

ORDINANCE NO. 572**NORTHAMPTON TOWNSHIP
BUCKS COUNTY, PENNSYLVANIA**

AN ORDINANCE AMENDING THE CODE OF NORTHAMPTON TOWNSHIP, SPECIFICALLY CHAPTER 2, ANIMALS, CHAPTER 6, CONDUCT, CHAPTER 10, HEALTH AND SAFETY, CHAPTER 13, LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS, CHAPTER 15, MOTOR VEHICLES AND TRAFFIC, CHAPTER 16, PARKS AND RECREATION, AND CHAPTER 21, STREETS AND SIDEWALKS, FOR THE PURPOSE OF ADDING, DELETING, AND AMENDING SECTIONS RELATED TO SOLICITING AND VIOLATIONS AND PENALTIES

NOW, THEREFORE, BE IT ENACTED and **ORDAINED** by the Board of Supervisors of Northampton Township as follows:

SECTION 1. CHAPTER 2, ANIMALS, Part 2, Other Animals, is hereby amended to delete **Section §2-205., Violations and Penalties.**, which is rewritten as follows:

§2-205. Violations and Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.
2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

SECTION 2. CHAPTER 6, CONDUCT, Part 1, D. Enforcement, is hereby amended to delete **Section §6-142., Violations and Penalties.**, which is rewritten as follows:

§6-142. Violations and Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.
2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

SECTION 3. CHAPTER 10, HEALTH AND SAFETY, Part 2, Air Pollution Control, is hereby amended to delete **Section §10-206., Penalties.**, which is rewritten as follows:

§10-206. Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.

2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.
3. The Board may institute an action in equity for an injunction to restrain any violation of this Part.

SECTION 4. CHAPTER 13, LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS, Part 1, Alarm System Registration, is hereby amended to delete Section §13-105., Violations and Penalties., which is rewritten as follows:

§13-105. Violations and Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.
2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

SECTION 5. CHAPTER 13, LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS, Part 3, Peddling and Soliciting, is hereby amended to delete Section §13-313., Violations and Penalties., which is rewritten as follows:

§13-313. Violations and Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.
2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

SECTION 6. CHAPTER 15, MOTOR VEHICLES AND TRAFFIC, Part 4, General Parking Regulations, is hereby amended to delete Section §15-412., Penalties., which is rewritten as follows:

§15-412. Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.

2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

SECTION 7. CHAPTER 16, PARKS AND RECREATION, Part 1, Rules for Parks, Recreation Areas, Open Space Areas and Public Property, is hereby amended to delete **Section §16-106., Violations and Penalties.**, which is rewritten as follows:

§16-106. Violations and Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.
2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

SECTION 8. CHAPTER 21, STREETS AND SIDEWALKS, Part 1, Openings and Excavations, is hereby amended to delete **Section §21-119., Violations and Penalties.,** which is rewritten as follows:

§21-119. Violations and Penalties.

1. In the event of a violation of this Part, any police officer of the Township of Northampton may present to the owner, tenant or occupant a notice indicating the nature of the offense and bearing the statement that no prosecution shall be instituted for 48 hours hereafter if, during said 48-hour period, the offender shall voluntarily appear at the office of the Police Department of the Township of Northampton, 50 Township Road, Richboro, Pennsylvania 18954, and voluntarily enter a plea of guilty and pay a penalty of \$25 for the first offense, \$50 for the second offense, and \$75 for the third offense to the Township. In the event such persons fail to comply with such notice, the offense will thereafter be prosecuted and the penalty collected in a manner prescribed by existing laws.
2. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

SECTION 9. SEVERABILITY.

In the event that any section, sentence, clause, phrase or word of this ordinance shall be declared illegal, invalid or unconstitutional by any Court of competent jurisdiction, such declaration shall not prevent or otherwise foreclose enforcement of any of the remaining portions of this ordinance.

SECTION 10. REPEALER.

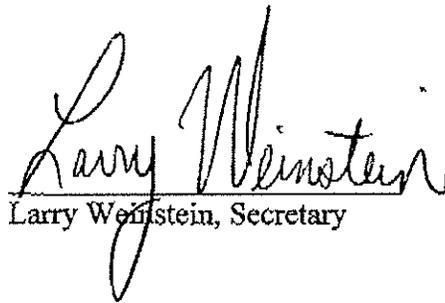
All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

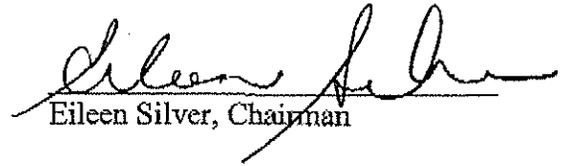
ORDAINED and **ENACTED** by the Board of Supervisors of Northampton Township

this 17th day of September, 2014.

BOARD OF SUPERVISORS
NORTHAMPTON TOWNSHIP

ATTEST:


Larry Weinstein, Secretary


Eileen Silver, Chairman