

**NORTH CORNWALL TOWNSHIP
ORDINANCE NUMBER 216**

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF NORTH CORNWALL, LEBANON COUNTY, PENNSYLVANIA, CREATING A SPECIFIC ORDINANCE TO DESIGN, CONTROL AND MAINTAIN SIGHT TRIANGLES AT ALL INTERSECTIONS. FURTHER, THE MAINTENANCE OF ALL VEGETATION GROWTH ALONG THE TRAVELED CARTWAY OF THE TOWNSHIP, AFFORDING CARE AND SAFETY TO THE TRAVELING PUBLIC.

WHEREAS, the Board of Supervisors has decreed that the residents of the Township and the traveling public will benefit by the creation of regulations controlling the design, development, control and maintenance of clear and unobstructed areas in relationship to the intersections and thoroughfares throughout the municipality.

WHEREAS, the Board of Supervisors desires to create language as a stand alone Ordinance controlling roadside and/or pathway vegetation, as it may apply, which will create the objective of providing safe passage of its residents as well as the general traveling public.

WHEREAS, the Board of Supervisors of North Cornwall Township has been empowered to enact such controlling device(s) as outlined in the Second Class Township Code, Act of May 1, 1933 (P.L. 103, No. 69), Reenacted and Amended November 9, 1995 (P.L. 350, No. 60) as amended.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of North Cornwall, and it is hereby enacted and ordained as follows:

SECTION ONE: Sight triangles.

On a corner lot within the triangle area described below, no wall, fence, shrub or other obstruction shall be erected, planted or maintained to a height in excess of thirty (30) inches:

- a. Seventy-five (75) feet each way from the point of intersection of the center lines of the intersecting streets, except that
- b. One-hundred (100) feet each way shall be provided for all intersections of arterial or major streets, except that
- c. PA Department of Transportation regulations relating to clear sight triangles for truck or commercial and industrial subdivisions and land development applications in the Township.

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SECTION TWO: Maintenance of Trees, Shrubs and Hedges

- a. Trees, shrubs or hedges adjacent to public streets or alleys shall have branches trimmed to a minimum height of fourteen (14) feet above the cartway of which they overhang and further trimmed so as not to extend to within twelve (12) inches of the edge of the cartway or right-of-way, whichever is less,
- b. Trees adjacent to public sidewalks, paths or trails shall have branches trimmed to a minimum height of eight (8) feet above the sidewalk, path or trail which they overhang and further trimmed so as not to extend beyond the edge of sidewalk, path or trail.

SECTION THREE: Notification

All complaints received shall be investigated by a designee of the Township. Complaints will be acceptable from individuals as well as employees of the Township of North Cornwall. Upon validation of any and all complaints, the Township will issue a certified letter containing the specifics of the complaint and forward it to the property owner of record. All violators will be permitted ten (10) days from the receipt of said letter, for remediation.

SECTION FOUR: Penalty

If the owner, after receiving due notice, refuses or fails to comply with the terms thereof, or in the case of a violation where notice is not required:

1. He shall be guilty of a violation of this Ordinance, and shall upon conviction in a summary proceeding brought before the District Justice, shall be required to pay a fine of not less than fifty dollars (\$50.00) but not more than one thousand (\$1,000.00), plus the costs of prosecution, and he may be imprisoned for not more than thirty (30) days.
2. The Board of Supervisors may direct the removal, repair(s), or alterations of the violation, or the protection of the public therefrom, as the case may be, to be done by the Township, or its designee, and the cost thereof, with a surcharge of 10%, shall be collected from the owner of the premises by appropriate legal action or the filing of a municipal claim or lien therefore against the property.
3. The Township by means of appropriate legal action may compel the owner to comply with this Ordinance, and may seek such other relief as the court is empowered to afford.


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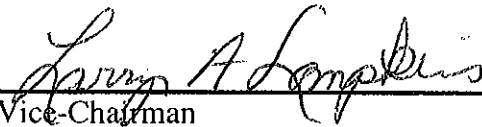
SECTION FIVE-Repeal of Inconsistent Ordinances


All Ordinances, parts of Ordinances, Resolution, or parts of Resolutions, which shall be inconsistent herewith expressly shall be, and are hereby, repealed.

DULY ENACTED AND ORDAINED, this 11th day of August, 2003 by the Board of Supervisors of the Township of North Cornwall, Lebanon County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF NORTH CORNWALL,
Lebanon County, Pennsylvania

BY: 
Chairman of the Board of
Supervisors


Vice-Chairman


Member

ATTEST:


Secretary