

CHAPTER 10
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Part 1

Weeds, Grass and Vegetation

§101. Declared a Nuisance. No person, firm or corporation, owning or occupying any property within the Borough of Halifax, shall permit any grass or weeds or any vegetation whatsoever, not edible or planted, for some useful or ornamental purpose, to grow or remain upon such premises, so as to exceed a height of six inches (6") or to throw off any unpleasant or noxious odor, or to conceal any filthy deposit or to create or produce pollen. Any grass, weeds or other vegetation growing upon any premises in the Borough in violation of any of the provisions of this Part, is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Borough. (Ord. 118, 8/3/1970, §I)

§102. Removal or Trimming Required. The owner of any premises, as to vacant premises, or premises occupied by the owner, and the occupant thereof, in case of premises occupied by other than the owner thereof, shall remove, trim or cut all grass, weeds or other vegetation growing or remaining upon such premises, in violation of the provisions of the first section of this Part. (Ord. 118, 8/3/1970, §II)

§103. Authority of Borough to Remove or Trim. The Borough Council, or any officer or employee of the Borough, designated thereby for the purpose, is hereby authorized to give notice, by personal service or by United States mail, to the owner or occupant, as the case may be, of any premises whereon grass, weeds or other vegetation is growing or remaining in violation of the provisions of §101 of this Part, directing and requiring such occupant to remove, trim or cut such grass, weeds or vegetation, so as to conform to the requirements of this Part, within five (5) days after issuance of such notice. In case any person, firm or corporation shall neglect, fail or refuse to comply with such notice, within the period of time stated therein, the Borough authorities may remove, trim or cut such grass, weeds or vegetation, and the cost thereof, together with any additional penalty, authorized by the law, may be collected by the Borough from such person, firm or corporation, in the manner provided by law. (Ord. 118, 8/3/1970, §III)

§104. Penalties. Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300.00); and/or to imprisonment for a term not to exceed ninety (90) days. Every day that a violation of this Part continues shall constitute a separate offense. (Ord. 118, 8/3/1970, §IV; as amended by Ord. 153, 2/2/1987)

Part 2

Motor Vehicle Nuisances

§201. Definitions. As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

LESSEE - owner for the purpose of this Part when the lessor holds the lessee responsible for maintenance and repairs.

MOTOR VEHICLE - any type of mechanical device, propelled by a motor, in which persons or property may be transported upon public street or highways, and including trailers or semi-trailers pulled thereby.

NUISANCE - any condition, structure, or improvement which shall constitute a threat or potential threat to the health, safety, or welfare of the citizens of the Borough of Halifax.

OWNER - the actual owner, agent or custodian of the property on which motor vehicles are stored, whether individual or partnership, association, or corporation.

PERSON - a natural person, firm, partnership, association, corporation, or other legal entity.

In this Part, the singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§202. Motor Vehicle Nuisances Prohibited. It shall be unlawful for any person, owner or lessee to maintain a motor vehicle nuisance upon the open private grounds of such person, owner or lessee within the Borough of Halifax. A motor vehicle nuisance shall include any motor vehicle which is unable to move under its own power and has any of the following physical defects:

1. Broken windshields, mirrors or other glass, with sharp edges.
2. One or more flat or open tires or tubes which could permit vermin harborage.
3. Missing doors, windows, hood, trunk or other body parts which could permit animal harborage.
4. Any body parts with sharp edges including holes resulting from rust.
5. Missing tires resulting in unsafe suspension of the motor vehicle.
6. Upholstery which is torn or open which could permit animal and/or vermin harborage.
7. Broken headlamps or tail-lamps with sharp edges.

