

**CHAPTER 10**  
**HEALTH AND SAFETY**

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**PART 1**

**WEEDS AND NOXIOUS VEGETATION**

**§101. UNLAWFUL GROWTH OF VEGETATION.**

1. Any person, firm, partnership or corporation owning or having a present interest in or occupying any real estate in any Zoning District except R-1 Agricultural, as defined in the Spring Township Zoning Ordinance [Chapter 27], as amended, shall, except as hereinafter provided, permit any grass or weeds or vegetation, not edible or planted for some useful or ornamental purpose, to grow or remain on such premises, including any portion of the premises occupied by a street or alley, so as to exceed a height of 6 inches, or to throw off any unpleasant or obnoxious odor, or to conceal any debris or to create or produce pollen. All such vegetation is hereby declared to be nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Township. [Ord. 09-00]
  
2. Provided, however, that no such weeds, grass or similar vegetation, as heretofore defined, shall come within the terms of this Part except within a radius of 150 feet from the structure inhabited by humans and, provided further, that weeds or grass intermingled with growing, cultivated crops or premises adjacent to agricultural land or land in agricultural use, shall not come within the provisions of this Part.

(Ord. 17-1983, 7/5/1983, §1; as amended by Ord. 09-00, 10/2/2000)

**§102. PROPERTY OWNERS TO REMOVE, TRIM OR CUT GRASS, WEEDS OR VEGETATION; RESPONSIBILITY OF OCCUPANTS.**

The owner of any such premises, whether occupied by the owner or not, shall be responsible to remove, trim or cut all such vegetation growing or remaining upon such premises in violation of the provisions of §101 of this Part. Both the owner and the occupant, in the case of premises occupied by other than the owner, shall be directly responsible for compliance with this Part.

(Ord. 17-1983, 7/5/1983, §2)

**§103. NOTICE TO OWNERS AND OCCUPANTS OF PREMISES.**

In addition to the penalties as hereinafter imposed in this Part, the Township Supervisors, or any officer or employee of the Township designated thereby for the purpose, is hereby authorized to give notice, by personal service or by United States certified mail to the owner or the occupant, or either of them, for a violation of the terms of this Part, directing and requiring such owner or occupant or both of them to remove, trim or cut such grass, weeds or vegetation so as to conform to the requirements of this Part within 5 days after issuance of such notice.

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(Ord. 17-1983, 7/5/1983, §3)

**§104. VIOLATION OF PROVISIONS OF THIS PART.**

If any such owner and/or occupant shall neglect to comply with such notice within the period of time herein stated, the Township authorities shall have the following remedies:

- A. They may remove, spray, trim or cut such grass, weeds or vegetation so as to comply with the provisions of this Part; and the reasonable cost thereof, together with an additional penalty of 10% of reasonable costs may be collected by the Township from such owner or occupant as a penalty under the provisions of this Part, or in any other manner provided by law. This right as herein vested in the Township shall be in addition to other penalties prescribed by the provisions of this Part for failure of the owner or occupant, as aforesaid, to comply with the terms of this Part.

B. Penalties.

Any person, firm or corporation who shall violate any provisions of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 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. 17-1983, 7/5/1983, §4; as amended by Ord. 09-00, 10/2/2000)

**PART 2**  
**JUNKED VEHICLES**

**§201. DEFINITIONS.**

The following words and phrases shall be construed throughout this Part to have the meanings herein indicated:

**BOARD** - the Board of Supervisors of Spring Township, Centre County, Pennsylvania.

**JUNK** - any abandoned, junked or scrapped or scrappable motor vehicles which cannot be demonstrably operated for useful purposes and which does not bear a current registration or current inspection as required by the Vehicle Code, excluding therefrom what are commonly classified as "antique cars," as designated by the Pennsylvania Vehicle Code for the registration of antique cars. Also excluded therefrom shall be any vehicle or machine housed in a garage or barn and where they cannot be observed visible from a public road; vehicles or machinery either originally intended or subsequently modified for use in agricultural pursuits, providing it is operable and owned by a person engaged in agricultural pursuits; any vehicle having up-to-date registration with the Department of Transportation. [Ord. 09-00]

**PERSON** - a natural person, association, partnership, firm or corporation. The singular shall include the plural and the masculine shall include the feminine and the neuter.

