

BOROUGH OF BLAKELY
ORDINANCE NO. 18-88

ABANDONED AND JUNKED AUTOMOBILES

BE IT ORDAINED by the Blakely Borough Council as follows:

1. Definitions. The following words and phrases when used in this Ordinance shall have the meanings ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:

ASSOCIATION - any partnership, limited partnership, or any other form of unincorporated enterprise owned or conducted by two or more persons.

CORPORATION - a corporation or joint stock association, organized under the laws of this Commonwealth, the United States, or any other state, territory or foreign country or dependency.

PERSON - every natural person, association or corporation. Whenever used in any clause prescribing or imposing a penalty, or both, the term "person" as applied to associations, shall mean the partners and applied to corporations, the officers thereof.

CONSTABLE - any duly elected and acting Constable of the Borough of Blakely, Lackawanna County, Pennsylvania.

DISTRICT JUSTICE - any duly elected and acting District Justice of the Borough of Blakely, Lackawanna County, Pennsylvania.

JUNKED AUTOMOBILE - any automobile outside of a fully enclosed building not in full and complete working order and

without current registration plate or any automobile stored for resale as junk metal or any automobile outside a fully enclosed building stored for selling parts therefrom.

2. Unlawful to Store Abandoned or Junked Automobiles on Private or Public Property. - It shall be unlawful for any person to store any abandoned or junked automobile on private or public property within the geographical boundaries of the Borough of Blakely, Lackawanna County, Pennsylvania, for any portion of a calendar day. The storage of any automobile as hereinabove prohibited in this section for more than one calendar day shall constitute a separate and distinct unlawful act for any portion of each calendar day.

3. Penalty for violation. Any person, firm or corporation who shall violate any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine not exceeding Three Hundred Dollars (\$300.00), together with costs of prosecution, or to imprisonment for a term not to exceed thirty (30) days.

4. Applicability. The prohibitions of this Ordinance shall not apply to premises which are used to regularly conduct a business for the repair and/or storage of junked automobiles, provided that any junked automobile shall not remain on the premises for thirty (30) consecutive days.

5. Effective date. This Ordinance shall be effective immediately.

BOROUGH OF BLAKELY

BY: *Edward J. Mulvaney*
COUNCIL PRESIDENT

ATTEST:

Carol Ann Curkoff
SECRETARY

Approved this 18th day of July, 1988.

MAYOR