8. Disassembled chassis parts apart from the motor vehicle stored in a disorderly fashion or loose in or on the vehicle.
9. Protruding sharp objects from the chassis.
10. Broken vehicle frame suspended from the ground in an unstable manner.
11. Leaking or damaged oil pan or gas tank which could cause fire or explosion.
12. Exposed battery containing acid.
13. Inoperable locking mechanism for doors or trunk.
14. Open or damaged floor boards including trunk and firewall.
15. Damaged bumpers pulled away from the perimeter of vehicle.
16. Broken grill with protruding edges.
17. Loose or damaged metal trim and clips.
18. Broken communication equipment antennae.
19. Suspended on unstable supports.
20. Such other defects which could threaten the health, safety and welfare of the citizens of the Borough of Halifax.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§203. Storage of Motor Vehicle Nuisances Permitted. Any person, owner or lessee who has one or more motor vehicle nuisances as defined in §202 above may store such vehicle(s) in the Borough of Halifax only in strict compliance with the regulations provided herein. Such person, owner or lessee must, first, apply for a permit for either temporary or permanent storage and pay a fee to the Borough such as may be provided from time to time by resolution of the Borough Council. The motor vehicle nuisance(s) must be stored within a garage or other enclosed building or, outside within a opaqued fence at least six feet (6') high which is locked at all times when unattended. With the special approval of the Borough Council motor vehicle nuisances may also be stored outside in an area enclosed by a chain link fence, at least six feet (6') high, screened by shrubbery around the perimeter to the height of the fence, with an unobstructed gate capable of admitting fire or emergency equipment. Such gate shall remain locked at all times when unattended. In addition all gas and oil or other flammable liquid shall be removed from the motor vehicle and it shall be kept free of vermin infestation while being stored. The total area of storage of motor vehicle nuisances may not exceed five hundred (500) square feet. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§204. Inspection; Notice to Comply.

1. The Police Department is hereby empowered to inspect grounds on which motor vehicles are stored to determine if there is compliance with the provisions of this Part. If noncompliance with the provisions of this Part constitutes a nuisance, or if any condition, structure, or improvement poses a threat to the health, safety, or welfare of the public, the Police

officer shall issue a written notice to be served by registered or certified mail upon the owner of said premises, or, if the owner's whereabouts or identity be unknown, by posting the notice conspicuously upon the offending premises. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

2. Said notice shall specify the condition or structure or improvement complained of, and shall require the owner to commence to remove or otherwise rectify the condition or structure or improvement as set forth therein within ten (10) days of mailing or posting of said notice, and thereafter, to fully comply with the requirements of the notice within a reasonable time.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§205. Authority to Remedy Noncompliance. If the owner of grounds on which motor vehicles are stored does not comply with the notice to abate the conditions, within the time limit prescribed, the Borough shall have the authority to take measures to correct the conditions and collect the cost of such corrections plus ten percent (10%) of all costs. The Borough, in such event and pursuant to its statutory or otherwise authorized police powers, shall have the right and power to enter upon the offending premises to accomplish the foregoing. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§206. Hearing.

1. Any person aggrieved by the decision of the Police Department may request and shall then be granted a hearing before the Borough Council; provided, he files with the Borough Council within ten (10) days after notice of the Police Department's decision, a written petition requesting such hearing and setting forth a brief statement of the grounds therefor. The hearing shall commence not later than thirty (30) days after the date on which the petition was filed unless postponed for sufficient cause.

2. After such hearing, the Borough Council shall sustain, modify or overrule the action of the Police Department.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§207. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not more than three hundred dollars (\$300.00), and/or to undergo imprisonment for a term not to exceed ninety (90) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§208. Remedies not Mutually Exclusive. The remedies provided herein for the enforcement of this Part, or any remedy provided by law, shall not be deemed mutually exclusive; rather they may be employed simultaneously or consecutively, at the option of the Borough Council. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

Part 3

Equipment/Material Nuisances

§301. Definitions. As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

LESSEE - owner for the purpose of this Part when the lessor holds the lessee responsible for maintenance and repairs.

NUISANCE - any condition, structure, or improvement which shall constitute a threat or potential threat to the health, safety, or welfare of the citizens of the Borough of Halifax.

OWNER - the actual owner, agent or custodian of the property on which machinery, equipment or materials are stored, whether individual or partnership, association, or corporation.

PERSON - a natural person, firm, partnership, association, corporation, or other legal entity.

