

Chapter 166

TREES

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[HISTORY: Adopted by the BOROUGH COUNCIL 6-4-52 as Ord. No. 137. Section 166-6 amended at time of adoption of CODE; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

§ 166.1. Permit required to trim or remove trees.

From and after the passage of this chapter, it shall be unlawful to cut, trim or climb with spurs, break, injure, kill, destroy or remove, or to cause, authorize or procure any PERSON to cut, trim, climb with spurs, break, kill, destroy or remove, any shade tree or trees now growing or which shall hereafter grow in any highway, street or public square of the BOROUGH, without the written permit of the BOROUGH COUNCIL first had and procured; provided, however, that in case of emergency involving the probable loss of life or property, such permit shall not be required, but any work made necessary by said emergency shall be done in a manner least likely to endanger the tree or trees involved.

§ 166.2. Interference with or injury to sewer lines.

It shall be unlawful to plant or to permit to exist in any highway, street or public square or in private property, trees of such a type as naturally tend by their roots to interfere with or injure any sewer line which may exist in any such highway, street or public square or which may exist within thirty (30) feet of any trees located on any such private property.

§ 166.3. Maintenance of dead or untrimmed trees.

It shall be unlawful to maintain in any highway, street or public square trees wholly dead or partly dead without removing the dead portion, or to maintain therein any growing trees which are not properly trimmed so as not to interfere with pedestrian or vehicular traffic.

§ 166.4. Compliance with other regulations.

It shall be unlawful to violate any additional reasonable regulations which the BOROUGH COUNCIL may by resolution cause to be entered upon its minutes relative to the planting, removal, care and preservation of shade trees upon any of its highways, streets or

public squares.

§ 166.5. Order to remove trees; work performed by BOROUGH.

The Building Inspector of the BOROUGH shall enforce this chapter, and if any property owner fails or refuses to abate any violation of this chapter within five (5) days' notice to abate such violation, which notice shall be given by the Building Inspector, the Building Inspector may cause the same to be abated and the Secretary of the BOROUGH shall render a bill covering the cost of such abatement to the property owner. If the property owner fails to pay the bill within thirty (30) days after the same is sent to him, or if the bill cannot be delivered to the property owner because the property owner cannot be found, the Solicitor of the BOROUGH, in the name of the BOROUGH, may file a lien therefor against said property, which lien shall be in the same form, filed with the same officer and within the same time and manner and enforced and foreclosed as is provided by law for the collection of liens for labor and material furnished.

§ 166.6. Violations and penalties.¹

Any PERSON or PERSONS, firm or corporation which shall violate or authorize or procure the violation of any of the provisions of this chapter shall be subject to the maximum penalty provided by law.

¹ Editor's Note: Amended at time of adoption of CODE; see Ch. 1, General Provisions, Art. I.