

ORDINANCE NO. 02 OF 2009

AN ORDINANCE OF GLENBURN TOWNSHIP, LACKAWANNA COUNTY, PENNSYLVANIA, REQUIRING AND REGULATING BUILDING, STRUCTURE AND/OR PROPERTY ADDRESS NUMBERING AND PRIVATE STREET NAME SIGNAGE IN ACCORDANCE WITH STANDARDS ESTABLISHED BY THE LACKAWANNA COUNTY PUBLIC SAFETY SYSTEM 911 AUTOMATIC LOCATION INFORMATION SYSTEM AND PROVIDING PENALTIES FOR VIOLATIONS.

Whereas, the Township of Glenburn is participating in the Lackawanna County 911 Public Safety System which provides for improved Police, Fire and Emergency Medical Services, and the Lackawanna County 911 Public Safety System, in cooperation with the United States Postal Service, has developed and is implementing a county wide system of structure and/or property address numbering for use throughout Lackawanna County; and

Whereas, a standardized system of building, structure and/or property address numbering by all participating municipalities and placement of street name signs for private roadways, better enables emergency response personnel to locate persons requiring assistance and makes the 911 Public Safety System more effective, and is authorized by Article 15, Corporate Powers, Section 1520 of the Township Code "Numbering of Buildings" (53 Pa. C. S. §66520) and other sections permitting regulation for the public health and safety.

Now, Therefore, BE IT ORDAINED AND ENACTED by the Board of Supervisors of Glenburn Township, Lackawanna County, Pennsylvania, as follows:

Section 1. Street number regulations. The owners of all buildings, structures or properties within Glenburn Township to which Street numbers have been and/or shall be assigned shall have the street number prominently displayed at all times in accordance with the following standards. For purposes of this ordinance a "Street number" is an address number established in accordance with the Lackawanna County-wide 911 Public Safety System with reference to the adjacent road or street, assigned and given to a particular building, structure or property by Lackawanna County 911 and the United States Postal Service. For specific sections of roadways with an existing addressing system that is approved by Lackawanna County 911, the "Street number" is the retained street number in the existing addressing system that is established in conjunction with the Lackawanna County Addressing Project.

A. Each building or structure to which a street number has been assigned shall have a street number displayed upon the building or structure. For buildings or structures which are located a distance greater than 200 feet from the nearest edge of the cartway of the public roadway or upon which signage cannot be attached which would be readable from the nearest public roadway by reason of natural or manmade obstructions, the owner of said building, structure or property shall provide a posted street number sign at least 20 feet but not more than 30 feet from the nearest edge of the cartway of the public roadway, which post shall have affixed thereon the street number which has been assigned to the building.

B. The assigned street numbers shall be either affixed directly to the building or post or displayed on a sign affixed to the building or post. The street number shall be displayed in such a manner that the numbers will contrast in color with the background and will be observed and readable from the nearest public or private roadway. All numbers shall be in standard Arabic numerals, not less than four (4) inches in height and not less than one half-inch in width. It is recommended that the numbers be reflective for greater nighttime visibility.

C. If, for any reason the street number of a particular building is not readily identifiable by posted signage along the roadway, whether due to the proximity of multiple buildings with different street numbers or some other reason, the street number shall be affixed to the building as well as posted by the road. If a single building has multiple street numbers or apartment numbers such as professional buildings or apartments, a building directory shall be posted at the main entrance of the building.

Section 2. Private Road Name Signs. The owner of each private drive, roadway or easement used for vehicle access from a public road to multiple properties where the private drive, roadway or easement is not recognized as a public road and which is referenced in the address of the building, structure or property owner whose residence or business abuts said private drive, roadway or easement, shall, in addition to the other requirements set forth in this Ordinance install a sign which identifies the private road, private drive or easement name as adopted by the Township, with said signage to be placed at the entrance where the private road, private drive or easement intersects with the public roadway. Installation shall be at the direction of the Township and shall not create an obstruction to visibility of motorists.

Section 3. Prohibited Activity. It shall be unlawful to cover, conceal, obstruct, destroy, remove, deface or vandalize any street number or road or street name sign or placard, installed or displayed pursuant to and in accordance with the requirements of this ordinance.

Section 4. Enforcement of Placement of Signage. On determining that a building or structure or property owner has not complied with the street numbering or road name signage regulations of Sections 1 or 2 this ordinance, the Township Supervisors, or their designated representative, may pursue any one or all of the following enforcement remedies:

- a. Written notice may be provided to the owners, occupants, and other persons in possession of building, structure or property which has not been numbered in accordance with these regulations, of the violation and the need to comply.
- b. In the event that such persons persist in refusing to comply with these regulations despite notice to do so, a written order may be issued directing the owners, occupants or others in possession of the building, structure or property in violation of this Ordinance to comply with the applicable requirements of this Ordinance. Any person who is aggrieved by any order issued pursuant to this Ordinance may appeal to the Township Supervisors by filing a written notice of appeal to the office of the Township Secretary within ten (10) days of the date of the subject order or notice.
- c. In the event the building, structure or property owners, occupants or possessors fail or refuse to take action in accordance with the notices or any order issued pursuant to this Ordinance, the Township Supervisors may provide the signage, as necessary, in order to bring the building, structure or property owner into compliance with the standards promulgated in this Ordinance. The Township may recover the cost of materials and labor for the purchase and installation of signage from the structure/property owners, occupants or possessors, together with reasonable administrative fees, interest or other charges allowed by law. In the event the owners, occupants or possessors of the subject building, structure or property fail to pay the cost of such installation as determined and approved then, the Township may institute proceedings at law to collect the full cost together with all penalties, interest, fees, and other charges against the premises and the owners thereof and collect same as a municipal lien or may take other action to collect these sums as may be permitted by law.

Section 5. Penalty For Violation of Section 3. Any person who shall be found to have engaged in the prohibited unlawful conduct as set for in Section 3 of this Ordinance or who shall willfully fail to comply with any order to comply with the street numbering regulations, shall be guilty of a summary offense and shall upon conviction be sentenced to pay a fine of not less than

Three hundred (\$300.00) dollars and not more than Six hundred (\$600.00) dollars, together with court costs, and upon default in payment of the fine shall be sentenced to imprisonment for not more than 30 days.

Section 6. The proper officers of the Township, including the Code Enforcement Officer, Police Officer, Building Inspector, Supervisor and/or other Glenburn Township designee, are hereby authorized to take all necessary and proper action to establish, implement and enforce the standardized system of building, structure or property address numbering and street or road name sign placement as provided for in the Ordinance and to comply with the requirements of the automatic location information needs of the Lackawanna County Public Safety System.

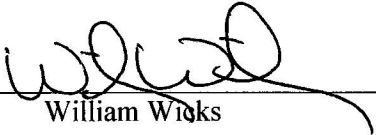
Section 7. Effective Date. The provisions of this Ordinance shall become effective five (5) days after enactment following publication and adoption at a public meeting.

Section 8. Severability. Should any section, part or provision of this Ordinance be declared by appropriate authority to be unlawful or unconstitutional, all other terms, conditions, provisions and parts hereof, and of any Code of which this Ordinance may be or may be considered to be part, shall continue in full force and effect as if the provision declared to be unlawful or unconstitutional had been omitted as of the date of the final enactment hereof.

Section 9. Repealer. All ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

ORDAINED AND ENACTED into law by the Board of Supervisors of Glenburn Township this 19 day of October 2009.

GLENBURN TOWNSHIP

By: 
William Wicks

By: 
Frank Berardelli

By: 
Michael Savitsky