

SECTION 508
PROPERTY MAINTENANCE

§508.1. Definitions.

§508.2. Nuisances.

508.3. Removal of nuisances; serving
notice.

§ 508.4. Violations and penalties.

[HISTORY: Adopted by the Board of Supervisors of the Township of Fulton at time of adoption of Code; see Article 1, General Provisions, Art. I. Amendments noted where applicable.]

GENERAL REFERENCES

Outdoor burning — See N/A
Driveways — See 310.1 & 311.1
Fire prevention — See N/A

Junk and junkyards — See 302.3 & section 429
Protection of public property — See N/A
Solid waste — See 302.4, 422

§ 508.1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CODE ENFORCEMENT OFFICER — The person appointed by the Board of Supervisors of the township to enforce this chapter.

HAZARDOUS VEHICLE — A vehicle which:

- A. Contains one or more broken windows or one or more missing doors or a missing trunk or hood which allows entry into the vehicle by vermin and/or children.
- B. Is structurally unstable or supported by blocks, jacks or other devices and which may slip or move, presenting a danger to passersby.
- C. Is parked upon private or public property in such a manner as to obstruct the vision of drivers or to interfere with the free movement of vehicles or pedestrians.

PERSON — Any individual, association, public or private corporation for profit or not for profit, partnership, firm, trust, estate or any other legal entity whatsoever who or which is recognized by law as the subject of rights and duties. Whenever used in any clause prescribing and imposing a penalty or fine, the term "person" shall include the members of an association, partnership or firm and the officers of any public or private corporation for profit or not for profit.

TOWNSHIP — The Township of Fulton, Lancaster County, Pennsylvania.

WEEDS — Any Canadian or Russian thistle, chicory, burdock, nettle, poison ivy, sumac, goldenrod, wild lettuce, wild mustard, wild parsley, ragweed, milkweed or other plant or vegetation whatsoever, not edible nor planted for ornamental or agricultural purposes.

§ 508.2, Nuisances.

No person shall continue, maintain, establish or carry on any of the following prohibited acts or activities on any public or private property in the township if the same are determined to be and constitute nuisances in fact:

- A. The storage, accumulation or depositing of any hazardous vehicle.
- B. The storage, accumulation or depositing of any abandoned or junked vehicles or parts thereof.
- C. The storage, accumulation or depositing of used or discarded vehicle tires.
- D. The storage, accumulation or depositing of abandoned or used building materials of any kind.
- E. The storage, accumulation or depositing of garbage, ashes, rubbish or other refuse matters.
- F. The storage, accumulation or depositing of dead animals or parts thereof.
- G. The maintenance of any dangerous structure, including buildings or parts of buildings in a state of dilapidation or disrepair.
- H. The growth of grass or weeds in excess of six inches in height. In a residential yard area.
- I. Any use of land or a structure which is unreasonable or unlawful and causes injury, damage or substantial discomfort to the residents.

§ 508.3. Removal of nuisances; serving of notice.

The Code Enforcement Officer shall serve written notice, either personally or by certified or first class mail, on any person violating the provisions of this chapter to remove any nuisance or dangerous structure on public or private property. Upon the failure of said person to comply with such notice within 10 days after receipt thereof or to request a hearing within such time before the Board of Supervisors pursuant to the Local Agency Law, 2 Pa.C.S.A. § 551 et seq., the Board of Supervisors of the township may remove or arrange for the removal of the nuisance or dangerous structure and collect the cost of such removal together with a penalty of 25% of the cost of the removal from the person failing to comply with such notice by summary proceedings or in the manner provided for the collection of municipal claims or by an action of assumpsit without the filing of a claim. The Board of Supervisors may also institute proceedings in equity to enjoin violations of this chapter.

§ 508.4. Violations and penalties.

For each violation of the provisions of this chapter, the owner, agent, lessee or contractor or any other person who commits, takes part in or assists in any such violation shall be liable, upon conviction thereof in a summary proceeding, to pay a fine of not less than \$200 nor more than \$1,000 for each offense, together with the costs of prosecution. Each day or portion thereof in which a violation exists shall be considered a separate violation of this chapter, and each section of this chapter which is violated shall be considered a separate violation.

**FULTON TOWNSHIP
Lancaster County, Pennsylvania**

ORDINANCE NO. 2013 - 2

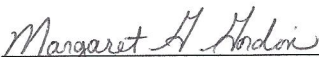
**AN ORDINANCE RELATING TO PROPERTY
MAINTENANCE TO BE KNOWN AS "SECTION 508—
PROPERTY MAINTENANCE."**

BE IT HEREBY ENACTED AND ORDAINED by the Board of Supervisors of Fulton Township, Lancaster County, Pennsylvania, that an Ordinance known as Section 508 is hereby adopted, as set forth on the following attached two (2) pages:

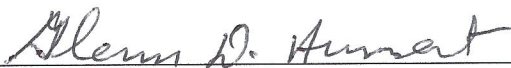
ENACTED AND ORDAINED as an Ordinance this 4th day of April, 2013.

BOARD OF SUPERVISORS OF
FULTON TOWNSHIP, LANCASTER COUNTY

Attest:



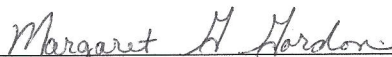
Margaret Gordon
Secretary/ Treasurer



By: Glenn D. Aument, Chairperson

CERTIFICATION

I, Margaret Gordon, Secretary of the Board of Supervisors of Fulton Township, Lancaster County, Pennsylvania, do hereby certify that this document is a true and correct copy of an Ordinance duly adopted at a regular meeting of said Supervisors held on the 4th day of April, 2013 at which meeting a quorum of the Board of Supervisors was present and voted unanimously in favor thereof.



Margaret Gordon, Secretary