

CHAPTER 25

TREES

Part 1

Planting and Maintaining Trees

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Part 1

Planting and Maintaining Trees

§25-101. Definitions.

The word "person," as used in this Part, shall mean and include any natural person, partnership, association, firm or corporation. The singular shall include the plural; the plural shall include the singular; and, the masculine shall include the feminine and the neuter.

(Ord. 373, 4/4/1988, §610.1)

§25-102. Restrictions on Planting and Growing Trees.

It shall be unlawful for any person to plant, maintain or allow to grow any trees within the right-of-way lines of any street, alley or sidewalk in the Borough, or within 10 feet of any public sewer line, whichever is greater.

(Ord. 373, 4/4/1988, §610.2)

§25-103. Clearance Above Street and Sidewalks.

Every owner of property in the Borough shall be required to keep limbs and branches of all trees growing upon such property or along the street, sidewalk, curb or alley abutting upon such property trimmed so that no part of such limbs or branches or of the foliage growing thereupon shall have a clearance of less than 8 feet above the surface of the sidewalk or of less than 14 feet above the surface of the roadway of any street or alley.

(Ord. 373, 4/4/1988, §610.3)

§25-104. Removal and Trimming of Trees.

It shall be the responsibility of property owners in the Borough to conform to the requirements of this Part as to trees upon property owned by them, or along streets, alleys and sidewalks abutting upon such property and, upon notice from the Borough Council or its designee to remove any tree or trees growing in violation of §25-102 of this Part, and to trim or cut the branches or limbs of trees as required by §25-103, hereof. Any person failing to comply with any such notice, within the time limit stated herein shall be guilty of a violation of this Part and, following the expiration of such time limit, the Borough Council shall have the authority to cause the work required by such notice to be done by the Borough or under contract therewith, and to collect the cost of such work, with an additional amount of 10% plus interest from such property owner in default.

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(*Ord. 373, 4/4/1988, §610.4*)

§25-105. Penalties.

Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not to exceed \$1,000 plus costs and, in default of payment of said fine and costs, to imprisonment for a term not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(*Ord. 373, 4/4/1988, §610.5; as amended by Ord. 428, 7/2/2001*)