

Township of Jackson
Cambria County
Pennsylvania

Ordinance # 12

AN ORDINANCE REGULATING AND REQUIRING THE LICENSING OF JUNK DEALERS AND
JUNK YARDS IN THE TOWNSHIP OF JACKSON, CAMBRIA COUNTY, PENNSYLVANIA, AND
PRESCRIBING PENALTIES FOR VIOLATION.

The Township of Jackson hereby ordains as follows:

SECTION 1. Definitions:

- a) The word "junk", as used in this ordinance, shall mean any discarded material or article such as is not ordinarily disposed of as rubbish or refuse, and shall include, but not be limited to, scrap metal and scrapped motor vehicles, and shall not include any garbage or other organic waste, or any paper, rubbish, rags or other flammable article or material.
- b) The term "junk yard", as used herein, is defined to include any space or area, whether fenced or not, with or without roof, used for the purpose or purposes of dismantling, depositing or storing worn-out, discarded, abandoned, junked or wrecked motor vehicles, machinery, scrap metal, furniture or household goods.
- c) The term "junk dealer", as used in this ordinance, shall mean any person, as hereinafter defined, who shall engage in the business of selling, buying and dealing in junk.
- d) The word, "person", as used in this ordinance, shall mean any natural person, partnership, firm or corporation.
- e) In this ordinance, the singular shall include the plural and the masculine shall include the feminine and the neuter.

SECTION 2.

No person shall engage in business as a junk dealer or operate a junk yard in the Township of Jackson, Cambria County, Pennsylvania, without first having obtained a license therefor from the Supervisors of Jackson Township, for which license the fee shall be Two Hundred (\$200.00) Dollars for each and every calendar year, such fee to be for the use of the Township. Such license shall be renewed annually on or before the first day of January of each year. Provided: in any case where a junk dealer's business or junk yard shall be established in the Township on or after the first day of July in any year, the license fee payable by such junk dealer or operator of a junk yard for the remainder of such year shall be one-half the yearly rate.

SECTION 3.

The license provided for in the second section of this ordinance shall be issued by the Supervisors after application shall have been made therefor by the person desiring to be licensed. Such license shall state the name of the person to whom such license is issued and the premises from which such business is to be conducted. Such license shall be posted conspicuously upon the premises located thereunder.

SECTION 4.

No person licensed under this ordinance shall, by virtue of one license, keep more than one place of business within the Township of Jackson, nor shall any such person engage in business as a junk dealer or operate a junk yard in any place other than the place designated upon his license.

SECTION 5.

No license issued under this ordinance shall be transferable from one person to another except when the ownership of the premises shall change. In any such case the new owner shall apply for a transfer of such license to him and shall pay a transfer fee of Ten (\$10.00) Dollars.

SECTION 6.

Every junk dealer or operator of a junk yard licensed under this ordinance shall constantly maintain the licensed premises in the manner prescribed by this section as follows:

- a) Such premises shall, at all times, be maintained so as not to constitute a nuisance or a menace to the health of the community or of residents nearby or a place for the breeding of rodents and vermin.
- b) No garbage or other organic waste, and no paper, rubbish, rags or other flammable articles or materials shall be stored in such premises.
- c) Whenever any motor vehicle shall be received in such premises as junk, all gasoline shall be drained and removed therefrom.
- d) The manner of storage and arrangement of junk, and the drainage facilities of the premises shall be such as to prevent the accumulation of stagnant water upon the premises, and to facilitate access for fire-fighting purposes.
- e) All junk yards shall be erected and established at a distance of not less than one hundred (100) feet from any township or state highway, and shall be not less than ten (10) feet from the boundary lines of the parcel of real estate upon which such yards are located, and shall be operated in such a manner so as not to create any hazards dangers to the abutting owners or to the traveling public using the township roads or state highways. Provided, however, that junk yards existing on the effective date of this ordinance which do not meet the requirements of the distances specified in this section shall be exempt from the said distance requirements hereof.
- f) A solid fence or wall shall be erected at the front of all junk yards and said fence or wall shall be erected at a height of not less than eight (8) feet.

- g) All dismantling of motor vehicles or scrap metal shall be done in such a manner so as to eliminate or minimize as much as possible all dust, noxious fumes or noises which might in any manner disturb the peace and quiet of neighboring citizens and residents, and any burning shall be done as nearly as possible in the center of the premises.
- h) No non-titled motor vehicles shall be piled one upon the other.

SECTION 7.

Any person who shall violate any of the provisions of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than One Hundred (\$100.00) Dollars and costs of prosecution, and in default thereof, to undergo imprisonment in the County Jail for a period not in excess of thirty (30) days. Provided: each day's violation of any of the provisions of this ordinance shall constitute a separate offense.

ORDAINED AND ENACTED, this 20th day of August, 1964.

Township of Jackson

By: Harry A. Leidy
Chairman of Board of Supervisor

Wayne Horner
Supervisor

Dwight Bowman
Supervisor

Attest: Gail Howie
Secretary