

**BOROUGH OF SOUTHMONT
CAMBRIA COUNTY, PENNSYLVANIA**

ORDINANCE NO. 429

ORDINANCE AMENDING THE SOUTHMONT BOROUGH ORDINANCE NO. 39, NO. 397 and NO. 403

WHEREAS, the council of the Borough of Southmont, Cambria County, Pennsylvania believes it to be in the best interest of the Borough to amend Ordinances No. 39, No. 397 and No. 403 to provide construction specifications for the installation and maintenance of sidewalks along Borough streets; and

WHEREAS, the council of the Borough of Southmont, Cambria County, Pennsylvania believes it to be in the best interest of the Borough to provide a copy of this Ordinance at the time that a building permit is requested to build a new home in the Borough, so that the applicant can be apprized of the necessity for the placement and maintenance of sidewalks.

NOW, THEREFORE, be it ordained and enacted by the Council of the Borough of Southmont, Cambria County, Pennsylvania, that Section 2 of Ordinance No. 39, No. 397 and No. 403 shall be amended and stated as follows:

Section 2: Whenever deemed necessary for the protection of pedestrians, The Southmont Borough Council may order the property owners along all or any portion designated by them of any improved highway in the Borough of Southmont to proceed to place and maintain a sidewalk along said highway, or whenever a new home is erected by the property owner and the area is geographically feasible for the placement of a sidewalk according to the plans and specifications prepared by the Borough Engineer.

It shall be the duty of the Borough Manager and/or Secretary to give notice to all such property owners, including providing a copy of Ordinance No. 39, No. 397, No. 403 and this Ordinance to the property owner at the time that the building permit is issued to the applicant, to proceed to place and maintain sidewalks along their property as above described and such notices shall be served on the owner personally, if such owner resides in the premises, otherwise on the tenant, if there is a resident tenant, otherwise by posting a copy of the Notice on the premises or advertising same in the Johnstown papers, if the property be unimproved or unoccupied for a period of ten (10) days. Upon failure of any such property owners to provide and maintain sidewalks, the Borough may proceed to cause the same to be done and the expense thereof with a penalty of twenty (20) percent added, which may be collected from the property or the owners in the manner provided in the general ordinances by the filing of a lien therefore and bringing the proper action thereon or from the owners of the property by any appropriate action.

Sidewalks shall be installed one foot (1') from the front boundary line of the property. Sidewalks shall be five feet (5') in width and shall be constructed only of four inch (4") thick concrete or standard paving bricks. Blacktop or other similar materials are not permitted for construction of sidewalks.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance shall be and the same are hereby repealed.