginning with a Chapter title and number.
 - B. Parts, identified by Arabic numerals, beginning with a Part title and number.
 - C. Subparts, identified by Arabic numerals, beginning with a title.
2. The Sections of the Code are subdivided as follows:
 - A. Subsections, identified by Arabic numerals.
 - B. Paragraphs, identified by capital letters.
 - C. Subparagraphs, identified by Arabic numerals enclosed within parentheses.
 - D. Clauses, identified by lower case letters enclosed within parentheses.
 - E. Subclauses, identified by Arabic numerals followed by a parenthesis.
 - F. Items, identified by identified by lower case letters followed by a parenthesis.
 - G. Subitems, identified by small Roman numerals.

(Ord. 2007-2, 12/17/2007)

§1-104. Headings.

Chapter, Subchapter, Part, Subpart, Section, Subsection, Paragraph, Subparagraph, Clause, and Subclause headings contained in the Code may not be deemed to govern, limit, modify or affect the scope, meaning or intent of the Code. The headings of Sections, Subsections or other divisions of this Code are intended as mere captions to indicate the contents of the Section, Subsection or other division and shall not be deemed to be taken as titles of such Section, Subsection or other division, nor as any part of said Section, Subsection or other division unless expressly so provided.

(Ord. 2007-2, 12/17/2007)

§1-105. Tenses, Gender and Number.

Except as may be otherwise stated in any provision of this Code, the present tense includes the past and future tenses, and the future the present; the masculine gender includes the feminine and neuter, the feminine includes the masculine and neuter, and the neuter includes the masculine and feminine; and the singular includes the plural, and the plural the singular.

(Ord. 2007-2, 12/17/2007)

§1-106. Construction.

1. Except as may be otherwise specifically provided by any provision of this Code, the Statutory Construction Act of 1972, 1 Pa.C.S.A. §1501 *et seq.*, shall be applied in construing this Code.

2. *Effect of Repeal or Expiration of Code Section.*

A. The repeal of a Code Section or ordinance, or its expiration by virtue of any provision contained therein, shall not affect any right accrued or any offense committed, any penalty or punishment incurred, or any proceeding commenced before the repeal took effect or the ordinance expired.

B. When any ordinance repealing a former Code Section, ordinance, clause or provision shall itself be repealed, such repeal shall not be construed to revive such former Code Section, ordinance, clause or provision, unless it shall be expressly so provided.

3. *Saving Clause.* The provisions of this Code, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of this Code, are intended as a continuation of such ordinances, resolutions and regulations and not as a new enactment. The provisions of this Code shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations. Except as specifically stated in this Code or in the ordinance adopting this consolidation, codification and revision of the ordinances and regulations of the Borough of Lewisberry, it is the intention of the Borough Council that no ordinance or regulation of the Borough be amended, revised or repealed by implication.

4. *Resolutions.* The provisions of this Code of Ordinances may contain resolutions, that is, actions of the Borough Council of the Borough of Lewisberry (in written form and designated "resolution") which did not require prior public notice in accordance with the provisions of the Borough Code, 53 P.S. §45101 *et seq.*, at the time of their passage by the Borough Council. Such "resolutions" are included herein for ease of reference and the Borough Council does not intend by their inclusion herein to require prior public notice before amending, revising or repealing such resolution or resolutions as may have been included herein in the future. It is the intention of the Borough Council that such actions of the Borough Council that may be included in this Code and specifically cited and designated as a resolution shall not become an ordinance (requiring prior public notice before amendment, revision or repeal) by the simple fact of inclusion in this Code.

(Ord. 2007-2, 12/17/2007)

§1-107. Normal Numbering.

1. *Chapters.* Chapters are numbered sequentially in Arabic throughout this Code.
2. *Parts.* Parts are numbered sequentially in Arabic throughout this Code.
3. Whenever other divisions are necessary, Chapters shall be divided into Subchapters, Parts into Subparts and designated with the Chapter or Part number followed by a capital letter. For instance, Chapter 1 may be divided into Subchapters 1A and 1B.

