

ORDINANCE NO. 249

AN ORDINANCE OF THE BOROUGH OF PATTERSON HEIGHTS, BEAVER COUNTY,
REGULATING FENCES WITHIN THE BOROUGH AND PROVIDING PENALTIES
FOR THE VIOLATION OF THIS ORDINANCE

BE IT ORDAINED AND ENACTED by The Council of the Borough of Patterson Heights and it is hereby ordained and enacted by virtue of the authority of the same as follows:

SECTION 1. PURPOSE

This Ordinance is enacted in the interest of health, safety and welfare of the residents of the Borough of Patterson Heights for the regulation of fences within the Borough.

SECTION 2. STANDARDS

A. RESIDENTIAL PROPERTIES

- i. FRONT YARD- The maximum height of any fence or wall in a front yard shall not exceed four (4) feet in height above the adjacent ground level.
- ii. SIDE AND REAR YARDS- The maximum height of any fence or wall in a side or rear yard shall not exceed six (6) feet in height above the adjacent ground level.
- iii. MATERIALS- All fences shall be constructed with materials recognized by the fencing industry and designed to provide permanent enclosure. Fences shall not be constructed out of tires, pallets, bed springs or other like materials not traditionally manufactured or used for fencing purposes. No barbed wire and all other fencing designed to cut or injure or other potentially injurious material shall be contained upon the fence or as part of the material to construct the fence.

B. NON-RESIDENTIAL PROPERTIES

- i. HEIGHT- Fences to be constructed within any nonresidential zoning district shall not exceed eight (8) feet in height above the adjacent ground level.
- ii. MATERIALS- All fences shall be constructed with materials recognized by the fencing industry and designed to provide permanent enclosure. Fences shall not be constructed out of tires, pallets, bed springs or other like materials not traditionally manufactured or used for fencing purposes. No barbed wire and all other fencing designed to cut or injure or other potentially injurious material shall be contained upon the fence or as part of the material to construct the fence, unless a request is made to the Borough Council and approved by a majority vote at a public Council meeting.

SECTION 3 VIOLATIONS AND PENALTIES- Whoever violates or fails to comply with any provision of this ordinance shall be fined not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1000.00) doe each offence. A separate offence shall be deemed committed each day the violation continues.


SECTION 4. SEVERABILITY

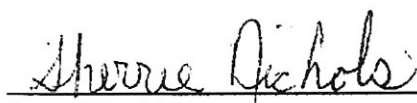
The provisions of this Ordinance are severable. If any portion of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining portions of this Ordinance. It is hereby declared to be the intent of the Borough Council of the Borough of Patterson Heights that this Ordinance would have been adopted had such unconstitutional, illegal or invalid portion not been included herein.

ENACTED, AND ORDAINED this 6th day of July, 2009.

ATTEST:

BOROUGH OF PATTERSON HEIGHTS


Secretary


Council President

EXAMINED AND APPROVED this 6th day of July, 2009.


Mayor