

## PART 2

## VEGETATION NUISANCES

**§ 10-201. Vegetative Growth and/or Discharge of Grass Clippings a Nuisance Under Certain Conditions.** [Ord. 68, 2/7/1989, § 1; as amended by Ord. 2000-4, 6/20/2000, § 1; by Ord. 2002-28, 9/18/2002, § 1; and by Ord. 2016-10, 4/27/2016]

No person, firm or corporation owning or occupying any property within Oxford Township shall permit any grass or weeds or any vegetation whatsoever, not edible or planted for some useful ornamental purpose, to grow or remain upon such premises so as to exceed a height of six inches, or to throw off any unpleasant or noxious odor, or to conceal any filthy deposit or to create or produce pollen. Further, no person, firm or corporation owning or occupying any property within Oxford Township shall discharge, or permit to be discharged, grass clippings onto any roadway or alley within Oxford Township. Any grass, weeds or other vegetation growing upon any premises and any grass discharged in Oxford Township in violation of any of the provisions of this section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of Oxford Township. However, in no case shall this section apply to any premises or any portion of any premises where it is physically impossible to cut or trim the vegetation due to excess moisture in the soil. In any such case, a representative of the Township shall view the premises to confirm the inability to cut or trim the noncompliant vegetation.

**§ 10-202. Responsibility for Removing, Cutting or Trimming.** [Ord. 68, 2/7/1989, § 2; as amended by Ord. 2016-10, 4/27/2016]

The owner of any premises, or the occupant of premises occupied by other than the owner, shall remove, trim or cut all grass, weeds or other vegetation growing or remaining upon such premises in violation of the provisions of § 10-201.

**§ 10-203. Notice to Remove, Trim or Cut; Municipality May Do Work and Collect Cost and Additional Amount.** [Ord. 68, 2/7/1989, § 3]

The Board of Supervisors, or any officer or employee of Oxford Township authorized thereby for this 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 § 10-201 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 10 days after issuance of such notice. Whenever, in the judgment of the Board of Supervisors it shall appear to be impracticable to give notice as above provided, either because the owner or occupant cannot readily be found or because a search for the owner or occupant would entail unreasonable delay, the Board of Supervisors or any officer or employee of Oxford Township designated thereby for that purpose, may give notice by posting conspicuously on the property where such nuisance exists, a notice or order directing and requiring that such nuisance be abated within 10 days. 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 Board of Supervisors may order the

removal, rimming or cutting of such grass, weeds or vegetation, and the cost thereof of, together with a penalty of 10% of the cost thereof shall be collected by Oxford Township from such person, firm or corporation, in the manner provided by law.

**§ 10-204. Repeat Offenders. [Ord. 68, 2/7/1989; as added by Ord. 200-4, 6/20/2000, § 3; and as amended by Ord. 2003-31, 10/21/2003, § 1]**

Any person, association, corporation or other entity who shall be provided with notice under § 10-203 of this Part for two separate instances of vegetative growth in excess of six inches within a period of 60 consecutive days, shall be deemed to be a repeat offender of the provisions of this Part and, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment for a term not to exceed 90 days.

**§ 10-205. Penalties for Violation. [Ord. 68, 2/7/1989, § 4; as amended by Ord. 8/6/1996; by Ord. 200-4, 6/20/2000, § 2]**

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days.