4. *Sections.* Sections are numbered sequentially throughout a Chapter and a Part such that the first number or numbers is the Chapter number, followed by a hyphen, followed by the Part number, followed by the Section number within the Part. For example, "§1-101" designates Chapter 1, Part 1, Section 1. Similarly, "§27-305" designates Chapter 27, Part 3, Section 5.

5. *Internal Divisions of Sections.* Whenever internal divisions are necessary, Sections shall be divided into Subsections, Subsections into Paragraphs, Paragraphs into Subparagraphs, Subparagraphs into Clauses, and Clauses into Subclauses, and Subclauses into Items, designated as follows:

1. Subsection.
 - A. Paragraph.
 - (1) Subparagraph.
 - (a) Clause.
 - 1) Subclause.
 - a) Item.
 - i. Subitem

(Ord. 2007-2, 12/17/2007)

§1-108. Special Numbering Problems.

1. *Addition of New Units Between Existing Units.* If it becomes necessary to introduce a new Chapter, Part or Section between existing Chapters, Parts or Sections, the new Chapter, Part or Section shall be designated by the addition of a capital letter suffix to the preceding Chapter, Part or Section number. Thus, a Chapter introduced between Chapters 5 and 6 would be Chapter 5A and Sections in that Chapter would be numbered, for instance, "§5A-101." If it becomes necessary to introduce a Part between existing Parts 5 and 6 the new Part would be Part 5A and Sections in that Part would be numbered, for instance, "§5-5A01." A new Section introduced between existing Sections 5 and 6 would be "§5-105A." When a number of new Parts or Sections have been introduced the Chapter or Part shall be renumbered.

2. If it becomes necessary to introduce a Subsection between Subsections, for instance, Subsections .5 and .6, the new Subsection would be numbered Subsection .5-A.

3. If it becomes necessary to introduce a unit smaller than a Subsection between existing unites, the entire Subsection shall be revised and renumbered.

4. *Vacated Numbers.* Whenever a number is vacated by a revocation or repeal, the remaining elements in the overall unit shall retain their old numbers until the overall unit is completely revised. Prior to revision, the vacated number may be marked:

“[Reserved].”

(Ord. 2007-2, 12/17/2007)

§1-109. Amending Code.

1. All ordinances passed subsequent to the adoption of this Code which amend, repeal or in any way affect this Code shall be numbered in accordance with the numbering system of this Code and printed for inclusion herein. In the case of repeal of Chapters, Parts, Sections, Paragraphs, Clauses or other part or provision hereof, by subsequent ordinance, such repealed portions may be excluded from this Code by omission from reprinted pages affected thereby. The subsequent ordinances as numbered and printed, or omitted in the case of repeal, shall be prima facie evidence of such subsequent ordinances until such time as this Code and subsequent ordinances omitted are readopted as a new Code by the Borough Council.

2. Amendment to any provision of this Code shall be made by specific reference to the Chapter, Part, Section and/or Subsection number of this Code in the following language:

A. *Amendment or Revision.* “Chapter ___, Part ___, Section ___, Subsection ___, is hereby amended (revised) to read as follows . . .” The amended or revised provisions may then be set out in full as desired.

B. *Addition.* “Chapter ___, Part ___, Section ___, Subsection ___, is hereby amended by the addition of the following . . .” The new provision shall then be set out in full as desired.

C. *Repeal.* “Chapter ___, Part ___, Section ___, Subsection ___, is hereby repealed in its entirety.”

3. It is the intention of the Borough Council that the numbering scheme of this Code be adhered to in enacting future ordinances. In the event that any ordinance or other enactment be adopted which does not conform to the numbering system of this Code, it is the intention of the Borough Council that such enactment be renumbered in the process of supplementing, revising or updating this Code to conform to the numbering scheme of this Code. The Borough Council hereby acknowledges and confirms that the numbering scheme herein is for ease of reference and that the renumbering or reformatting of any enactment when added to this Code shall not in any manner affect the validity of said enactment.

(Ord. 2007-2, 12/17/2007)

§1-110. Altering Code.

