

ORDINANCE NO. 95-1

AN ORDINANCE OF THE BOROUGH OF PICTURE ROCKS,  
LYCOMING COUNTY, PENNSYLVANIA, PROVIDING FOR  
VECTOR CONTROL

BE IT ENACTED AND ORDAINED by the Council of the Borough of Picture Rocks, Lycoming County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

§ 1: Definitions.

As used in this Ordinance, the words and terms listed below shall have the following meanings:

- a) Council: The Council of the Borough of Picture Rocks, Lycoming County, Pennsylvania.
- b) Eradication: The elimination of rats, mice, cockroaches and other types of pests or vermin from any building, lot or premises through the use of traps, baiting, fumigation, or any other method of extermination approved by the secretary and subject to applicable laws relating to poisonous substances and fumigants.
- c) Harborage: Any condition which provides shelter or protection for rats, mice, cockroaches and other types of pests or vermin.
- d) Persons in control: The owner or part owner of a building, lot or premises, whether an individual, partnership or corporation; the agent or occupant of a building, lot or premises; or person who has the use or custody of the same or any part thereof, whether an individual, partnership or corporation.
- e) Rat-proofing: The treatment or shielding, with material impervious to gnawing, of all actual or potential openings in the exterior and interior walls, grounds or first floors, roofs, foundations, basements, sidewalk gratings and other places that may be reached by rats,

mice or other similar vermin from the ground or by climbing or burrowing.

§ 2: Elimination of harborages.

- a) All buildings, lots or premises in the Borough shall be kept free from any condition conducive to rats, mice, cockroaches or other types of pests or vermin. The person in control shall not allow the accumulation of automobiles or trucks without current license plates or current inspection sticker, garbage, refuse, or any material which may afford harborage or provide food for rats, mice, cockroaches or other types of pests or vermin.
- b) Whenever conditions inside or under unoccupied buildings provide extensive harborage for rats, the secretary is empowered, if those conditions are not corrected in a period of thirty (30) days after written notification to the owner, Council may:
  - 1) employ the services of a licensed and qualified exterminator, and/or
  - 2) institute condemnation and demolition proceedings.
  - 3) The cost of such proceedings shall be borne by the owner.

§ 3: Prohibiting harborage conditions.

- (a) Unconsumed food shall not be allowed to remain where it is accessible to rats, mice, cockroaches and other types of pests or vermin.
- (b) Garbage and waste materials shall be placed in non-leaking metal containers with tight-fitting lids and stored in such a manner as not to create an attraction or harborage for rats, mice, cockroaches and other types of pests or vermin.
- (c) When the Council notifies any occupant of a building in writing that there is evidence of rat or other vermin infestation on the premises, that occupant shall immediately institute rat-eradication measures and shall continuously maintain those measures in a satisfactory manner until the premises is declared by the secretary to be free of such infestation. Unless those measures are undertaken within five (5) days after receipt of notice, it shall be construed as a violation of this Ordinance

and the occupant shall be held responsible for the violation.

§ 4: Eradication measures.

When any building, lot or premises is subject to infestation by rats, mice, cockroaches or other types of pests or vermin, the person in control shall apply continuous or repeated eradication measures, as required by the Council until there is no evidence of infestation remaining.

§ 5: Rat-proofing.

(a) Whenever conditions inside, outside or under a building, or on a lot or premises, provide harborage for rats, mice, cockroaches and any other types of pests or vermin, the secretary may require any one or more buildings to be rat-proofed.

(b) The person in control of a building or premises required to be rat-proofed shall maintain the rat-proofing in good repair. No person shall injure the rat-proofing. When the rat-proofing is injured in making alterations, installations, additions or repairs to the building, the person in control shall restore the rat-proofing in good condition.

§ 6: Penalty for violation.

Any person in control who violates any provision of this Ordinance shall, upon conviction thereof by summary proceedings, be sentenced to pay a fine of not more than Six Hundred Dollars (\$600.00) and costs, or undergo imprisonment for a period not in excess of thirty (30) days, or both. Whenever subject violation has been officially certified by the Council, by letter or summons, or in any other official manner, each day's continuation of such violation after such notification shall constitute a separate offense punishable by like fine or penalty.

§ 7: Repealing of previous ordinances.

Any ordinance or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed.

§ 8: Severability.

If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this

Ordinance. It is hereby declared as the intent of the Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

ENACTED AND ORDAINED as an Ordinance of the Borough of Picture Rocks this 13th day of February, 1995.

Attest:

BOROUGH OF PICTURE ROCKS:

William N. Owen  
Secretary

BY: Paul L. Bennett  
President of Council

APPROVED this 13th day of February, 1995.

Eleanor L. Kilcoyne  
Mayor

(m9550014.ja)