ORDINANCE NO. _____

AN ORDINANCE OF THE BOROUGH OF CRESSONA, COUNTY OF SCHUYLKILL, PENNSYLVANIA, AMENDING CHAPTER 151 OF THE BOROUGH CODE, INCLUDING SECTION 151.99, AND AMENDING ORDINANCE NOS. 310, 323, 1-2013, AND 03-2020, TO AUTHORIZE NOTICE BY POSTING ON THE DOOR, TO REVISE CERTAIN FINES, TO PROVIDE THAT FINES MAY BE AMENDED FROM TIME TO TIME BY RESOLUTION OF BOROUGH COUNCIL, AND TO PROVIDE FOR THE ISSUANCE OF CITATIONS AFTER REPEATED VIOLATIONS.

WHEREAS, the Borough of Cressona has consolidated all Quality of Life regulations in Chapter 151 of the Borough Code, which regulates certain property, maintenance, nuisance, occupancy, or related matters within the Borough; and

WHEREAS, Chapter 151 codifies Ordinance Nos. 310, 323, 1-2013, and 03-2020; and

WHEREAS, Borough Council desires to amend Chapter 151 and the aforementioned ordinances to clarify permissible methods of notice, revise the fine schedule for violations, authorize the adjustment of fines from time to time by resolution of Borough Council, and establish citation procedures for repeated violations; and

WHEREAS, Borough Council finds that these amendments are in the best interests of the health, safety, and welfare of the Borough and its residents.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Cressona, County of Schuylkill, Pennsylvania, and it is hereby ordained and enacted as follows:

Section 1. Amendment to Chapter 151 Regarding Notice.

Chapter 151 of the Borough Code is hereby amended to provide that, in addition to any other method of notice authorized thereunder or under applicable law, any notice required or permitted under Chapter 151 may be provided by posting or hanging the notice on the door of the property, building, dwelling unit, structure, or premises that is the subject of the notice. Notice

posted or hung on the door shall be deemed sufficient notice under Chapter 151 unless a more specific method of notice is required by applicable state law.

Section 2. Amendment to Section 151.99(D)(1).

Section 151.99(D)(1) of the Borough Code is hereby amended to read as follows:

§ 151.99(D)(1). Fines. For a first offense, the fine shall be One Hundred Twenty-Five Dollars ($125.00). For a second offense, the fine shall be Two Hundred Fifty Dollars ($250.00). The amount of such fines may be amended from time to time by resolution of Borough Council.

Section 3. Amendment to Section 151.99(D)(5).

Section 151.99(D)(5) of the Borough Code is hereby amended to read as follows:

§ 151.99(D)(5). Citations for Repeated Violations. Once two tickets have been issued for the same violation, a citation shall be issued by the Public Officer for the third and each subsequent offense involving the same violation.

Section 4. Amendment of Prior Ordinances.

Ordinance Nos. 310, 323, 1-2013, and 03-2020 are hereby amended to the extent necessary to conform to the amendments set forth in this Ordinance.

Section 5. Repealer.

All ordinances, parts of ordinances, provisions of Chapter 151 of the Borough Code, and provisions of Ordinance Nos. 310, 323, 1-2013, and 03-2020 that are inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

Section 6. Savings Clause.

Except as expressly amended by this Ordinance or any other ordinance lawfully enacted by the Borough, all provisions of Chapter 151 of the Borough Code, Ordinance Nos. 310, 323, 1-2013, and 03-2020 shall remain in full force and effect. Nothing in this Ordinance shall be

construed to affect any violation, penalty, enforcement action, proceeding, right, remedy, or liability arising before the effective date of this Ordinance, all of which shall continue and may be enforced as though this Ordinance had not been enacted.

Section 7. Severability.

If any section, subsection, sentence, clause, phrase, or provision of this Ordinance is held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. Borough Council hereby declares that it would have enacted this Ordinance, and each section, subsection, sentence, clause, phrase, and provision hereof, irrespective of the fact that any one or more portions may be declared invalid, illegal, or unconstitutional.

Section 8. Effective Date.

This Ordinance shall be effective immediately upon enactment as provided by law.

ORDAINED AND ENACTED, THIS _____ DAY OF NOVEMBER 2026 by the Borough Council of the Borough of Cressona, County of Schuylkill, Pennsylvania in lawful session duly assembled.

BOROUGH OF CRESSONA
Schuylkill County, Pennsylvania

BY:_____
Council President

ATTEST:

_____
Secretary

APPROVED:

_____
Mayor