It shall be unlawful for any person to change or amend by addition or deletion any part or portion of this Code, or to insert or delete pages or portions thereof, or to alter or tamper with such Code in any manner whatsoever, except by ordinance or resolution or other official act of the Borough Council.

(Ord. 2007-2, 12/17/2007)

§1-111. Penalties.

1. *Penalty Where No Penalty Provided.* Whenever in this Code or in any ordinance of the Borough any act is prohibited or is declared to be unlawful, or whenever in this

Code or other ordinance the doing of any act is declared to be unlawful, and no specific penalty is provided therefor:

A. *Violations of Health, Safety and Welfare Provisions.* For violations of ordinances adopting building, housing, property maintenance, health, fire or public safety codes; and for ordinances regulating water services, water pollution, air pollution and noise, the following penalty shall be provided:

(1) Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to a fine of not less than \$25 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

B. *Other Violations.* All other penalties, except for penalties in Chapter 15, "Motor Vehicles and Traffic" (based on the Vehicle Code, 75 Pa.C.S.A. §101 *et seq.*), penalties and ordinances adopted under the authority of the Municipalities Planning Code, 53 P.S. §10101 *et seq.*, earned income tax ordinances adopted under the Local Tax Enabling Act, 53 P.S. §6913, and ordinance adopted under authority of the Sewage Facilities Act, 35 P.S. §750.1 *et seq.*, should provide, generally:

(1) Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to a fine of not less than \$25 nor more than \$600 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

2. The imposition of a penalty under the provisions of this Code shall not prevent the revocation of any permit or license or the taking of other punitive or remedial action where called for or permitted under the laws of the Commonwealth of Pennsylvania and the United States of America. In addition, the Borough may institute injunctive, mandamus or any other appropriate action or proceeding at law or in equity for the enforcement of this Code. Any court of competent jurisdiction shall have the right to issue restraining orders, temporary or permanent injunctions, mandamus, or other appropriate forms of remedy or relief.

(Ord. 2007-2, 12/17/2007)

Part 2**Officers and Officials****A. Borough Manager****§1-201. Title.**

This Part shall be known and may be cited as the “Borough Manager Ordinance.”
(*Ord. 2000-3, 4/3/2000, §1*)

§1-202. Definitions.

The following words and terms when used in this Part shall have the meaning given to them in this Section unless the context clearly indicates otherwise:

Borough - the Borough of Lewisberry, Pennsylvania.

Council - the Borough of Lewisberry, Pennsylvania, Council or its duly appointed agent or agents.

(*Ord. 2000-3, 4/3/2000, §2*)

§1-203. Purpose and Findings.

1. Council recognizes the importance and significance of having qualified people in the offices of Secretary and Treasurer.

2. Council has found that it is hard to keep qualified people in those positions and that it requires a minimum of 6 months of training to properly qualify a new hire to do the job.

3. Council recognizes that the position of Secretary and Treasurer have been combined because of the lack of qualified applicants who wish to remain in the positions for a long term.

4. The Borough has the authority to create the position of Borough Manager under §1141 of the Borough Code, 53 P.S. §46141 *et seq.*

(*Ord. 2000-3, 4/3/2000, §3*)

§1-204. Creation, Appointment and Qualifications.

1. The position of Borough Manager is hereby created in the Borough.

2. The Manager shall be appointed for an indefinite term by a majority of all the members of Council, and serve at the will of Council, who shall fix his or her compensation on an annual basis, by resolution, either written or verbal.

3. The Borough Manager shall be chosen solely on the basis of his or her executive and administrative qualifications, with special reference to his or her training and/or experience in municipal management.

(*Ord. 2000-3, 4/3/2000, §4*)

§1-205. Duties.