In this Part, the singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§302. Health Hazards and Nuisances Prohibited. It shall be unlawful for any person to create or maintain any condition upon their property which could directly or indirectly cause a nuisance or health hazard to residents of the Borough of Halifax. Specifically, the unsheltered storage or maintenance of unused, stripped, damaged and generally unusable machinery or equipment, or materials, shall be considered a nuisance and/or health hazard if any of the following conditions exist:

1. Broken glass or metal parts with sharp or protruding edges.
2. Openings or areas which are conducive to the harboring and growth of vermin.
3. Storage in any manner which would allow the equipment, machinery, material or any parts thereof to easily shift, tilt, or fall from its original storage position.
4. Contains any liquid or material of a hazardous or potentially hazardous nature, including, but not limited to, gasoline, oil, battery acids, refrigeration agents, and poisons.
5. Any other condition which, in the opinion of the inspecting official shall be deemed to be a health hazard, potential health hazard or nuisance.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§303. Storage Requirements. Storage of such items as listed in §302 hereof on personal property shall be permitted only in strict compliance with the regulations provided herein or with stricter regulations in other Borough ordinances, or in State or Federal laws. Each person, owner or

lessee desiring to store items described in §302, must first apply for a permit for either temporary or permanent storage and pay a fee to the Borough such as may be provided from time to time by resolution of the Borough Council. The nuisance(s) must be stored within a garage or other enclosed building or, outside within an opaqued fence at least six feet (6') high which is locked at all times when unattended. With the special approval of the Borough Council nuisances may also be stored outside in an area enclosed by a chain link fence, at least six feet (6') high, screened by shrubbery around the perimeter to the height of the fence, with an unobstructed gate capable of admitting fire or emergency equipment. Such gate shall remain locked at all times when unattended. In addition the machinery, equipment, or materials shall be kept free of vermin infestation while being stored; and all gas, oil or other potentially hazardous substances shall be removed. The total area of storage of such potential nuisances may not exceed five hundred (500) square feet. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§304. Inspection; Notice to Comply.

1. The Police Department is hereby empowered to inspect grounds on which machinery, equipment, and/or various materials are stored to determine if there is compliance with the provisions of this Part. If noncompliance with the provisions of this Part constitutes a nuisance, or if any condition, structure, or improvement poses a threat to the health, safety, or welfare of the public, he shall issue a written notice to be served by registered or certified mail upon the owner of said premises, or, if the owner's whereabouts or identity be unknown, by posting the notice conspicuously upon the offending premises.

2. Said notice shall specify the condition considered to be a hazard and/or nuisance and shall require the owner to commence to remove or otherwise rectify the condition as set forth in the notice within ten (10) days of mailing or posting of said notice, and thereafter, to fully comply with the requirements of the notice within a reasonable time.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§305. Authority to Remedy Noncompliance. If the owner of grounds on which machinery, equipment, and/or materials are stored does not comply with the notice to abate the conditions, within the time limit prescribed, the Borough shall have the authority to take measures to correct the conditions and collect the cost of such corrections plus ten percent (10%) of all costs. The Borough, in such event and pursuant to its statutory or otherwise authorized police powers, shall have the right and power to enter upon the offending premises to accomplish the foregoing. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§306. Hearing.

1. Any person aggrieved by the decision of the Police Department may request and shall then be granted a hearing before the Borough Council; provided, he files with the Borough Council within ten (10) days after notice of the Police Department's decision, a written petition requesting such hearing and setting forth a brief statement of the grounds therefor.

The hearing shall commence not later than thirty (30) days after the date on which the petition was filed unless postponed for sufficient cause.

2. After such hearing, the Borough Council shall sustain, modify or overrule the action of the Police Department.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§307. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not more than three hundred dollars (\$300.00), and/or to undergo imprisonment for a term not to exceed ninety (90) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§308. Remedies not Mutually Exclusive. The remedies provided herein for the enforcement of this Part, or any remedy provided by law, shall not be deemed mutually exclusive; rather they may be employed simultaneously or consecutively, at the option of the Borough Council. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

Part 4

Property Maintenance Standards

§401. Short Title. This Part shall be known and cited as the "Borough of Halifax Property Maintenance Ordinance." (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§402. Preface. Recognizing the need within the Borough to establish certain minimum health and safety requirements for those buildings, structures, or properties which are used or associated with human occupancy; this Part hereby establishes standards which the Borough Council considers to be fair and effective in meeting those minimum requirements. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§403. Authority. This Part, and the objectives leading to its enactment, are authorized by the following provisions of the Borough Code, to wit, (53 P.S. §46202(24)). (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§404. Definitions.

BUILDING - a roofed structure, enclosed by one or more walls, for the shelter, housing, storage or enclosure of persons, goods, materials, equipment or animals.

