

ORDINANCE NO. 2000-1

AN ORDINANCE OF THE TOWNSHIP OF MARION, BERKS COUNTY, PENNSYLVANIA, ESTABLISHING STREET NAMES AND ESTABLISHING STANDARDS FOR AND REGULATING THE INSTALLATION AND MAINTENANCE OF HOUSE NUMBERS PRESENTLY EXISTING OR HEREINAFTER INSTALLED IN SAID TOWNSHIP; ESTABLISHING STANDARDS FOR AND REGULATING THE INSTALLATION AND MAINTENANCE OF STREET SIGNS BY DEVELOPERS PRIOR TO SAID STREETS BEING ACCEPTED BY THE TOWNSHIP; AND, ESTABLISHING PENALTIES FOR VIOLATIONS OF THE TERMS OF THIS ORDINANCE.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Marion, Berks County, Pennsylvania ("Township"), and it is Enacted and Ordained by the authority of same as follows:

SECTION 1. Definitions. For the purpose of this Ordinance, the following terms are defined:

A. "House Number". The number which has been assigned by the Township to a residence, apartment building, or business for the purpose of identification for use by the United States Postal Service for the delivery of mail.

B. "Street Sign". The sign which displays the name of the street as approved by the Marion Township Planning Commission and the Marion Township Board of Supervisors in any area under development and which street has not yet been formally accepted by the Township of Marion.

C. "Clearly Visible". Displayed in a manner which allows the sign to be clearly seen, day or night, from the street in front of the building, unobstructed by trees, shrubs,

vegetation or structure upon the property.

D. "Property Owner". The person(s), corporation(s), or other legal entity(s) who own or lease any residence, apartment building, or business located within the Township of Marion.

SECTION 2. Naming of Streets. The Township herein adopts and designates the various street names for streets located within Marion Township as identified on the Marion Township Street Addressing System dated _____, on file at the Township office, which document is incorporated herein by reference. The names of any new additional streets may be approved by motion of the Township in the future.

SECTION 3. Standards of Display. The Property Owner of each residence, apartment building, or business shall provide and display the House Number and/or other required identification assigned by the Township as follows:

A. House Number. The owner of any residence, apartment building or business shall display the House Number in such a fashion that it is clearly visible from the street, day or night. The House Number shall be made up of numbers and/or letters which are not less than three (3) inches in height, contrasting in color with the background on which they are affixed, and as near to the front entrance as possible and practical.

B. Private Lane. The owner of any residence, apartment building, or business which is located on a private lane which intersects with a public street shall display the legally assigned House Number at the intersection of the private lane and the public street and shall also display the House Number at the intersection of the private lane and the driveway, and

shall furthermore display the House Number on the residence, apartment building or business nearest the point where a vehicle would stop at the building. Each display of House Numbers shall be made up of numbers which are not less than three (3) inches in height and contrasting in color with the background on which they are affixed. At the intersection of the private lane and the public street and each intersection of the private lane and the driveway, the numbers shall be placed upon a post or other structure which displays the numbers forty-eight (48) inches above the ground.

C. Malls and Shopping Centers. The Property Owner of any business which is located within a mall or shopping center shall display the legally assigned number at the main entrance to the business. The numbers shall be not less than three (3) inches in height and contrasting in color with the background on which they are affixed. Additionally, the Property Owner of each business located within a mall or shopping center shall display the name of the business on the rear door to the building in letters which are not less than three (3) inches in height and contrasting in color with the background on which they are affixed.

D. Additional Numbers. If any residence, apartment building or business (except malls and shopping centers) is located so that the House Number is not Clearly Visible from the street, an additional House Number shall be posted at the intersection of the driveway with the public street. The additional House Number shall be made up of numbers which are not less than three (3) inches in height, contrasting in color with the background on which they are affixed, and placed upon a post or other structure which displays the number forty-eight (48) inches above the ground.

E. Street Signs. The developer of any subdivision or development which is under construction shall post stop signs and approved Street Signs with the approved name of the street and the intersecting street prior to the occupancy of any home on said street. The developer shall also assign on the subdivision plan, for review and approval by the Township, a House Number to each proposed lot in accordance with the Township's house numbering system.

SECTION 4. Maintenance. The property owner of any residence, apartment building, or business shall maintain the Clearly Visible display of House Numbers as required under this Ordinance at all times. Developers shall maintain Street Signs that are Clearly Visible until such time as the street has been formally accepted by the Township.

SECTION 5. Notice to Comply. The Board of Supervisors of the Township or any Officer/Employee designated thereby for the purpose are hereby authorized to enter upon private property for the purposes of inspection and to give notice by personal service or by certified mail to persons in violation of this Ordinance directing them to abate the situation within ten (10) days after issuance of such notice. Each day that a violation continues shall constitute a separate violation, if a separate proceeding is instituted therefor and the violator shall be convicted thereof.

SECTION 6. Penalties. Any property owner or lessee who has violated the terms of this Ordinance, upon being found liable before a District Justice or the Court of Common Pleas of Berks County, shall be subject to a fine of not more than Six Hundred Dollars (\$600.00) per violation, plus court costs. A separate offense shall arise for each day or portion thereof in which

a violation is found to exist for each section of this Ordinance which is found to have been violated. In any case where a penalty for a violation of this Ordinance has not been timely paid and the person upon whom the penalty was imposed is found to have been liable thereof, the violator shall be liable for the penalty imposed, including additional daily penalties for continuing violations, plus court costs and reasonable attorney fees incurred by the Township.

SECTION 7. 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 Board of Supervisors of Marion Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not be included herein.

SECTION 8. Repealer. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 9. Effective Date. This Ordinance shall become effective five days after the date of its enactment.

ORDAINED AND ENACTED as an Ordinance by the Township of Marion, Berks
County, Pennsylvania, this 30 day of March, 2000.

BOARD OF SUPERVISORS OF THE
TOWNSHIP OF MARION, BERKS COUNTY,
PENNSYLVANIA



Chairman



Supervisor



Supervisor

ATTEST:



Secretary