**CHAPTER 21**

**STREETS AND SIDEWALKS**

**Part 9**

**Obstructions and Nuisances on Public Roads**

 **§901. Obstructions and Nuisances.** Any person who obstructs any public road or commits any nuisance thereon by felling trees, making fences, turning the road, diverting water onto or in any other way and who does not, on notice given by the Board of Supervisors, within 15 days of the date of the notice, remove the obstruction or nuisance and repair the damages done to the road commits a summary offense. Nothing in this section shall debar a prosecution for any nuisance as in case of misdemeanor at common law. The said notice shall be delivered personally or by first class mail.

 Each day that a violation continues shall constitute a separate violation. All judgments, costs and reasonable attorney fees collected for the violation of this section shall be paid over to the Township. Nothing in this section shall be construed or interpreted to grant to any person, fir, partnership, entity, corporation or joint venture other than the Board of Supervisors or its duly designated agent the authority to commence or prosecute any action pursuant to this section.

 **§902. Penalties.** Violations of this Part shall be enforced by an action brought before a District Judge in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure. The Township Solicitor may assume charge of the prosecution without the consent of the District Attorney. The fine for a violation of this Part shall not exceed $1,000.00 and/or imprisonment to the extent allowed by law for the punishment of summary offenses.

 (Ordinance No. 62, adopted August 27, 2019)