

**SHIPPENSBURG TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA
ORDINANCE NO. 2011-07**

**AN ORDINANCE AMENDING THE SHIPPENSBURG TOWNSHIP NUISANCE
ORDINANCE NUMBER 91-2 BY PROVIDING FOR REGULAR INSPECTIONS OF
NEIGHBORHOODS AND REMOVING THE NOTICE REQUIREMENT.**

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Shippensburg Township, Cumberland County, Pennsylvania, pursuant to the general powers permitted by the Second Class Township Code (53 P.S. § 65101 et seq.) and Act 93 of 1994 (40 P.S. § 638 et seq.) as follows:

The Shippensburg Township Nuisance Ordinance, Ordinance No. 91-2, as amended, is hereby further amended as follows:

The following Sections shall be amended to read:

SECTION 3: WRITTEN NOTICE TO VIOLATORS NOT REQUIRED. The Township Enforcement Officer or his/her designee shall tour the Township on Monday and Friday each and every week to identify nuisances. No Notices shall be sent by the Township to the Owner/local agent/occupiers of the properties on which a nuisance is discovered. Township employees shall immediately take whatever action is necessary to mitigate or abate any identified nuisances. The Owner/local agent/occupier of the property on which the nuisance existed shall be billed for all costs and expenses incurred to resolve the nuisance, including but not limited to material, equipment, fees and labor, plus a surcharge of twenty-five (25%) percent.

The Owner shall be responsible for payment of all bills sent for nuisance mitigation. The existence of a local agent shall not relieve the Owner from liability under this Ordinance.

SECTION 4: PENALTY FOR VIOLATION. If the Owner refuses to or fails to pay the Township for the costs and expenses incurred for the mitigation or abatement of a nuisance plus the stated surcharge within thirty (30) days of receipt of the bill therefore, the Owner is in violation of this Ordinance and shall be named in a civil enforcement proceeding before the local Magisterial District Judge. If found to have violated any provision of this Ordinance, the Owner shall be subject to a civil penalty not to exceed the state maximum allowable per violation. Any person who has been found liable in such a civil proceeding shall be responsible for the penalty imposed and attorney's fees incurred by the Township for enforcement of this Ordinance. Failure to pay such penalty shall result in a judgment or municipal lien being filed against the property. In addition to, or in lieu of such civil action before a Magisterial District Judge, the Township may enforce this Ordinance in equity or injunctive relief.

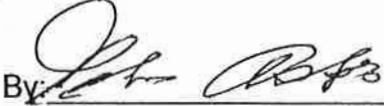
All other provisions of this Ordinance are left unchanged and shall remain in full force and effect.

This Ordinance shall take effect five (5) days after the adoption.

ENACTED AND ORDAINED by the Board of Supervisors of Shippensburg Township, Cumberland County, Pennsylvania, this 1ST day of OCTOBER, 2011 in session duly assembled.


SHIPPENSBURG TOWNSHIP
BOARD OF SUPERVISORS

By: 
Chairman

By: 
Supervisor

By: 
Supervisor

ATTEST


Secretary