The Borough Manager shall be the chief administrative officer of the Borough. He

or she shall:

- A. Manage the issuance of all business licenses.
- B. Be responsible to Council for carrying out all policies and programs established by Council.
- C. Approve the disbursement of funds appropriated by Council and report to Council on such disbursements at regularly scheduled Council meetings.
- D. Make such recommendations to Council concerning policy formulation as he or she deems desirable.
- E. Prepare and submit the annual budget to Council together with such explanatory comment as he or she may deem desirable, and administer the approved budget.
- F. Keep Council and the public informed as to the conduct of Borough affairs.
- G. Prepare the agenda and attend all meetings of Council with the right to take part in discussion when recognized by the President of Council.
- H. Seek, submit and review all grants from the County and Commonwealth of Pennsylvania.
- I. Perform such other duties as are designated by Council.

(Ord. 2000-3, 4/3/2000, §5)

B. Independent Auditor**§1-211. Appointment of Independent Auditor.**

An independent auditor who shall be either a certified public accountant or a firm of certified public accountants registered in the Commonwealth of Pennsylvania shall be appointed to make an independent examination of the accounting records of Lewisberry Borough, York County, Pennsylvania, and to annually examine, audit and settle all accounts whatsoever in which the Borough is concerned, said audit to consist of an examination in accordance with generally accepted auditing standards and procedures.

(Ord. 1985-1, 8/5/1985, §1)

§1-212. Appointment by Resolution.

Such independent auditor shall be appointed by resolution adopted by the Borough Council of Lewisberry Borough from time to time, and shall serve at the pleasure of the Borough Council.

(Ord. 1985-1, 8/5/1985, §2)

§1-213. Office of Elected Auditor Abolished.

It is the intention of the Borough Council that the elected officer of Borough auditor shall be and hereby is abolished as an elective office in the Borough of Lewisberry, York County, Pennsylvania, as of the date of adoption of this Part.

(Ord. 1985-1, 8/5/1985, §3)

Part 3**Tax Collection Fees****§1-301. Title.**

This Part shall be known and may be cited as the “Tax Certification and Duplicate Tax Bill Fee Ordinance.”

(*Ord. 2002-1, 3/4/2002, §1; as amended by Ord. 2007-2, 12/17/2007*)

§1-302. Definitions.

The following words and terms when used in this Part shall have the meaning given to them in this Section unless the context clearly indicates otherwise:

Borough - the Borough of Lewisberry, Pennsylvania.

Council - the Borough of Lewisberry, Pennsylvania, Council or its duly appointed agent or agents.

Tax certification - when used herein, a tax certification means a document whereby the duly authorized Tax Collector of the Borough has certified that the assessment and County tax, Borough tax and school tax and any other applicable taxes, for a particular tract of real estate located in the Borough of Lewisberry is either paid, and the amount paid, or due and the amount due, or has been submitted to the York County Tax Claim Bureau.

(*Ord. 2002-1, 3/4/2002, §2*)

§1-303. Purpose and Findings.

1. Council recognizes that the Tax Collector is an important position and that it is time consuming to issue tax certifications and duplicate tax bills.

2. Council has determined that \$10 per tax certification and/or duplicate tax bill is a standard rate charged in York County for the same and hereby finds that the amount is reasonable and appropriate and may be established or changed from time to time by resolution of Borough Council.

3. The Tax Collector may either charge the fee before issuing the tax certification or duplicate tax bill or request payment within 30 days of the issuance of the tax certification.

(*Ord. 2002-1, 3/4/2002, §3; as amended by Ord. 2007-2, 12/17/2007*)

§1-304. Authority for Tax Collector to Charge \$10 per Tax Certification and/or Duplicate Tax Bill Issued.

The Tax Collector for the Borough shall be and is hereby authorized to charge any firm, person, partnership, corporation or other entity for each tax certification and/or duplicate tax bill issued. Said fee may be collected at the time of the issuance of the tax certification and/or duplicate tax bill or within 30 days of delivery thereof.

(*Ord. 2002-1, 3/4/2002, §4; as amended by Ord. 2007-2, 12/17/2007*)

Part 4**Fire Company****A. Authorized Activities****§1-401. Fire Company Designated.**

The Lewisberry Community Fire Company, hereinafter the “fire company,” organized and existing in the Borough of Lewisberry, York County, Pennsylvania, hereinafter the “Borough,” is hereby designated as the officially recognized fire company for the Borough.

