

BOROUGH OF WHITE OAK
ALLEGHENY COUNTY, PENNSYLVANIA

Ordinance No. 2018-11

AN ORDINANCE OF THE BOROUGH OF WHITE OAK, ALLEGHENY COUNTY, PENNSYLVANIA AMENDING ARTICLE 1101 OF THE BOROUGH OF WHITE OAK ORDINANCES REGARDING ABANDONED, WRECKED OR JUNKED MOTOR VEHICLES.

WHEREAS, Council for the Borough of White Oak is authorized by Chapter 33, Section 3301.1 of the Borough Code to amend, repeal or revise existing ordinances;

WHEREAS, Council for the Borough of White Oak is authorized by Chapter 12, Section 1202 of the Borough Code to prohibit and remove any nuisance in the Borough;

WHEREAS, Council for the Borough of White Oak has determined it is in the best interest of the Borough to amend the provisions of Part 11 Article 1101 concerning Abandoned, Wrecked or Junked Motor Vehicles;

NOW, THEREFORE, be it ordained and enacted by the Council for the Borough of White Oak as follows:

Section 1101.01(c) – the words “and which has not been used for sixty (60) days” shall be deleted.

Section 1101.01(c) Definitions shall be amended to include subsection (i) as follows:

- (i) Public Nuisance – shall be constituted by a showing of some or all of the following including, but not limited to, evidence of Wrecked or Junked Motor Vehicles, as defined by this Ordinance, posing a public danger, inconvenience, or distraction, debris or materials spread around the property, material abutting public sidewalks, numerous complaints from neighboring properties, creating an attractive nuisance for children and/or evidence showing a negative effect on property value.

Section 1101.06(b)(1) shall be repealed and replaced by the following:

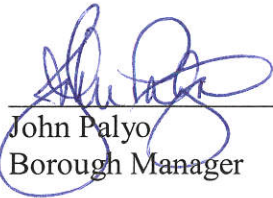
Notice. If it is determined that an abandoned, wrecked or junked motor vehicle, as defined in this article, is located on any property in the Borough of White Oak, the Building Inspector of the Borough of White Oak shall give written notice of this condition to the owner of the property on which the abandoned, wrecked or junked motor vehicle is located. This notice shall require the removal of the abandoned, wrecked or junked motor vehicle within fourteen (14) days. This notice of removal shall also contain a statement that is the owner of the property on which the abandoned, wrecked or junked motor vehicle is located does not remove the same within the fourteen (14) day period, the Borough of White Oak

may cause the same to be done and that the costs incurred to remove the abandoned, wrecked or junked motor vehicle, together with a penalty of ten (10%) percent of such costs, will be collected in the manner provided by law for the collection of municipal claims or by an action of assumpsit. The notice will also inform the property owner that the Borough may seek a bill in equity to compel the removal of the abandoned, wrecked or junked motor vehicle.

Section 1101.06(b)(2). The words “five (5) day period” shall be repealed and replaced with:
“fourteen (14) day period”

ORDAINED AND ENACTED into law this 19th day of March, 2018.


ATTEST:


John Palyo
Borough Manager

BOROUGH OF WHITE OAK


David Pasternak
Council President

Approved by me this 19th day of March, 2018.

By: 
Ina Jean Marton
Borough Mayor

APPROVED AS TO FORM:


Krisha A. DiMascio, Esquire
Solicitor