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PART 1

PAVEMENTS AND GUTTERS

§21-101. Required Pavements.

Owners of property fronting on any of the streets in the Borough of Port Royal and not having pavements laid in the front or sides of the same, shall be required to lay pavement of brick, plank or flags within 30 days after receiving notice from the Borough Council. At the expiration of said 30 days, if not laid by the owner, the Street Commissioner shall proceed to lay the same and keep a correct account of the cost of the work and material and report the same to the Council, who shall collect the same from the owners of the property upon which said pavements respectively front, with 10% advance thereon as claims are by law recoverable under the provisions of the "General Municipal Liens and Tax Claims Law of 1923, the Act of May 16, 1923, P.L. 207 §1 *et seq.*, 53 P.S. §7101 *et seq.*"

(*Ord. 10, 5/6/1878; as amended by Ord. 5/6/1878; and by Ord. 2003-02, 12/3/2003, §1*)

§21-102. Repairing Pavements and Gutters.

Owners of property fronting on any of the streets in the Borough of Port Royal and having pavements and gutters which are out of repair will be required, within 30 days after receiving notice from the Borough Council, to repair such pavements or gutters. If not repaired by the owner, the Street Commissioner shall proceed to repair the same and keep a correct account of the cost of the work and material furnished and report the same to the Council, who shall collect the same from the owners of the property upon which said pavements or gutters respectively front with 20% advance thereon, to be collected as debts of like amount are by law collected.

(*Ord. 11, 5/6/1878*)

§21-103. Gutter Requirements.

All new gutters hereafter made and old gutters relaid are to be brick and are to be 24 inches wide from inside of curb line to outer edge of pavement, unless otherwise ordered by the Council.

(*Ord. 11, 5/6/1878*)

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§21-104. Penalty.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(Ord. 11, 5/6/1878; as amended by Ord. 2003-02, 12/3/2003, §1)

PART 2

PAVEMENTS

§21-201. Pavement Width.

All new pavements hereafter made and old pavements relaid on main streets are to be 9 feet wide and on the cross streets 8 feet wide, unless otherwise ordered by the Council.

(Ord. 15, 5/6/1878)

§21-202. Tree Varieties Prohibited.

The following variety of trees are prohibited from being planted within the Borough limits in sidewalks:

- A. Locust.
- B. Silver poplar.
- C. Ilanthis in Paradise.
- D. Balsam and katalba.
- E. Fruit trees.

(Ord. 15, 5/6/1878)

§21-203. Distance from Curb Line.

All trees, hitching posts or rails in main streets shall be set in line 15 inches from curb line.

(Ord. 15, 5/6/1878)

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§21-204. Cost.

The price to be paid for curbing and brick-laid gutter shall be for curb 4 inches or more in thickness shall be 10¢ per linear foot and for all other curb, not less than 3 inches thick, 8¢ per linear foot and for brick paved gutter 10¢ per linear foot. Provided, that in no case shall the person or persons setting curb or paving gutters be allowed to draw the amount of his or her or their bill for the same out of the Borough treasury, but the Borough Council shall issue a certificate of the amount of Borough indebtedness to such person or persons, redeemable only in the cancellation of taxes due said Borough without interest and not transferable.

(Ord. 15, 5/6/1878)

§21-205. Penalty.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(Ord. 15, 5/6/1878; as amended by Ord. 2003-02, 12/3/2003, §1)

PART 3

EXCAVATING STREETS

§21-301. Exclusive Authority.

The Department of Transportation of the Commonwealth of Pennsylvania, shall be and the Department hereby is given exclusive authority to grant all permits for the opening or tearing up of any part of the improved surface of those certain Borough streets or parts thereof, which are continuations of State highway routes in the Borough and for the maintenance of which the Department of Transportation is by law responsible.

(Ord. 47, 4/2/1932; as amended by Ord. 2003-02, 12/3/2003, §1)

§21-302. Fees.

Fees for the granting of such permits may be charged by the Department of Transportation of the Commonwealth of Pennsylvania according to the standard schedule of fees which may, from time to time, be adopted.

(Ord. 47, 4/2/1932)

§21-303. Penalties and Fines.

1. Any person, firm or corporation opening or tearing up the improved surface of any of the aforesaid streets or causing or allowing the same to be done for him, them or it without having first obtained a permit from the Department of Transportation of the Commonwealth of Pennsylvania shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense. [*Ord. 2003-02, 12/3/2003, §1*]
2. All fines and restoration charges collected for the violation of this Part shall be paid into the State Treasury as provided by law.

