

**BOROUGH OF PICTURE ROCKS
LYCOMING COUNTY, PENNSYLVANIA**

ORDINANCE 2007-01

**AN ORDINANCE OF THE BOROUGH OF PICTURE ROCKS,
LYCOMING COUNTY, PENNSYLVANIA AMENDING ORDINANCE NO.
2003-03 KNOWN AS THE PICTURE ROCKS BOROUGH NUISANCE
ORDINANCE TO PROHIBIT EXCESSIVE NOISE AND FUGITIVE DUST.**

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

ARTICLE I

Section II - Definitions is hereby amended to add the following:

Fugitive Air Contaminant – an air contaminant of the outdoor atmosphere not emitted through a flue, including, but not limited, to dust.

ARTICLE II

Section V - Nuisances Prohibited is hereby amended to add the following:

N. Making, continuing, or causing to be made or continued, any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the Borough, provided that noises created in a normal and reasonable course of a legitimate business activity shall not be deemed illegal.

O. Causing or permitting fugitive air contaminant to be emitted into the atmosphere if the emissions are visible at the point the emissions pass outside the person's property and adversely affect any other person, their property or their reasonable enjoyment of their property.

ARTICLE III

Effective Date.

This ordinance shall be effective immediately.

DULY ENACTED AND ORDAINED this 8th day of January, 2007, by Borough Council of the Borough of Picture Rocks, Lycoming County, Pennsylvania, in lawful session duly assembled.

ATTEST:

BOROUGH OF PICTURE ROCKS

By: William R. Dorman
William Dorman, Secretary

By: Eugene R. Otterbein, Sr.
Eugene R. Otterbein, Sr., Council President

APPROVED this 8th day January, 2007

BY: David H. Bender
David Bender, Mayor