

ORDINANCE NO. 2002- 05A

**AN ORDINANCE OF LANGHORNE BOROUGH AMENDING CHAPTER 400,  
SECTION 405.I.17 AND AMENDING CHAPTER 600, SECTIONS 612 AND 618 OF THE  
LANGHORNE BOROUGH ZONING ORDINANCES  
AND AMENDING CHAPTER 1300 OF THE LANGHORNE BOROUGH GENERAL  
ORDINANCES TO ADD SECTION 1304  
TO PROHIBIT THE BEFOULING OF STREETS, CURBS AND SIDEWALKS**

WHEREAS, the Langhorne Borough Council has determined that it has the authority under the Borough Code to adopt ordinances for the proper management, care and control of the Borough and the maintenance of peace and the public welfare of the Borough;

WHEREAS, the Langhorne Borough Council is concerned with the impact of and presence of soil, sand, stone, dirt, debris, refuse, litter or other substances of any kind, including liquids and chemicals, on or over the streets, curbs and sidewalks; and,

WHEREAS, the Langhorne Borough Council has determined that prohibiting the befouling of streets, curbs and sidewalks will decrease danger to property and persons.

**NOW THEREFORE, BE ORDAINED AND ENACTED** that Chapter 400, Section 407.I.17 of the Zoning Ordinance is amended to add sub-section (e) to Section 407 as follows:

**I.17 Sidewalks.**

- e. Once constructed, all sidewalks shall be maintained in a cleaned and cleared condition. It shall be unlawful to scatter, spill, dump or drop, or permit to be scattered, spilled, dumped or dropped, any soil, sand, stone, dirt, mud, vegetation, brush, leaves, debris, refuse, litter, defecation of man or animal, or other substances of any kind, including liquids and chemicals, on or over any street, curb or sidewalk, by any person, firm or organization, from any vehicle or from the wheels, tires or undercarriage thereof, by a domesticated animal, or by an animal owned, cared for or maintained by a person, firm or organization.

**NOW THEREFORE, BE ORDAINED AND ENACTED** that Chapter 600, Section 612 of the Zoning Ordinance is amended to add sub-section (D) to Section 612 as follows:

- D. No use, activity or failure to act shall permit or cause soil, sand, stone, dirt, mud, vegetation, brush, leaves, debris, refuse, litter, defecation of man or animal, or other substances of any kind, including liquids and chemicals, to scatter, spill, dump or drop, or permit to be scattered, spilled, dumped or dropped on or over any street, curb or sidewalk, by any person, firm or organization, from any vehicle or from the wheels, tires or undercarriage thereof, by a domesticated animal, or by an animal owned, cared for or maintained by a person, firm or organization.

**NOW THEREFORE, BE ORDAINED AND ENACTED** that Chapter 600, Section 618 of the Zoning Ordinance is amended to add sub-section (F) to Section 618 as follows:

- F. There shall be no use, activity or failure to act which might permit or cause soil, sand, stone, dirt, mud, vegetation, brush, leaves, debris, refuse, litter, defecation of man or animal, or other substances of any kind, including liquids and chemicals, to scatter, spill, dump or drop, or permit to be scattered, spilled, dumped or dropped on or over any street, curb or sidewalk, by any person, firm or organization, from any vehicle or from the wheels, tires or undercarriage thereof, by a domesticated animal, or by an animal owned, cared for or maintained by a person, firm or organization.

**NOW THEREFORE, BE ORDAINED AND ENACTED** that Chapter 1300 of the General Ordinances is amended to add Section 1304 as follows:

**Section 1304.        Maintenance.**

- a. Once constructed, all sidewalks shall be maintained in a safe and passable condition. No structure or vehicle shall obstruct or occupy the sidewalk.
- b. Once constructed, all sidewalks shall be maintained in a clean and clear condition. No vegetation, brush or branches shall be permitted to obstruct or to grow in, into or over the sidewalk or within an area above the sidewalk to a height of ten (10') feet.
- c. It shall be unlawful to scatter, spill, dump or drop, or permit to be scattered, spilled, dumped or dropped, any soil, sand, stone, dirt, mud, vegetation, leaves, brush, debris, refuse, litter, defecation of man or animal, or other substances of any kind, including liquids and chemicals, on or over any street, curb or sidewalk, by any person, firm or organization, from any vehicle or from the wheels, tires or undercarriage thereof, by a domesticated animal, or by an animal owned, cared for or maintained by a person, firm or organization.

Applicability. Whenever the requirements of this Ordinance are in conflict with other requirements of the Ordinances of the Borough, the most restrictive, or those imposing the higher standards, shall govern.

Severability. If any section or provision of this amending ordinance shall be declared by a court of competent jurisdiction to be unconstitutional, illegal, or invalid, such decision shall not affect or impair the validity of the remaining provisions, sections, sentences or part of this ordinance other than that portion specifically declared invalid. It is hereby declared as the intent of Borough Council that this Ordinance would have been adopted had such invalid portion not been included herein.

Effective Date. This Ordinance shall become effective in accordance with the provisions of the Borough Code.

ORDAINED AND ENACTED this 14<sup>th</sup> day of January, 2002.

LANGHORNE BOROUGH COUNCIL

Barry Trachil  
Barry Trachil, President

ATTEST:

Rosemarie J. Curran  
Rosemarie Curran, Secretary

Examined and approved this 14<sup>th</sup> day of January, 2002.

Chris Blaydon  
Chris Blaydon, Mayor