

**ORDINANCE NO. 2009-576**

**AN ORDINANCE OF THE BOROUGH OF LEHIGHTON,  
CARBON COUNTY, PENNSYLVANIA, PROHIBITING POSTING OF SIGNS,  
BANNERS AND OTHER SUCH MATERIALS ON UTILITY POLES, LIGHT  
POSTS AND SIGN POSTS WITHIN THE BOROUGH OF LEHIGHTON**

**WHEREAS** the Borough Council of the Borough of Lehighton recognizes that posting of signs, banners, etc. on utility poles, light posts and sign posts within the Borough serve as distractions to the motoring public; and

**WHEREAS** Section 1006(3) of the Commonwealth of Pennsylvania Borough Code (Act of 1965, P.L. 1656, No. 581 as amended) authorizes Borough Council to enact, revise, repeal, and amend such bylaws, rules, regulations, ordinances, and resolutions, not inconsistent with the laws of the Commonwealth, as it shall deem beneficial to the borough and to provide for the enforcement of the same; and,

**WHEREAS** Borough Council desires to take action to prohibit the posting of signs, banners, etc. on utility poles, light posts and sign posts within the Borough of Lehighton.

**NOW THEREFORE BE IT, AND IT IS HEREBY, ORDAINED AS FOLLOWS:**

**Section 1 - Definition** As used in this Ordinance, the term "person" shall include any individual, corporation, partnership, association, firm, or other legal entity. The singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and neuter.

**Section 2 -** As of the effective date of this Ordinance, it shall be unlawful for any person to post or hang upon any utility pole, light post, sign or sign post owned by the Borough or any other public utility or entity, any sign, banner, poster, etc. regardless of the method of attachment.

**Section 3 -** Any person who shall violate the provisions of this Ordinance shall, upon conviction, be sentenced to pay a fine of Twenty-five (\$25.00) dollars. Each violation on each pole or post shall be considered a separate offense. Further, each day that a violation of this Ordinance continues shall constitute a separate offense.

**Section 4 -** Nothing within this Ordinance shall prohibit the posting, on parking meter posts, utility poles, light posts, or sign posts any official parking restrictions by the Borough of Lehighton Police Department, any Department authorized to post such restrictions by the Police Department, or any Funeral Directors authorized by the Police Department to post such restrictions. In

posting these temporary parking restrictions, each sign shall be affixed either with tape, or tied to the appropriate post. Further, nothing in this Ordinance shall prohibit the posting of any official traffic control device or sign, or any seasonal banner erected by the Borough of Lehighton, upon any of the aforestated poles or posts.

**Effective Date** - This Ordinance shall be effective five (5) days after enactment by Borough Council.

**ENACTED AND ORDAINED** into an Ordinance this 22<sup>nd</sup> day of June, 2009, by the Borough Council of the Borough of

Lehighton, Carbon County, Pennsylvania in lawful session duly assembled.

BOROUGH OF LEHIGHTON

BY: Grant R Hunsicker  
GRANT HUNSICKER, President

ATTEST:

Brenda L Koons  
Secretary

Examined and approved this 22<sup>nd</sup> day of June, 2009.

Donald L. Rehrig  
THE HON. DONALD REHRIG, Mayor