

TOWNSHIP OF CENTRE  
BERKS COUNTY, PENNSYLVANIA

ORDINANCE # 131-2010

AN ORDINANCE OF THE TOWNSHIP OF CENTRE, BERKS COUNTY, AMENDING ORDINANCE NO. 47-1990 OF THE TOWNSHIP OF CENTRE, BY AMENDING SECTION 2 ENTITLED "VEGETATIVE GROWTH & NUISANCE UNDER CERTAIN CONDITIONS" AND SECTION 4 ENTITLED " NOTICE TO REMOVE, TRIM, OR CUT; MUNICIPALITY MAY DO WORK AND COLLECT COST AND ADDITIONAL AMOUNT"

BE IT ENACTED AND ORDAINED by the Supervisors of the Township of Centre, Berks County, Pennsylvania (hereinafter "Township"), and it is hereby ENACTED AND ORDAINED by the authority of the same, as follows:

Section 1. Ordinance No. 47-1990, Section 2, entitled "Vegetative Growth & Nuisance Under Certain Conditions" is hereby amended in its entirety so as to hereafter read as follows:

Section 2. Vegetative Growth & Nuisance Under Certain Conditions. No person, firm, or corporation, owning or occupying any property within the Township of Centre shall permit any grass or weeds or any vegetation whatsoever, not edible or planted for some useful or ornamental purpose, to grow or remain upon such premises as follows:

A. In Zoning Districts B/VC, R-1, R-2, PC, and LI so as not to exceed a height of eight inches (8"), however, if a property in any of the above Zoning Districts is actively utilized as an agricultural property, then the height limit shall be eighteen inches (18").

B. In Zoning District A-P so as not to exceed a height of eighteen inches (18"), however, if a property is not actively utilized as an agricultural property, then the height limit shall be eight inches (8");

C. No noxious weeds prohibited by the Noxious Weed Control Law (3 P.S. Section 255.3(b)) or by regulations of the Department of Agriculture shall be permitted to grow within the Township of Centre including, but not limited to:

- (1) Marijuana
- (2) Chicory, Succory or Blue Daisy
- (3) Canadian Thistle
- (4) Multiflora Rose

- (5) Johnson Grass
- (6) Bull Thistle
- (7) Jimson Weed
- (8) Mile-a-Minute
- (9) Kudzuvine
- (10) Shattercane
- (11) Giant Hogweed
- (12) Goatsrue.

Any grass, weeds, or other vegetation growing upon any premise in the Township of Centre in violation of any of the provisions of this section is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness, and comfort of the inhabitants of the Township of Centre.

Section 2. Ordinance No. 47-1990, Section 4, entitled "Notice to Remove, Trim, or Cut; Municipality May Do Work and Collect Cost and Additional Amount", is hereby amended in its entirety so as to hereafter read as follows:

Section 4. Notice to Remove, Trim, or Cut; Municipality May Do Work and Collect Cost and Additional Amount. The Township of Centre, or any officer or employee of the Township of Centre designated thereby for this purpose, is hereby authorized to give notice, by personal service or by United States Mail, to the owner or occupant, as the case may be, of any premises whereon grass, weeds or other vegetation is growing or remaining in violation of the provisions of Section 2 of this Ordinance, directing and requiring such occupant to remove, trim, or cut such grass, weeds, or vegetation so as to conform to the requirements of this Ordinance, within five (5) days after issuance of such notice. Whenever, in the judgment of the Zoning Enforcement Officer it shall appear to be impracticable to give notice as above provided, either because the owner or occupant cannot readily be found or because a search for the owner or occupant would entail unreasonable delay, the Township of Centre or any officer or employee of the Township of Centre designated thereby for that purpose, may give notice by posting conspicuously on the property where such nuisance exists, a notice or order directing and requiring that such nuisance be abated within five (5) days. In case any person, firm, or corporation shall neglect, fail, or refuse to comply with such notice within the period of time stated therein, the Township of Centre may order the removal, trimming, or cutting of such grass, weeds, or vegetation, and the costs thereof, together with a penalty of ten percent (10%) of the cost thereof shall be collected by the Township of Centre from such person, firm, or corporation, in the manner provided by law.

Section 3. Severability. If any sentence, clause, section or part 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 provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would

have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 4. Repealer Clause. All Ordinances or parts of Ordinances or Resolutions conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 5. Public Safety. It is declared that enactment of this Ordinance is necessary for the protection, benefit and preservation of the health, safety and welfare of the inhabitants of this Township.

Section 6. Effective Date. This Ordinance shall become effective five (5) days after its adoption.

ENACTED AND ORDAINED into an Ordinance this 12 day of July 2010.

TOWNSHIP OF CENTRE

By: Bary Hill  
Supervisor

By: Ced Weo  
Supervisor

By: L. E. G. ...  
Supervisor

Attest: Storia ... (SEAL)  
Secretary