

CHAPTER 25

TREES

Part 1

Trees

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## Part 1

## Trees

§101. Definitions and Interpretations. The word "person" as used in this Part shall mean and include any natural person, partnership, association, firm or corporation. In this Part, the singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter. (Ord. 224, 6/5/1973, §1)

§102. Unlawful to Plant or Maintain Willow Tree or Poplar Tree Under Certain Circumstances. It shall be unlawful for any person to plant or maintain, upon any property owned by him, any willow tree or poplar tree so located that the roots thereof are likely to interfere with or obstruct any sewer line or water line under the control of the Borough of Hatfield. (Ord. 224, 6/5/1973, §2)

§103. Requirements for Trimming Trees. It shall be the duty of the owners of real estate in the Borough to trim and keep trimmed all trees located upon such property and along or near to any street in the Borough so that:

A. The limbs and/or branches thereof shall in no way interfere with electric wires and other wires lawfully suspended along such street.

B. The limbs and/or branches thereof shall not obscure or obstruct the light from any street light.

C. No part of such tree or the limbs and/or branches and foliage thereof shall obstruct the view of said street and/or traffic thereon by persons operating vehicles upon such street or any intersecting street.

D. There shall be a clearance of at least fourteen (14') feet from the surface of the street and at least eight (8') feet from the surface of the sidewalks, to the lowest branch or limb of such tree or any other overhanging part thereof.

E. No portion of the trunk of any tree shall encroach horizontally over the roadway of the street or over the paved portion of the sidewalk.

(Ord. 224, 6/5/1973, §3)

§104. Authority for Borough to Remove or Trim Trees of Defaulting Property Owner; Collection of Cost Plus Additional Amount. Any person owning property in the Borough of Hatfield upon which any tree shall be growing or maintained contrary to any provision of this Part shall, within thirty (30) days notice from the Borough Council, be required to remove such tree or to trim the same, as the case may be, so as to be in conformity with the requirements of this Part, and every day after the end of such thirty (30)-day period on which such notice shall not be obeyed shall constitute a separate violation of this Part; provided, in case of the failure, neglect or refusal of any property owner to trim or remove any tree or part thereof growing in violation of any provision of this Part

within such thirty (30)-day period, the Borough may remove or trim the same, either by Borough personnel or by contract with another person, and shall then collect the cost of such removal or trimming, with an additional amount of ten (10%) percent from such property owner in default. (Ord. 224, 6/5/1973, §4)

§105. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not exceeding six hundred (\$600.00) dollars and costs and, in default of payment thereof, shall be subject to imprisonment for a term not to exceed thirty (30) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 224, 6/5/1973, §5; as amended by Ord. 357, 10/16/1991)