

ORDINANCE NO. 652

**AN ORDINANCE AMENDING ORDINANCE No. 208, THE NUISANCE ORDINANCE OF THE BOROUGH OF MONT ALTO, FRANKLIN COUNTY, PENNSYLVANIA, TO ADD THE DEPOSIT AND/OR ACCUMULATION OF YARD WASTE UPON AND INTO STREETS AND ALLEYS OF THE BOROUGH OF MONTALTO AS A DESIGNATED NUISANCE.**

BE IT ORDAINED AND ENACTED AND IT IS HEREBY ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE BOROUGH OF MONT ALTO, FRANKLIN COUNTY, PENNSYLVANIA:

**SECTION 1. PREAMBLE**

The Borough Council of the Borough of Mont Alto, Franklin County, Pennsylvania makes the following findings:

1. The deposit and accumulation of grass clippings, leaves and other yard waste upon and into the streets of the Borough have created a public problem by increasing the amount of waste and debris in the streets, making the Borough less visually attractive, and increasing pollution and run-off into the Borough's storm sewers; and
2. The Borough maintains and is continually making improvements to its stormwater drainage system and does not wish for its infrastructure investment to be degraded by run-off of yard waste; and
3. A significant portion of the run-off and debris in the streets results from persons intentionally dumping or placing grass clippings, leaves and yard waste in the Borough Streets; and ;
4. The current ordinances and procedures have failed to abate the dumping of waste into the streets; and
5. That a new ordinance amending the nuisance ordinance is required to remediate the problems identified herein.

**SECTION 2.AMENDMENT:**

Section 2: Designation of Nuisance of Borough of Mont Alto Ordinance No. 208 is hereby amended to add a subsection P. which reads as follows:

“P. Knowingly causing grass clippings, leaves, mud or other debris or waste produced in conjunction with yard maintenance, gardening and/or yard work or construction, onto the streets, alleys, and other public roads of the Borough of Mont Alto. A homeowner is responsible to ensure that any persons hired to cut their grass or maintain their yard abide by this ordinance. Any grass clippings, leaves, mud or waste which either intentionally or inadvertently is caused to enter the streets or alleys of the Borough shall be promptly removed, meaning within 3 hours, there is no “grace period” within which to remove grass or leaves. Further there shall be a rebuttable presumption that grass clippings, leaves or yard waste immediately adjacent to a property where caused to be placed there by property owner.

**SECTION 3. REAFFIRMATION AND EFFECT**

The remaining provisions of Borough of Mont Alto Ordinance No. 208 to the extent not amended hereby shall remain in full force and effect.

**SECTION 4. EFFECTIVE DATE**

This Ordinance shall become effective immediately upon enactment.

Ordained and enacted into an Ordinance this 5<sup>th</sup> day of December, 2016.

BOROUGH OF MONT ALTO

ATTEST:

Patricia A. Kea  
Secretary

Paul W. Kea  
President of the Town Council

Approved this 5<sup>th</sup> day of December, 2016.

Ronald Whitman  
Mayor