

ORDINANCE NO. 760

AN ORDINANCE regulating the constructing of approaches from Bourough streets and alleys to privately owned property; and providing penalties for violation thereof.

WHEREAS in view of the many controversies that have heretofore arisen by reason of the manner in which many property holders have constructed approaches to their respective properties from the streets and alleys of the Borough of Donora, Council have decided to provide that all such approaches should, in the future, be be constructed only in such manner as may be approved by the Borough Engineer; therefore,

BE IT ORDAINED AND ENACTED by the Council of the Borough of Donora, in regular meeting assembled, and it is hereby ordained and enacted by virtue of the authority in them vested, as follows, to wit:

SECTION 1. That hereafter approaches from the streets of alleys of this Borough to private property may be constructed only after the plans or specifications therefor have been submitted to and approved by the Borough Engineer.

SECTION 2. That any approach hereafter constructed without such approval having been first obtained shall be deemed a nuisance and may be summarily removed by the employees of the Borough Street Department, acting on directions of Council or the Borough Engineer.

SECTION 3. That all such approaches now maintained by any property halder which, in the opinion of the Borough Engineer, are dangerous to the welfare of the Bofough or interfere with the free use of the streets or alleys by the public generally, or if such approaches interfere with the proper drainage of surface waters, then, in such event, the Borough Engineer shall, by either handing a written notice to the owner or and occupant of the premâses, or by posting thereon, if vacant property, require that such approach be made to conform to his specifications within 30 days from the date of service of such notice or same may be summarily removed by the employees of the Street Department after expiration of such 30 days; and such employees are hereby authorized to so remove such approach.

SECTION 4. That any person or persons (including the officers of any corporation) who violate any of the provisions of this ordinance by either making any such approach without first obtaining a permit therefor, or who have failed to remove any approach after due notice so to do, shall, upon conviction thereof before the Chief Burgess of the Borough, be sentenced to pay a fine of not less than Five (\$5.00) nor more than One hundred (\$100.00) Dollars, together with the costs of prosecution, or, in default of payment thereof, be sentenced to the Borough Jail for a period not to exceed five (5) days or to the County Jail for a period not to exceed thirty (30) days.

ORDAINED AND ENACTED into an ordinance this 18 day of September, 1940.

ATTEST:

Geo. W. Allen

Borough Secretary

I HEREBY CERTIFY THAT
THIS IS A CORRECT COPY
OF ORDINANCE NO. 760

Geo. W. Allen
BOROUGH CLERK

S.E. Koedel
President of Council

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EXAMINED AND APPROVED by me this 19, day of Nov. 1940.

ATTEST:

Geo. W. Allen

Borough Secretary

M. J. Sweeney
Chief Burgess