

21 WEST WYOMING ORDINANCE 102

AN ORDINANCE OF THE BOROUGH OF WEST WYOMING TO REGULATE THE ORIGINAL CONSTRUCTION AND THE REPAIR OF SIDEWALKS.

The West Wyoming Borough Council hereby ordains:

§1. Construction and Repair Required. The Borough of West Wyoming may require owners of property abutting on any street, including state highways, to construct, pave, repave, and keep in good repair the sidewalk, curb and gutter along such property, at such grades and under such regulations as may be prescribed by ordinance.

§2. Supports under Sidewalks and Curbs. Where sidewalks or curbs are to be constructed, paved, repaved or repaired over coal cellars or other excavations, such sidewalks shall be supported by iron or steel beams, girders, stone or concrete arches. Any support of wood or perishable material shall be prohibited.

§3. Conformity to Line and Grade. All sidewalks, curbs and gutters shall be constructed, paved or repaved, or repaired, upon the line and grade obtained by the property owner from the West Wyoming Engineer.

§4. Notice to Do Work. Notice to construct, pave, repave and repair sidewalks, curbs or gutters shall be given by registered or certified mail to abutting property owners, and such owners shall have thirty (30) days to comply with said notice in conformity with any construction specifications prescribed by ordinance.

§5. Inspection. At any time during the performance of the required work, the West Wyoming Engineer may inspect the work to determine whether construction specifications are being observed.

§6. Municipality May Do Work and Collect Costs. Upon the failure of any property owner to construct, pave, repave or maintain any sidewalk, curb or gutter in compliance with notice to do so, the Borough of West Wyoming may do the same or cause the same to be done, and may levy the cost of its work on such owner as a property lien to be collected in the manner provided by law.

§7. Emergency Repairs. Where in the opinion of the Borough Administrator a dangerous condition exists that can be repaired by an expenditure of (\$100.00) the Borough of West Wyoming shall send such property owner notice by registered or certified mail stating emergency repairs are required. Upon failure of such owner to comply with the notice within forty-eight (48) hours after receiving it, the Borough of West Wyoming may make emergency repairs, and levy cost of its work on such owner as a property lien to be collected in the manner provided by law. The Borough of West Wyoming shall make the correction and bill said property owner. Interest shall accrue on the unpaid balance at one and one-half percent (1½) per month if not paid within sixty (60) days.

§8. Construction and Repair Done on Owner's Initiative Without Notice.

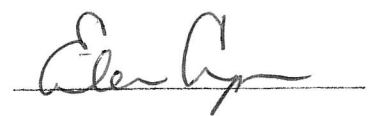
Any property owner not required by notice to construct, pave, repave or keep in repair sidewalks, curbs or gutters, may construct, pave, repave or repair the sidewalk, curb and gutter abutting his property; provided, such owner shall make application to the West Wyoming Engineer before commencing work, shall conform to the provisions of this ordinance and other regulations as to specifications for construction and repair work and shall notify the Engineer within two (2) days after completion of his work.

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

§10. 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 11th day of Oct.,
2010 and signed by the Mayor on the 21 day of Oct., 2010.

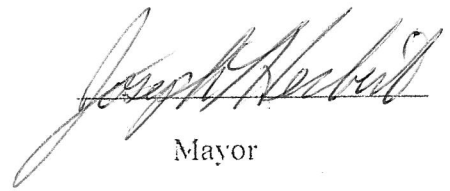
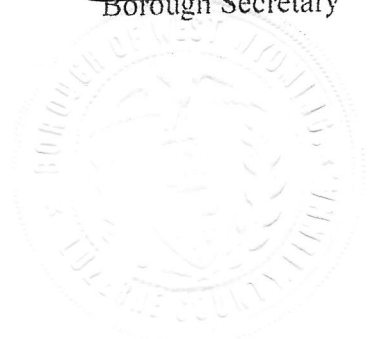


President of Council

Attest:



Borough Secretary



Mayor