(Ord. 47, 4/2/1932; as amended by Ord. 2003-02, 12/3/2003, §1)



PART 4

PORCHES AND CELLAR DOORS

§21-401. Regulations.

From and after the passage of this Part it shall not be lawful for any person or person to build any porch or cellar door on any pavement fronting on any street in the Borough that shall extend more than 4½ feet out upon said pavement, where the pavement is 10 feet wide or more, nor extend more than 3½ feet out where the pavement is 7 feet wide.

(Ord. 9, 5/6/1878)

§21-402. Penalty.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(Ord. 9, 5/6/1878; as added by Ord. 2003-02, 12/3/2003, §1)



PART 5

SNOW AND ICE REMOVAL

§21-501. Definitions.

As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

BUSINESS DAY - any day not a Sunday or a national holiday.

BUSINESS HOURS - hours between 9 a.m. and 5 p.m. on any business day.

CARTWAY - portion of a street or highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

CORPORATION - natural person, partnership, corporation, association or any other legal entity.

SIDEWALK - portion of a street between the curb lines, or the lateral lines of a cartway and the adjacent property lines, intended for use by pedestrians.

STREET or HIGHWAY - the entire width between the boundary lines of a way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(Ord. 2003-02, 12/3/2003, §1)

§21-502. Responsibility for Removal of Snow and Ice from Sidewalks.

1. Every person in charge or control of any building or lot of land fronting or abutting on a paved sidewalk, whether as owner, tenant, occupant, lessee or otherwise, shall remove and clear away, or cause to be removed or cleared away, snow and/or ice from a path of at least 36 inches in width from so much of said sidewalk as is in front of or abuts on said building or lot of land.
2. Except as provided in subsection (3) hereof, snow and ice shall be removed from sidewalks within 12 hours after the cessation of any fall of snow, sleet or freezing rain.

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3. In the event snow and/or ice on a sidewalk has become so hard that it cannot be removed without likelihood of damage to the sidewalk, the person charged with its removal shall, within the time mentioned in subsection (2) hereof, cause enough sand or other abrasive to be put on the sidewalk to make travel reasonably safe; and shall, as soon thereafter as weather permits, cause to be cleared a path in said sidewalk of at least 36 inches in width

(Ord. 2003-02, 12/3/2003, §1)

§21-503. Responsibility for Removal from Roofs.

Every person in charge or control of any building or other structure, whether as owner, tenant, occupant, lessee or otherwise, shall remove and clear away, or cause to be removed and cleared away, any accumulation of snow and ice on said building or other structure which is liable to fall on any sidewalk, roadway or other public way. Such work shall be completed within a reasonable time, but not later than 12 hours after the cessation of any fall of snow, sleet or freezing rain.

(Ord. 2003-02, 12/3/2003, §1)

§21-504. Depositing of Snow and Ice Restricted.

No person shall deposit or cause to be deposited any snow or ice on or immediately next to a fire hydrant or on any sidewalk, roadway or loading and unloading areas of a public transportation system, except that snow and ice may be mounded by the Borough on public cartways incident to the cleaning thereof or mounded on curbs incident to the clearing of sidewalks in business districts.

(Ord. 2003-02, 12/3/2003, §1)

§21-505. Penalties.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(Ord. 2003-02, 12/3/2003, §1)

ORDINANCE NO. 1 OF 2014

AN ORDINANCE OF THE BOROUGH OF PORT ROYAL VACATING THAT CERTAIN PORTION OF "9TH STREET A/K/A "ELGRON STREET" FROM MAIN STREET, A/K/A "TOWN LANE" TO MARKET STREET (SR 0075).

Pursuant to the authority granted the Borough Council of Port Royal Borough, Juniata County, Pennsylvania by Section 1731 of the Borough Code (53 P.S. §46731), as amended, the Borough Council of the Borough of Port Royal hereby enacts and ordains as follows:

1. Borough of Port Royal does hereby vacate that certain portion of 9th Street, a/k/a "Elgron Street", for its entire width of thirty-six feet, from its place of intersection with Main Street A/K/A "Town Lane" to its intersection with Market Street (SR 0075) further described as follows: a thirty-six foot platted road of Port Royal Borough beginning on the northern side at (Market Street (SR 0075) as unopened road which traverses the real property of Republic Development Corporation, ("Republic") Juniata County Deed Book 102, Page 489 and bearing Juniata County Tax Parcel Id# 11-1-48 and on the southern side (Main Street A/K/A "Town Lane"); where, in a southeasterly direction, from the aforesaid real property of Republic, it traverses in between the properties of Jay K. Hockenbrock and Ellen M. Hockenbrock ("Hockenbrocks") Juniata County Record Book 370, Page 1083 and bearing Juniata County Tax Parcel Id# 11-1-18 and Regina S. Kerlin ("Kerlin") Juniata County Record Book 414, Page 1021 and bearing Juniata County Tax Parcel Id# 11-1-19. See Exhibit "A" and "B" attached hereto and incorporated by this reference thereto.