COURT - an open and unoccupied space on a lot enclosed on at least three (3) sides by the walls of a building.

GARBAGE - putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

INFESTATION - the presence of insects, rodents, vermin and/or other pests.

LOT - plot, tracts, premises or parcel of land, with or without improvements thereto.

OWNER - any person or persons, jointly or severally, firm, corporation or other entity which, either by conveyance or inheritance or otherwise, is vested with the title to a lot and/or improvements thereto or who retains the exclusive control of such a lot and/or improvements thereto in his capacity as a legal representative, such as an administrator, trustee, executor, etc.

REFUSE - all putrescible and nonputrescible solid wastes, including garbage, rubbish, ashes, dead animals and market and industrial wastes.

UNOCCUPIED HAZARD - any building, or part thereof, or manmade structure, which remains unoccupied for a period of more than six (6) months, with either doors, windows, or other openings broken, removed, boarded or sealed up, or any building under construction upon which little or no construction work has been performed for a period of more than six (6) months.

YARD - any open space on the same lot with a building and, for the most part unobstructed from the ground up.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§405. Application. The provisions of this Part shall supplement local laws, ordinances or regulations existing in the Borough of Halifax or those of the Commonwealth of Pennsylvania. Where a provision of this Part is found to be in conflict with any provision of a local law, Part, code or regulations or those of the Commonwealth of Pennsylvania, the provisions which is more restrictive or which establishes the higher standard shall prevail. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§406. Buildings and Structures.

1. No owner of any building or structure shall fail to take steps and perform such maintenance thereto, as may be required from time to time, to ensure the property is safe, sound, sanitary and secure and does not present a health and/or safety hazard to surrounding properties and to the general populace.

2. No owner of any unoccupied building or structure shall fail to take such steps as may be required to insure that these are securely closed so as to prohibit and deter entry thereto and to insure that no health and/or safety hazard, or threat thereof, is precipitated due to a lack of maintenance or due to neglect.

3. Owners of any and all unoccupied buildings and/or structures which, through neglect, have deteriorated to the point of being classified as unoccupied hazards, and therefore constitute a severe health and/or safety hazard, shall, upon direction of the Borough Council, remove, or cause the removal of, the building and/or structure.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§407. Yards, Open Lots, Parking Areas. No person shall permit:

1. Fences and/or minor structures to be constructed and maintained so as to present a safety or health hazard to persons and/or property;

2. the development of accumulation of hazards, rodent harborage and/or infestation upon yards, courts, lots;

3. objectionable materials to accumulate and to be blown about the surrounding neighborhood;

4. wells, cesspools, cisterns, sedimentation ponds, stormwater management impoundment ponds and/or ponds of a similar nature to remain open without adequate fencing or barricades to prevent access thereto by the general public;

5. the accumulation of heavy undergrowth and/or vegetation which would impair the health and/or safety of the neighborhood; nor shall they permit any trees, plants or shrubbery, or any portion thereof, to grow on their property and which constitute a safety hazard to pedestrian and/or vehicular traffic.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§408. Infestation, Prevention and Correction.

1. Grounds, buildings and structures shall be maintained free of insect, vermin and rodent harborage and infestation.

2. Adequate sanitary facilities and methods shall be used for the collection, storage, handling and disposal of garbage and refuse.

3. Where there exists rodent and vermin infestation, corrective measures shall be undertaken by the property owner and/or occupant to alleviate the existing problem(s), to include screening, extermination and/or garbage and refuse control. Methods employed for extermination shall conform with generally accepted practices.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§409. Miscellaneous Provisions. No person shall permit:

1. Roof, surface and/or sanitary drainage to create a safety and/or health hazard to persons and/or property by reason of inadequate and/or improper construction, or maintenance or manner of discharge;

2. roof gutters, drains, or any other system designed and constructed to transport stormwater, to be discharged into any sanitary sewage system and/or any part thereof;

3. any refrigerator, freezer and/or other similar storage chest to be discarded, abandoned or stored in any place or location which is accessible to the general public without first completely removing any and all locking devices and/or doors. Such items must also comply with the provisions of Part 3 of this Chapter.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§410. Responsibilities of Occupants. Any occupant of a premises shall be responsible for compliance with the provisions of this Part with respect to the maintenance of that part of the premises which he occupies and/or controls in a safe, sound and/or sanitary condition pursuant to the terms of the contract/agreement under which he exercises occupancy and/or control thereof. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§411. Responsibilities of Owners.