**TOWNSHIP** - Spring Township, Centre County, Pennsylvania.

(Ord. 182-1973, 3/5/1973, §1; as amended by Ord. 09-00, 10/2/2000)

**§202. TITLE.**

This Part may be cited and shall be known as the "Spring Township Junked Car Ordinance."

(Ord. 182-1973, 3/5/1973, §2)

**§203. JUNKED VEHICLES PROHIBITED.**

From and after the effective date of this Part it shall be unlawful for any person, firm or corporation to keep or maintain any junked vehicles on their premises in the Township of Spring in violation of the provisions of this Part or the regulations of the Supervisors adopted pursuant thereto.

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(Ord. 182-1973, 3/5/1973, §3)

### **§204. EXCEPTION.**

This Part shall not apply to any person, firm or corporation subject to be regulated under the provisions of Ord. 71-1966, 6/13/1966, the Spring Township Junkyard and Junk Dealers Ordinance [Chapter 13, Part 3].

(Ord. 182-1973, 3/5/1973, §4)

### **§205. JUNKED VEHICLES PERMITTED.**

Anything to the contrary herein notwithstanding, a person shall be permitted to maintain on his property one unlicensed vehicle not having a current inspection for a period not to exceed 30 consecutive days; provided, however, that a person desiring to retain one unlicensed vehicle not bearing a current inspection for such period of time as permitted shall notify the Township Supervisors at their place of business in Spring Township Building, the period of time and the reason for maintaining such unlicensed and uninspected vehicle; provided, further, that during the time such unlicensed vehicle is permitted to be maintained and must remain in tact and none of the major parts, such as wheels, windows, hood, etc., may be removed.

(Ord. 182-1973, 3/5/1973, §5)

### **§206. PROCEDURES.**

In order to carry out the intent and purpose of the Second Class Township Code and the provisions of this Part, the Supervisors hereby adopt the following regulations, which regulations every citizen and landowner is enjoined to observe.

- A. Whenever junk vehicles in violation of this Part shall be found on a property, the property owner shall be tendered written notice by certified mail by the Board allowing 30 days after tender for removal of the offending material. The notice shall contain:
  - (1) Name of reputed owner.
  - (2) Description of offending material.
  - (3) Due date for removal and reexamination of property to determine compliance.
  - (4) Penalty for noncompliance.
  - (5) Authority with quotation from this Part.

- (6) Signature of person authorized by the Board.
- B. Upon due date the Board or its duly appointed representative shall view the property to ascertain compliance. Any noncompliance shall be occasion to start the penalty procedure and the Board shall notify the offender within 1 week after the due date by certified mail of start of penalty period, identification of offending material, fine rate and further penalties.
- C. If offending material is not removed, the Board, at its next meeting, shall notify its Solicitor to start proceedings in court of equity against offender and/or legal owner or person responsible for the property for which the violation is sited.
- D. Records of all proceedings involving offenses shall be kept by the Board and shall be public records, except that records where condition has been alleviated need not be kept.

(Ord. 182-1973, 3/5/1973, §6)

**§207. ADMINISTRATION.**

1. The Board may employ a representative to examine properties for compliance and said representative shall be identified by public notice either in this Part or separately. He shall be empowered to enter upon the private property for inspection.
2. Said examiner shall identify as offending material anything defined as junk in §201.
3. Proper owner may alleviate condition and request reexamination to stop proceedings by the Board at any time.
4. Appeal from decisions by the Board shall be made to the court of common pleas upon proper notification to the Board. [Ord. 09-00]

(Ord. 182-1973, 3/5/1973, §7; as amended by Ord. 09-00, 10/2/2000)

**§208. PENALTIES.**

Any person, firm or corporation who shall violate any provisions of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 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. 182-1973, 3/5/1973, §8; as amended by Ord. 61-1989, 10/2/1989, §1; and by Ord. 09-00, 10/2/2000)