2. That the portion being hereby vacated that is within the real property of Republic Development Corporation shall become the real property of Republic Development Corporation.

3. That the portion being hereby vacated that is between the real property owned by Hockenbrocks and Kerlin shall remain a private road for the use and benefit of the landowners whose land abut the vacated section.

4. According to the Borough Code 1731, personal notice of this proposed ordinance has been served on all owners of any property abutting the street being vacated hereby.

5. This ordinance shall be effective upon its enactment as provided for in the Borough Code.

6. A copy of this ordinance shall be filed of record in the Juniata County Courthouse with the Clerk of Courts of Common Pleas of the 41st Judicial District of Pennsylvania, Juniata County.

Duly enacted and ordained this 12th day of May, 2014, by the Council of the Borough of Port Royal in public session, with quorum present.

PORT ROYAL BOROUGH

BY:

Stephen L. Bergs
President

Attest:

[Signature]
Secretary

PORT ROYAL BOROUGH
JUNIATA COUNTY, PENNSYLVANIA

ORDINANCE NO. 4 OF 2007

AN ORDINANCE AMENDING CHAPTER 21 OF THE CODE OF ORDINANCES OF THE BOROUGH OF PORT ROYAL TO CHANGE CERTAIN PARKING REGULATIONS AND TO CHANGE THE TIME PERIOD REQUIREMENT FOR THE REMOVAL OF SNOW AND ICE FROM SIDEWALKS AND ROOFS.

THE PORT ROYAL BOROUGH COUNCIL HEREBY ACTS AND ORDAINS AS FOLLOWS:

Section 1. Legislative Authority. This Ordinance is adopted pursuant to Section 1006 (53 P.S. Section 46006) and Section 1202 (53 P.S. Section 46202) of the Borough Code of Pennsylvania, as amended.

Section 2. Short Title. This Ordinance shall be known as The Parking Regulation and Snow and Ice Removal Amendment Ordinance of Port Royal Borough, Juniata County, Pennsylvania.

Section 3. Applicability. The Code of Ordinances of the Borough of Port Royal is amended as follows:

A. Chapter 15, Part 4, Section 15-403 is amended as follows:

1. A provision prohibiting parking on the East side of Milford Street between Fourth Street to Third Street on Saturdays from 5 p.m. to 12 p.m. during the races only is hereby deleted.

2. By adding the following language: "Fifth Street South from Tuscarora Street to Moyer Street every day except Sunday from 8 a.m. to 5 p.m. with parking on Sundays limited to a one (1) hour period."

B. Chapter 21, Part 5, is amended as follows:

1. Section 21-502 is amended in paragraph 2 by removal of the numeral "12" and insertion of the numeral "24" in its place.

2. Section 21-503 is amended in paragraph 2 by removal of the numeral "12" and insertion of the numeral "24" in its place.

Section 4. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance shall be declared invalid for any reason, such decision shall not affect the remaining portions of this Ordinance which shall remain in full force and effect, and for this reason the provisions of this Ordinance are hereby declared to be severable.

Section 5. Effective Date. This Ordinance shall become effective ten (10) days after its adoption and shall remain in full force until modified, amended, or rescinded by the Borough of Port Royal, Juniata County, Pennsylvania.

ENACTED AND ORDAINED this 11th day of June, 2007.

Attest:

Jean Arnold
Jean Arnold, Secretary

Port Royal Borough Council

John E. McNeal
John E. McNeal, President

John R. Towsey
John R. Towsey, Vice President

Ronald A. Watkins
Ronald A. Watkins, Councilman

Gerald L. Bryner
Gerald L. Bryner, Councilman

Richard J. Pray
Richard J. Pray, Councilman

Bernard E. Peck
Bernard E. Peck, Councilman

Kenneth R. Kitzmiller
Kenneth R. Kitzmiller, Councilman

The within Ordinance has been reviewed and approved by the Mayor of Port Royal Borough this 11th day of June, 2007.

Barbara M. Bergstresser
Barbara M. Bergstresser, Mayor