

21 WEST WYOMING ORDINANCE 109

AN ORDINANCE OF THE BOROUGH OF WEST WYOMING PERMITTING STORAGE OF BUILDING MATERIALS ON STREETS AND SIDEWALKS UNDER CERTIAN CONDITIONS, AND PRESCRIBING PENALTIES FOR VIOLATION.

The West Wyoming Borough Council hereby ordains:

§1. Definitions. As used in this ordinance, the work person shall mean and include any natural person, partnership, association, firm or corporation. The singular shall include the plural, and the masculine shall include the feminine and the neuter.

§2. Permit Requirements for Storage of Building Materials. Under special circumstances, where there shall be no other practicable means for temporary storage, a permit may be granted by the Borough of West Wyoming for the storage of building materials upon a limited portion of the street and/or sidewalk abutting the property upon which such building materials are to be used. Such permit shall be issued for a fee of ten dollars (\$10.00). Such permit shall be issued upon the following conditions, which shall be strictly adhered to by the holder thereof:

1. Such permit shall be valid for a limited time, not in excess of thirty (30) days, which shall be determined by the Borough of West Wyoming, on the basis of the scope of the work being undertaken, and the inconvenience to the public involved, and such time limit shall be stated on the permit. Under special circumstances, a permit may be extended beyond the original time limit with approval of the Borough of West Wyoming, for a fee of Ten Dollars (\$10.00).
2. The building materials shall occupy only such portion of the street and/or sidewalk specified in the permit.
3. Such building material shall be placed so as not to interfere with drainage of any street or with access to any fire hydrant.
4. Such building material shall be arranged in a regular, neat, compact form as as to occupy a minimum of space and present the least risk of falling, sliding, or scattering.
5. The holder of such permit shall be liable for all damages, losses, costs or expenses that are or may be considered by reason of the placing or storage of such material upon the street or sidewalk.
6. The holder of such permit shall be responsible for placing barriers, guards and warning lights in the vicinity of or around such material so as to prevent injury to persons and property.

7. On or before the date of expiration of such permit, all such material shall be removed from the street and/or sidewalk and the street and/or sidewalk shall be restored to the condition in which it was immediately prior to such storage, in default of which the Borough of West Wyoming may cause such material to be removed and placed upon the property where such material is to be used, with the expense of such removal payable by the holder of such permit, and collected in any manner provided by law.

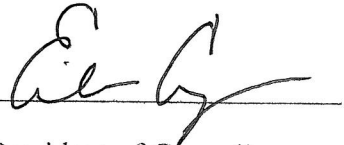
§3. Penalties. Any person, firm or corporation, who shall violate any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine not more than Three Hundred Dollars (\$300.00), and/or to undergo imprisonment for a term not to exceed ninety (90) days. Each day that a violation of this ordinance continues shall constitute a separate offense.

§4. Repealer. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

§5. Severability. If any sentence, clause, section, or part of this ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this ordinance. It is hereby declared as the intent of the West Wyoming Borough Council that this ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included herein.

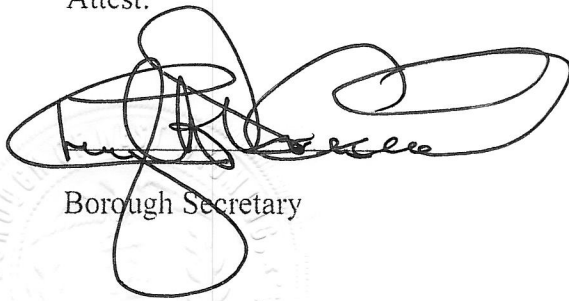
§6. Effective Date. This ordinance shall become effective on June 5, 1985.

Duly and enacted and ordained by West Wyoming Borough Council on 13th day of Sept,
2010 and signed by the Mayor on the 17th day of Sept, 2010.

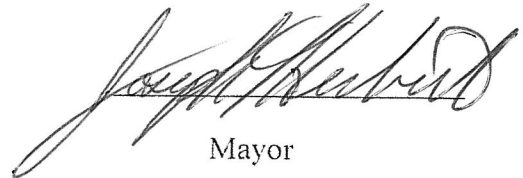


President of Council

Attest:



Borough Secretary



Mayor