

MAIN TOWNSHIP

ORDINANCE NO. 5 OF 2016

AN ORDINANCE TO AMEND ORDINANCE NO. 2 OF 2014

ENTITLED GRASS, WEEDS AND OTHER VEGETATION

BACKGROUND

WHEREAS, the Board of Supervisors of Main Township, Columbia County, Pennsylvania, enacted Ordinance No. 2 of 2014 on June 2, 2014; and

WHEREAS, the Board of Supervisors of Main Township desire to amend Ordinance No. 2 of 2014.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of Main Township, Columbia County, Pennsylvania, as follows:

1. **Section 2 of Ordinance No. 2 of 2014 is hereby repealed and the following shall be adopted and inserted in its place:**

(a) No person owning or occupying any property which is located within the Township of Main in districts which are zoned as Residential, Rural Residential, Village Center or Agricultural pursuant to the Zoning Map and Ordinance of Main Township, as the same may be amended from time to time, shall permit any grass or weeds or any vegetation whatsoever, not edible or planted for some useful or ornamental purpose, to grow upon such premises so as to exceed a height of ten (10) inches or to throw off any unpleasant or noxious odor or to conceal any filthy deposit. Any grass, weeds or other vegetation growing upon such premises in the Township in violation of the provisions of this Ordinance is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Township. Notwithstanding the foregoing, this Ordinance shall not apply to any real property located in Main Township that is subject to this Ordinance which is utilized for a Family Farm Business or as a Normal Agricultural Operation as defined in this Ordinance.

(b) The following terms shall be defined as follows for purposes of this Ordinance:

(i) **Family Farm Business:** A corporation or association of which at least seventy-five percent (75%) of its assets are devoted to the business of agriculture and at least seventy-five percent (75%) of each class of stock of the corporation or the interests of the association is continuously owned by members of the same family. The business of agriculture shall also include the leasing to members of the same family or the leasing to a corporation or association owned by members of the same family of property which is directly and principally used for agricultural purposes.

Members of the same family shall mean any individual, such individual's brothers and sisters, the brothers and sisters of such individual's parents and grandparents, the

ancestors and lineal descendants of any of the foregoing, a spouse of any of the foregoing and the estate of the foregoing. This shall include individuals related by half-blood or legal adoption.

(ii) Normal Agricultural Operation: The activities that farmers adopt, use or engage in the production and preparation for market or use of agricultural, agronomic, horticultural, silvicultural and aquacultural crops and commodities and is:

- (1) Not less than ten (10) contiguous acres in area; or
- (2) Less than ten (10) contiguous acres in area, but has an anticipated yearly gross income of at least \$10,000.00.

2. Except as otherwise provided herein, none of the other provisions of Ordinance No. 2 of 2014 shall be affected by this Ordinance and the same shall remain in full force and effect.

3. This Ordinance shall become effective ten (10) days after adoption by the Board of Supervisors.

AND NOW, this Ordinance is adopted the 7th day of March, 2016.

ATTEST:

Lisa Schell

MAIN TOWNSHIP SUPERVISORS:

Robert L. Frey
ROBERT FREY, SUPERVISOR

Thomas Shuman
THOMAS SHUMAN, SUPERVISOR

Richard Shuman
RICHARD SHUMAN, SUPERVISOR