

ARTICLE 753
Streets and Sidewalks

- 753.01 Placing injurious material
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CROSS REFERENCES

- Power to prohibit street obstructions - see 3rd Class §2403(16)
(53 P. S. §37403(16))
- Depositing waste on highways - see Vehicle Code §3709
- Peddlers obstructing streets - see BUS. REG. & TAX. 333.09
- Unlawful publications - see GEN. OFF. 713.07
- Snow removal - see S.U. & P.S. Art. 911

753.01 PLACING INJURIOUS MATERIAL.

No person shall throw, deposit or place in any sidewalk, street or alley within the City, any nails, tacks, crockery, scrap iron, glass, tin, wire or any other articles or things which may damage or injure any person, vehicle or animal. (1944 Code Ch. 12 §13.)

753.02 GREASE, OIL, GASOLINE, ACID, CAUSTIC SUBSTANCE OR SYRUP.

(a) No person shall throw, place or spill upon any street, alley or other highway of the City any oil, grease, gasoline, acid, caustic substance or syrup.

(b) No person shall cause or permit any oil, grease, gasoline, acid, caustic substance or syrup to run or drain from any premises owned, occupied or used by such person into or upon any street, alley or other highway of the City. (Ord. 22-1981 §1. Passed 10-6-81.)

(c) Doing or permitting any of the acts prohibited by this section shall be deemed to constitute a nuisance which may be abated in the manner now provided by law for the abatement of nuisances. (Ord. 66-1947 §4.)

753.03 OBSTRUCTIONS.

No person shall place, keep or cause to be placed or kept upon any street, alley, public square or sidewalk in the City unless otherwise provided for in Sections 1303.01(n) and 1308.07(b)(5) of the Codified Ordinances any wagon, cart, dray, sleigh, sled, carriage, box, bale, basket, crate, cask, lumber, goods, wares or merchandise. However, nothing in this section shall apply to persons engaged in building or improving, loading or unloading, packing or unpacking merchandise or other materials. (Ord. 30-1987 §1. Passed 11-17-87.)

753.04 UNAUTHORIZED POSTING.

No person shall use any telegraph, telephone, electric light poles, or any awnings, poles, trees, or any public property of the City, for placing any advertisements thereon. (1944 Code Ch. 19 §1.)

753.05 CONSTRUCTION CLOSURES OF SIDEWALKS (Fees)

(a) No person, firm or corporation shall block, restrict or close any public sidewalk for the purposes of conducting construction or redevelopment activities without first having been issued a Sidewalk Closure Permit by the Bureau of Permits, Planning and Zoning.

(b) An applicant for a Sidewalk Closure Permit shall complete an application provided by the Bureau of Permits, Planning and Zoning and pay such fee as is established from time to time by resolution of Council.

(c) All persons, firms, or corporations that have been issued a Sidewalk Closure Permit shall abide by all rules, limitations and or restrictions that are promulgated from time to time by the City of York to protect the public safety and limit the disruption of pedestrian traffic.

(d) An application for a Sidewalk Closure Permit shall not be approved unless the applicant can demonstrate that such closure is critical to the project and no other options are available. In no case shall such closure be permitted solely for contractor parking.

(e) In all cases where there is a danger to pedestrians from overhead construction a covered pedestrian walkway that complies with the requirements of the currently adopted Building Code shall be constructed.

(f) A Sidewalk Closure Permit shall not be issued for a period exceeding ninety (90) days. The permittee may, with thirty (30) days prior notice, be granted an additional ninety (90) day extension upon payment of such fee as is established from time to time by resolution of Council. Such extension shall be approved by the Traffic Safety Committee, the Director of Public Works, the Police Chief and Fire Chief.

(g) Sidewalk closures in excess of one hundred eighty (180) days shall not be permitted. Covered pedestrian walkways that comply with the current Building Code requirements shall be provided for work that exceeds one-hundred eighty (180) days.

(h) The Bureau of Permits, Planning and Zoning shall not issue a permit without the advice and consent of the Traffic Safety Committee and/or the Director of Public Works, the Police Chief and Fire Chief.

(i) Whoever violates any provision of this section shall, upon conviction, be fined not less than five hundred dollars (\$500) nor more than one thousand dollars (\$1,000) and costs of prosecution, and in default of payment thereof shall be imprisoned not more than thirty (30) days. (Ord. 21-2016. Passed 11-15-16.)

753.99 PENALTY.

Whoever violates any provision of this article shall, upon conviction, be fined not less than ten dollars (\$10.00) nor more than six hundred dollars (\$600.00) and costs of prosecution, and in default of payment thereof shall be imprisoned not more than thirty days. (Ord. 35-1989 §1. Passed 3-21-89.)