

ORDINANCE #234

AN ORDINANCE TO REQUIRE, REGULATE AND ENFORCE STRUCTURE/PROPERTY ADDRESS NUMBERING AND PRIVATE STREET NAME SIGNAGE IN ACCORDANCE WITH STANDARDS REQUIRED BY THE MCKEAN COUNTY PUBLIC SAFETY SYSTEM 911, AUTOMATIC LOCATION INFORMATION SYSTEM, FOR THE HEALTH AND SAFETY OF ELDRED BOROUGH RESIDENTS AND PROVIDING PENALTIES FOR VIOLATIONS.

Whereas, the Borough of Eldred is participating in the McKean County Public Safety System 911 Public Safety System which provides for improved Police, Fire and Emergency Medical Services, and the McKean County 911 Public Safety System, in cooperation with the United States postal Service, has developed and is implementing a county wide system of structure/property address numbering for use throughout McKean County; and

Whereas, a standardized system of structure/property address numbering by all participating municipalities and placement of street name signs for private roadways, better enables emergency response personnel to locate persons requiring assistance and makes the 911 Public Safety System more effective, and is authorized by Article 12 Corporate Powers, 24 P.S. 46202, "numbering buildings" of the Borough Code and other sections permitting regulation for the public health and safety.

Now, Therefore, BE IT ORDAINED AND ENACTED by the Borough of Eldred, McKean County, Pennsylvania, as follows:

Section 1. Street number Regulations. The owners of all buildings or structure/property within the Borough to which Street numbers have been assigned shall have the street number prominently displayed at all times in accordance with the following standards. For purposes of this ordinance a "Street number" is an address number established in accordance with the county wide 911 Public Safety System with reference to the adjacent road or street, assigned and given to a particular building or structure/property by the McKean County 911 and the United States Postal Service.

- A. Each building to which a street number has been assigned shall have a street number displayed upon The building except for buildings which are located a distance greater than 200 feet from the nearest edge of the cartway of the public roadway or upon which signage cannot be attached which would be readable from the nearest public roadway by reason of natural or manmade obstructions, the owner of said structure/property shall be required to provide posted street number signage at least 20 feet and not more than 30 feet from the nearest edge of the cartway of the public roadway, which post shall have affixed thereon the street number which has been assigned to the building.
- B. The assigned street numbers shall be either affixed directly to the building or post or displayed on a sign affixed to the building or post. The street number shall be displayed in such a manner that the numbers will contrast in color with the background and will be observed and readable from the nearest public or private roadway. All numbers shall be in standard Arabic numerals, not less than (4) inches in height and not less than one half-inch in width. It is recommended that the numbers be reflective for greater nighttime visibility.
- C. If, for any reason, the street number of a particular building is not readily identifiable by posted signage along the roadway whether due to the proximity of multiple buildings with different street numbers or some other reason, then the street number should be affixed to the building as well as posted by the road. Similarly, if a single building has multiple street numbers or apartment numbers such as a professional building or apartments, a building directory should be posted at the main entrance of the building.

Section 2. Private road name signs. The owner or owners of all private drives, roadways or easements used for vehicle access to multiple properties where the drives and roadways are not recognized as Borough

roads and which is referenced in the address of structure/property owner whose residence or business abuts said private drive or roadways shall, in addition to the other requirements set forth in this ordinance, install a sign which identifies the private road or private Drive name as adopted by the Borough, with said signage to be placed at the entrance where the private road or private drive intersects with the public roadway, in such manner so as to be readily observable by persons traveling upon the public roadway, but not creating an obstruction to visibility of motorists.

Section 3. Prohibited activity. It shall be unlawful to cover, conceal, obstruct, destroy, remove, deface or vandalize any street number or road/street name sign or placard, installed or displayed pursuant to and in accordance with the requirements of this ordinance.

Section 4. Enforcement. Once determined that a building or structure/property owner has not complied with the street numbering or road name signage regulations of this ordinance, the Eldred Borough or their designated representative, with the Borough consent, may pursue any of the following enforcement remedies:

- a. The Borough may provide written notice to the owners, occupants, and other persons in possession of building or structure/property which has not been numbered in accordance with these regulations, of the violation and the need to comply.
- b. In the event that person persists in refusing to comply with these regulations despite notices to do so, the Borough may issue a written order directing the owners, occupants or others in possession of the building or structure/property in violation of this Ordinance to comply with the applicable requirements of this Ordinance. Any person who is aggrieved by order issued pursuant to this Ordinance may appeal to the Borough Council by filing a written notice of appeal to the office of the Borough Secretary within Ten (10) days of the date of the subject order or notice.
- c. In the event the structure/property owners or occupants or possessors fail or refuse to take action in accordance with the notices and an order issued pursuant to this Ordinance, the Borough Council may provide the signage, as necessary, in order to bring the structure/property owner into compliance with the standards promulgated in this Ordinance. The Borough may recover the cost of the materials and labor for the purchase and installation of signage from the structure/property owners, occupants or possessors reasonable administrative fees, interest or other charges allowed by law. In the event the Borough may institute proceedings at the law to collect the full cost together with all penalties, interest, fees, and other charges which are authorized by applicable law, or may take action to assess these costs and charges against the premises and the owners thereof and collect same municipal lien or may take other action to collect these sums as may be permitted by law.

Section 5. Penalty for violation. Any person who shall be found to have engaged in the prohibited unlawful conduct as set forth in Section 3 of this ordinance or who shall willfully fail to comply with any order to comply with the street numbering regulations, shall be guilty of a summary offense and shall upon conviction be sentenced to pay a fine of no less than \$100.00 dollars and no more than \$ 600.00 dollars together with court costs, and upon default in payment of the fine shall be sentenced to imprisonment for not more than 90 days.

Section 6. The proper officers of the Borough of Eldred are hereby authorized to take necessary and proper action to establish, implement and enforce the standardized system of structure/property address numbering and street/road name sign placement as provided for in this ordinance and to comply with the requirements of the automatic location information needs of the McKean County Public Safety System.

Section 7. Effective date. The provisions of this ordinance shall become effective Five (5) days after enactment.

Section 8. Severability. Should any section, part or provision of this ordinance be declared by appropriate authority to be unlawful or unconstitutional, all other terms, conditions, provisions and parts

hereof, and of any Code of which this ordinance may be or may be considered to be part, shall continue in full force and effect as if the provision declared to be unlawful or unconstitutional had been omitted as of the date of final enactment hereof.

Section 9. Repealer. All ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

ENACTED AND ORDAINED as an Ordinance of the Borough of Eldred this 10th day of July, 2001.

ATTEST:

Lisa Caldwell
Eldred Borough Secretary

BOROUGH OF ELDRED

By [Signature]
President of Council

Approved:

William Luce
Mayor

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO.234 AS ADOPTED BY THE ELDRED BOROUGH COUNCIL ON July 10, 2001

Lisa Caldwell
SECRETARY