1. Owner of premises shall comply with the provisions of this Part as well as operators and occupants, regardless of any agreements between owners and operators or occupants as to which party shall assume such responsibility.

2. In instances where an occupant is responsible, or shares responsibility with an owner, for the existence of one (1) or more violations of this Part, said occupant shall be deemed responsible and treated as if an owner within the true intent and meaning of this Part.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§412. Inspection. The Borough Council may, or may cause, through an authorized representative of the Borough of Halifax, entry onto premises for the purpose of inspection of any and all premises, properties, buildings and/or structures located within the Borough for ascertaining the existence of violations. In those matters where the nature of an alleged violation is such that an inspection of the interior of a building or structure is necessitated, prior arrangements must be made with the owner, or his agent, to secure access thereof. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§413 Notice to Comply.

1. If noncompliance with the provisions of this Part constitutes a nuisance, or if any condition, structure, or improvement poses a threat to the health, safety, or welfare of the public, the Police Officer shall issue a written notice to be served by registered or certified mail upon the owner of said premises, or, if the owner's whereabouts or identity be unknown, by posting the notice conspicuously upon the offending premises.

2. Said notice shall specify the condition or structure or improvement complained of, and shall require the owner to commence to remove or otherwise rectify the condition or structure or improvement as set forth therein within ten (10) days of mailing or posting of said notice, and thereafter, to fully comply with the requirements of the notice within a reasonable time.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§414. Authority to Remedy Noncompliance. If the owner does not comply with the notice to abate the conditions, within the time limit prescribed, the Borough shall have the authority to take measures to correct the conditions and collect the cost of such corrections plus ten percent (10%) of all costs. The Borough, in such event and pursuant to its statutory or otherwise authorized police powers, shall have the right and power to enter upon the offending premises to accomplish the foregoing. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§415. Hearing.

1. Any person aggrieved by the decision of the Police Officer may request and shall then be granted a hearing before the Borough Council; provided, he files with the Borough Council within ten (10) days after notice of the Police Officer's decision, a written petition requesting such hearing and setting forth a brief statement of the grounds therefor. The hearing shall commence not later than thirty (30) days after the date on which the petition was filed unless postponed for sufficient cause.

2. After such hearing, the Borough Council shall sustain, modify or overrule the action of the Police Officer.

(Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§416. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not more than three hundred dollars (\$300.00), and/or to undergo imprisonment for a term not to exceed ninety (90) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§417. Owners Severally Responsible. If the premises are owned by more than one (1) owner, each owner shall severally be subject to prosecution for the violation of this Part. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

§418. Remedies not Mutually Exclusive. The remedies provided herein for the enforcement of this Part, or any remedy provided by law, shall not be deemed mutually exclusive; rather they may be employed simultaneously or consecutively, at the option of the Borough Council. (Ord. 130, 11/4/1974; as revised by Ord. 153, 2/2/1987)

**BOROUGH OF HALIFAX
DAUPHIN COUNTY, PENNSYLVANIA
ORDINANCE NO. 2009-01**

AN ORDINANCE OF THE BOROUGH OF HALIFAX AMENDING BOROUGH OF HALIFAX
PROPERTY MAINTENANCE ORDINANCE

WHEREAS, Chapter 10 of the Halifax Borough Code is entitled "Health and Safety"

WHEREAS, the Halifax Borough Code contains in Part 4 of Chapter 10 an Ordinance known and cited as the "Borough of Halifax Property Maintenance Ordinance" (hereinafter referred to as the "Property Maintenance Ordinance");

WHEREAS, the Council of the Borough of Halifax, in accordance with the authority invested in it by law, desires to amend the Property Maintenance Ordinance to give Borough officials the power to take action in the event of an emergency to enforce the provisions of the Property Maintenance Ordinance;

WHEREAS, this Ordinance has been duly advertised as required by law;

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Borough of Halifax at a duly advertised meeting of the Council of the Borough of Halifax held this 2nd day of November, 2009 as follows:

1. Section 414 of the Property Maintenance Ordinance is hereby amended to provide as follows:

§414. Authority to Remedy Noncompliance.