(Res. 2009-6, 11/2/2009, §1)

§1-402. Authorized Activities of the Fire Company.

1. The fire company recognized by the Borough is hereby authorized to provide such services to the citizens of the Borough as may be necessary for the protection of property and persons situate therein, which include, by way of example and not of limitation, the extinguishment and prevention of loss of life and property from fire, automobile accidents, medical emergencies, hazardous materials incidents, and other dangerous situations.

2. The fire company may also provide nonemergency and public service functions, such as, again by way of example and not of limitation, removing water from property after storms, and assisting in the removal, abatement and prevention of damage or injury to persons or property, whether through natural causes or man-made situations.

3. The fire company may also conduct and participate in such training activities and drills, either within or outside of the Borough, as may be deemed necessary by the officers of the fire company to maintain proficiency in providing service.

4. The fire company may also respond to calls for assistance or to provide mutual-aid outside of the Borough.

(Res. 2009-6, 11/2/2009, §2)

§1-403. Authorized Activities of Members of the Fire Company.

In addition to actually participating in the activities of the fire company as authorized above, or in going to or returning from any activity, the members of the fire company recognized by the Borough are also authorized to do the following things:

A. Engage in any type of drill, training, ceremony, practice, test or parade when duly called for or authorized by an officer or officers of the fire company.

B. Engage in fundraising activities for the fire company, when authorized by an officer or officers of the fire company.

C. Engage in the performance of any other duty or activity authorized by any officer of the recognized fire company.

(Res. 2009-6, 11/2/2009, §3)

§1-404. Purpose.

The purpose of this Part is to recognize that the fire company's acts, which are classified as public firefighting duties, are done on behalf of the Borough, and to state additional authorized activities for firefighters for workmen's compensation purposes.

(Res. 2009-6, 11/2/2009, §4)

Part 5**Fire Loss Insurance Proceeds Escrow****§1-501. Use of Fire Insurance Proceeds.**

1. No insurance company, association or exchange (hereinafter “insurer”) doing business in the Commonwealth of Pennsylvania shall pay a claim of a named insured for fire damage to a structure located with the Borough of Lewisberry where the amount recoverable for the fire loss to the structure under all policies exceeds \$7,500, unless the insurer is furnished by the Borough of Lewisberry with a certificate pursuant to §508(b) of the Insurance Company Law of 1921, as amended by Act 98 of 1992 and Act 93 of 1994 (collectively, the “Act”) and unless there is compliance with the procedures set forth in §508(c) and (d) of the Act, 40 P.S. §638.

2. Where there are delinquent taxes, assessments, penalties or user charges against the property (“municipal claims”), or there are expenses which the Borough of Lewisberry has incurred as a cost of the removal, repair or securing of a building or other structure on the property (collectively “municipal expenses”), a designated official of the Borough of Lewisberry shall immediately render a bill for such work, if he has not already done so. Upon written request of the named insured specifying the tax description of the property, the name and address of the insurer and the date of receipt by the insurer of a loss report of the claim, the Treasurer shall furnish a certificate within 14 working days after the request, to the insurer, a certificate (or at his discretion an oral notice confirmed in writing) either:

A. Stating that there are no unpaid municipal claims or municipal expenses against the property.

B. Specifying the nature and amount of such claims or expenses, accompanied by a bill for such amounts.

C. Taxes, assessments, penalties and user charges shall be deemed delinquent for this purpose if a lien could have been filed for claims under applicable law. Upon receipt of a certificate and bill pursuant to paragraph .A of this subsection, the insurer shall transfer to the Treasurer an amount from the insurance proceeds sufficient to pay such sums prior to making payment to the named insured, subject to the provisions of subsection .3 hereof.

3. When all municipal claims and municipal expenses have been paid pursuant to subsection .2 of this Section, or where the Treasurer has issued a certificate described in subsection .2.A indicating that there are no municipal claims or municipal expenses against the property, the insurer shall pay the claim of the named insured; provided, however, that if the loss agreed upon by the named insured and the insurer equals or exceeds 60% of the aggregate limits of liability on all fire policies covering the building or structure, the following procedures must be followed:

A. The insurer shall transfer from the insurance proceeds to the Treasurer, in the aggregate, \$2,000 for each \$15,000 of such claim or fraction thereof.

