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243

ORDINANCE NO. 173

AN ORDINANCE: REGULATING THE TRANSPORTATION OF HOUSEHOLD GOODS FROM PLACE TO PLACE WITHIN THE TOWNSHIP OF WASHINGTON, NORTHAMPTON COUNTY; PROVIDING FOR THE ISSUANCE OF PERMITS FOR THE SAME AND PENALTIES FOR VIOLATIONS THEREOF.

BE IT ORDAINED AND ENACTED by the Township of Washington, Northampton County, Pennsylvania, through its Board of Supervisors, assembled under and by virtue of the Act of May 1, 1933, P.L. 103 as amended, it is hereby enacted and ordained as follows:

SECTION 1: This Ordinance shall be known and may be cited as the Washington Township Moving Permit Ordinance.

SECTION 2: When used in this Ordinance, the word "person" shall mean any natural person, firm, partnership, co-partnership, association or corporation.

SECTION 3: a. No person owning household goods, commercial fixtures, commercial equipment, industrial fixtures, industrial equipment, or items of like nature, shall move or cause to be moved, such property in bulk from any place within the Township of Washington to another place therein, or to another place beyond the limits thereof, without first securing from the Township Secretary, or other person specifically designated by the Board of Supervisors, a permit for such moving or transportation.

b. No person engaged in the business of moving household goods, commercial fixtures, commercial equipment, industrial fixtures, industrial equipment, or items of like nature shall move or cause to be moved such property for its clients from any place within

the Township of Washington to another place therein, or to another place beyond the limits thereof, without determining that a moving permit has been obtained.

SECTION 4: Any person desiring a moving permit shall make application to the Board of Supervisors or its designated representative on a form provided by the Township of Washington setting forth: (1) the person's name and address and the names of all members of the household from which the property is to be removed; (2) the address from which the property is to be removed; and (3) the address of the place to which said property is to be moved.

SECTION 5: a. The Township Secretary shall, upon application being made as provided in Section 4 above, and the payment of a fee of One (\$1.00) Dollar, payable to the Township of Washington, and after examination of the applicable Township records to determine if all taxes and other fees or charges due the Township are paid in full to date by the applicant, issue said moving permit, setting forth the name of the permittee, date of issuance, name of the owners of property to be moved, the address from which and to which the same is being moved, the moving date and mover. This permit shall be signed by the Township Secretary issuing the permit.

b. When the period of time between the filing of the moving permit application and the scheduled move is insufficient to permit the Township Secretary to inspect the records for taxes or other fees or charges due the Township prior to the scheduled move as provided in Section 5(a), a member of the Board of Supervisors, or a designated representative, may issue a permit upon payment of a deposit of Two Hundred and 00/100 (\$200.00) Dollars. The Supervisor or his

designated representative shall promptly thereafter inspect the Township records and send the applicant a bill, or refund as the case may be.

SECTION 6: All persons owning five or more rental units in the Township of Washington shall be required to provide each tenant with a notice in the following form:

"Ordinance No. 173 of Washington Township makes it illegal to move household goods, commercial goods or industrial goods from one location to another without obtaining a moving permit from the Township Secretary. To avoid unnecessary delays, all persons planning to move should submit an application for a moving permit to the Township Secretary several days prior to the scheduled moving date."

SECTION 7: Any person who shall violate any provision of this Ordinance shall, upon conviction thereof in a summary proceeding, pay a fine not exceeding Three Hundred (\$300.00) Dollars and costs, and said fine shall be paid over to the Township Treasury. In default of payment of the fine or penalty imposed and the costs, the defendant may be sentenced and committed to the County Jail for a period not exceeding thirty (30) days.

SECTION 8: Ordinance No. 144, and any amendments thereto, of the Township of Washington is hereby repealed.

SECTION 9: 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 that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included herein.

SECTION 10: This Ordinance shall take effect five (5) days after its enactment.

ATTEST:

TOWNSHIP OF WASHINGTON

Barbara J. Hallet
Barbara J. Hallet, Secretary

By: Richard Lane
Richard Lane, Chairman

Clayton D. Rutt
Clayton D. Rutt, Vice-Chairman

Ignatz Klausz, Jr.
Ignatz Klausz, Jr., Supervisor

Dated: April 11, 1990