1. If the owner does not comply with the notice to abate the conditions, within

the time limit prescribed, the Borough shall have the authority to take measures to correct the conditions and collect the cost of such corrections plus ten percent (10%) of all costs. The Borough, in such event and pursuant to its statutory or otherwise authorized police powers shall have the right and power to enter upon the offending premises to accomplish the foregoing.

2. In cases where it reasonably appears that there is immediate, clear and present danger to life or to the safety of any person or property unless a building is immediately repaired, vacated or demolished, or any other action described under this part is immediately taken, the Borough, through its appropriate officers or employees, shall be authorized to enter the property and shall cause the immediate repair, vacation or demolition of said building, or shall cause any other action required under this part to be taken. The costs of such emergency action by the Borough shall be collected in the same manner as described in paragraph 1 of this section.

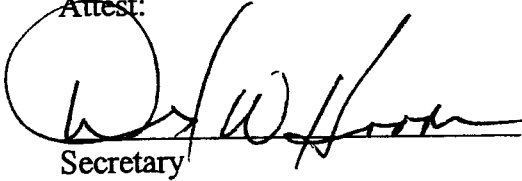
3. Prior to taking action described in paragraph two (2) of this section the Borough Council shall approve such an action at an emergency meeting of Council, if possible. Any action taken by the Borough whether approved at an emergency meeting or not, shall be ratified at the next regular meeting of Borough Council.

4. All reasonable attempts to contact the owner of the property shall be made by the Borough, through its appropriate officers and employees, prior to taking the action described in paragraph two (2) of this section.

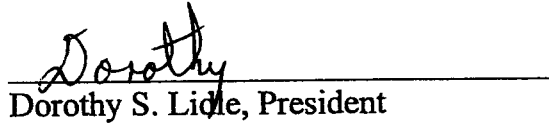
2. The provisions of this ordinance are effective immediately.

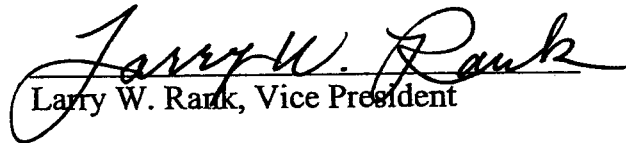
ORDAINED AND ENACTED this 2nd day of November, 2009, by the Council of the Borough of Halifax.

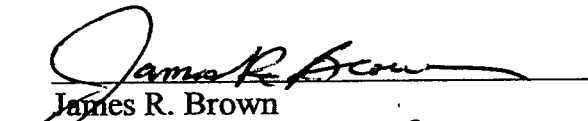
Attest:

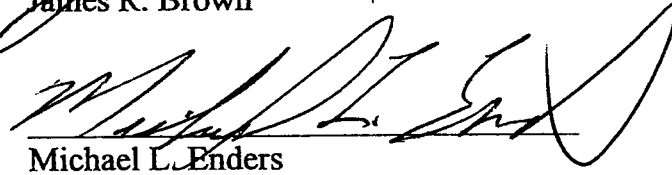

Secretary

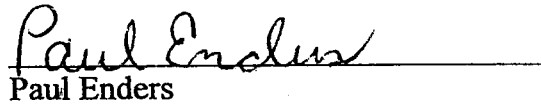
HALIFAX BOROUGH COUNSEL:

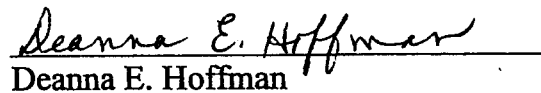

Dorothy S. Lidle, President

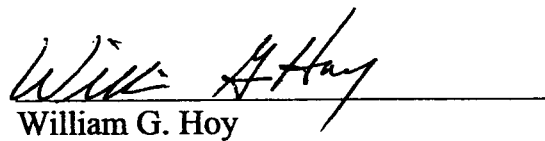

Larry W. Rank, Vice President


James R. Brown

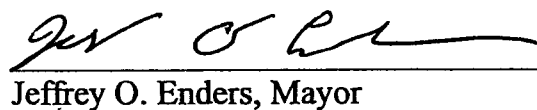

Michael L. Enders


Paul Enders


Deanna E. Hoffman


William G. Hoy

OFFICE OF THE MAYOR OF THE
BOROUGH OF HALIFAX:


Jeffrey O. Enders, Mayor