

ORDINANCE #2005- 1

**AN ORDINANCE AUTHORIZING LOWER OXFORD TOWNSHIP
TO FILE ACTION AT LAW OR IN EQUITY FOR THE VIOLATION
OF THE EXISTING WEED RESTRICTIONS IN LOWER OXFORD TOWNSHIP,
CHESTER COUNTY, PENNSYLVANIA**

BE IT ORDAINED AND HEREAFTER ADOPTED by the Board of Supervisors of Lower Oxford Township, Chester County, Pennsylvania by the authority of a Second Class Township Code as follows:

Section 1. The Board of Supervisors of Lower Oxford Township in accordance with the Second Class Township Code has established by a prior ordinance codified at Chapter 10 Health and Safety, Part 2 "Weed Control", that the existence of weeds exceeding twelve (12) inches in height are a nuisance.

Section 2. The Board of Supervisors of Lower Oxford Township now determines that it is not in the best interest of the Township or the Board of Supervisors to enter onto the property to remove weeds, and therefore, amends the ordinance as follows:

Chapter 10, Part 2, Section 202 is deleted as it currently exists and the following language added:

Section 202 – Failure to Abate Nuisance – In the event the owner or occupant shall refuse to negate such nuisance within a period of ten (10) days as required by the notice, the township of Lower Oxford shall file such remedy at law or equity which is available to it and also may file an action as noted in Section 204 below. Attorney's fees and costs for the filing of the action are a charge to be paid by the property owner or occupant.

ENACTED and ORDAINED this 12th day of October, 2005.

Effective within five (5) days of adoption.

Attest:

LOWER OXFORD TOWNSHIP

Ruth W. Libby
Ruth W. Libby, Secretary

Arthur A. Astle
Arthur A. Astle, Chairman

Kenneth L. Hershey
Kenneth L. Hershey

W. Ronald Kepler
W. Ronald Kepler