

RESOLUTION 2001 - 09

A RESOLUTION OF THE TOWNSHIP OF MOUNT JOY, ADAMS COUNTY, PENNSYLVANIA, ESTABLISHING THE FORM OF NOTICE TO BE GIVEN TO ABUTTING PROPERTY OWNERS WHEN TREES WITH TRUNK DIAMETERS IN EXCESS OF SIX INCHES ARE TO BE REMOVED FROM ROAD RIGHTS OF WAY.

BE IT RESOLVED, by the Board of Supervisors of the Township of Mount Joy, Adams County, Pennsylvania, that the following form of notice be, and hereby is, adopted as the notice to be provided to abutting property owners when trees with trunk diameters in excess of six inches are to be removed from road rights of way. The Secretary and/or the Road Superintendent are authorized to modify the form of notice where such notice is not appropriate to the circumstances of any particular case.

[TOWNSHIP LETTERHEAD]

[DATE]

[name or names of abutting property owners]

[number and street]

[mailing city, state and zip code]

In re: removal of trees from road right of way

Dear [name or names of abutting property owners]:

It has been determined by Mount Joy Township that certain trees which have a trunk diameter of 6" or more are within the road right of way of [name of street or road]. It has also been determined that removal of such trees is appropriate to prevent a hazardous or dangerous condition, or to facilitate the maintenance of the street or road.

This notice is given to you to inform you that removal of the trees is expected to occur on or about [insert date on or after which, but not before, removal shall occur]. Pursuant to the Second Class Township Code of the Commonwealth of Pennsylvania, Mount Joy Township is obligated to leave the cuttings of the trees with you. Unless you choose not to retain this wood, it will be deposited on your property outside of the road right of way.

Some people do not have a use for such cuttings, and the Township is willing to remove the wood for you. If you do not want to keep the cuttings, please contact the Township Office at least two days before the time scheduled for the removal of the trees to let the staff know that you want the cuttings removed. You may make your request known to the Township by calling the phone number, or writing to the address, printed at the top of this notice.

If you have any other questions about the tree removal, please contact the Township. Office hours are [insert prevailing office hours and days of operation].

Yours truly,

[signature]

[Road Superintendent or Secretary]

cc: township file

Such notice shall be given to the legal title owners of the property listed as owners of the abutting property in the Adams County Tax Mapping Department and Office of the Chief Assessor of the County of Adams, Pennsylvania. The address to which such notice shall be sent is the address of the property, and the address of the legal title owner if different from the property address as revealed in records of the said Chief Assessor.

Nothing in this Resolution shall be deemed to require a written notice to abutting property owners when trees smaller than six inches in diameter, brush, bushes, shrubs, and/or refuse are to be removed from a road right of way.

ADOPTED THIS 20th day of December, 2001.

TOWNSHIP OF MOUNT JOY

Attest:

Its

Its Secretary