B. If at the time a loss report is submitted by the insured, such insured has submitted to the insurer, with a copy to the Borough of Lewisberry, a contractor's signed estimate of the cost of removing, repairing or securing the building or

structure in an amount less than the amount calculated under the foregoing transfer formula, the insurer shall transfer to the Treasurer from the insurance proceeds the amount specified in the estimate. If there is more than one insurer, the transfer of proceeds shall be on a pro rata basis by all insurers insuring the building or other structure.

C. Upon receipt of the above described portion of the insurance proceeds, the Treasurer shall do the following:

(1) Place the proceeds in a separate fund to be used solely as security against the total municipal expenses anticipated by the Borough of Lewisberry to be required in removing, repairing or securing the building or structure as required by this Part. Such costs shall include, without limitation, any engineering, legal or administrative costs incurred by the Borough of Lewisberry in connection with such removal, repair or securing or any proceedings related thereto.

(2) Mail to the named insured, at the address received from the insurer, a notice the proceeds have been received by the Borough of Lewisberry and that the procedures under this subsection shall be followed.

(3) After the transfer, the named insured may submit to the Borough of Lewisberry a contractor's signed estimate of the cost of removing, repairing or securing the building or other structure, in which event the Treasurer shall, if such estimate is deemed by the Treasurer to be reasonable, return to the insured the amount of the funds transferred to the Borough of Lewisberry in excess of that required to pay the municipal expenses; provided, the Borough of Lewisberry has not commenced to remove, repair or secure the building or other structure, in which case the Borough of Lewisberry will complete the work.

(4) Pay to the designated official, for reimbursement to the Borough of Lewisberry general fund, the amount of the municipal expenses paid by the Borough of Lewisberry.

(5) Pay the remaining balance in the fund (without interest) to the named insured upon receipt of a certificate issued by the designated official that the repair, removal or securing of the building or other structure has been completed in accordance with all applicable codes and regulations of the Borough of Lewisberry.

(6) Nothing in this Section shall be construed to limit the ability of the Borough of Lewisberry to recover any deficiency in the amount of municipal claims or municipal expenses recovered pursuant to this Part, or to insurance proceeds, by an action at law or in equity to enforce the codes of the Borough of Lewisberry or to enter into an agreement with the named insured with regard to such other disposition of the proceeds as the Borough of Lewisberry may deem responsible.

(Ord. 2007-2, 12/17/2007)

§1-502. Limits of Liability.

Nothing in this Part shall be construed to make an insurance company, association or exchange liable for any amount in excess of proceeds payable under its insurance

policy or for any other act performed pursuant to this Part or to make the Borough of Lewisberry, any Borough of Lewisberry official, a municipal or public official an insured under a policy of insurance or to create an obligation to pay delinquent property taxes or unpaid removal liens or expenses other than as provided in this Part.

(Ord. 2007-2, 12/17/2007)

§1-503. Insurance Company Rights Reserved.

An insurance company, association or exchange making payment of policy proceeds under this Part for delinquent taxes or structure removal liens or removal expenses incurred by the Borough of Lewisberry shall have a full benefit of such payment including all rights of subrogation and of assignment.

(Ord. 2007-2, 12/17/2007)

§1-504. Construction.

This Part shall be liberally construed to accomplish its purpose to deter the commission of arson and related crimes, to discourage the abandonment of property and to prevent urban blight and deterioration.

(Ord. 2007-2, 12/17/2007)

§1-505. Notification of Pennsylvania Department of Community and Economic Development.

The Secretary of the Borough of Lewisberry shall transmit a certified copy of this Part promptly to the Pennsylvania Department of Community and Economic Development.

(Ord. 2007-2, 12/17/2007)

§1-506. Penalty.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to a fine of not less than \$25 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(Ord. 2007-2, 12/17/2007)

