

AN ORDINANCE OF MORRIS TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA TO PREVENT THE POLLUTION OF AIR, WATER AND LAND AND TO PROTECT THE HEALTH AND SAFETY OF CITIZENS OF MORRIS TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA BY PROHIBITING THE MOVING OF VEHICLES LOADED WITH ANY SUBSTANCE WHICH MAY BECOME AIRBORNE OR WATERBORNE, IN ANY FORM, UPON EXPOSURE TO AIR CURRENTS OR PRECIPITATION UNLESS SUCH LOAD IS COVERED IN SUCH MANNER AS TO PROTECT IT FROM AIR CURRENTS AND PRECIPITATION AS WELL AS PROHIBITING LITTERING UPON PROPERTIES WITHIN MORRIS TOWNSHIP AND PROVIDING FOR THE ENFORCEMENT THEREOF AND PRESCRIBING PENALTIES FOR VIOLATION.

WHEREAS, the Township of Morris, as a Township of the second class, is governed by the Second Class Township Code of the Commonwealth of Pennsylvania, Act of May 1, 1933, P.L. 103, as amended, 53 P.S. S 65101 et seq.; and ,

WHEREAS, pursuant to the provisions of said Code as amended the Township has the following powers and duties among others:

(a). "To make such regulations, by ordinance, not inconsistent with state laws and regulations, as may be necessary for the promotion of the health, cleanliness, comfort and safety of the citizens of the Township." 53 P.S. S 65729.

(b). To be concerned with and involved in the supply of water for public and private uses in the Township as provided for in 53 P.S. S 65731.

(c). "To take all needful means for securing the safety of persons or property within the Township" 53 P.S. S 65747.

(d). "To make and adopt all such ordinances, bylaws, rules and regulations not inconsistent with or restrained by the Constitution and laws of this Commonwealth as may be deemed expedient or necessary for the proper management, care and control of the Township and its finances and the maintenance of peace, good government and welfare of the Township and its trade, commerce and manufacturers" 53 P.S. S 65762.

and,

WHEREAS, Article I, Section 27, of the Constitution of the Commonwealth of Pennsylvania provides in part: "The people have a

right to clean air, pure water and to the preservation to the natural, scenic, historic and esthetic values of the environment."; and,

WHEREAS, the Township of Morris wishes to promote and protect life's quality for all its inhabitants as to esthetic and environmental well being which are important aspects of the quality of life; and,

WHEREAS, the Township of Morris desires to exercise all its powers to the maximum extent legally available in the promotion of the health, cleanliness, comfort, safety and welfare of the citizens of the Township; and,

WHEREAS, the Township of Morris without in any way abridging or altering rights or causes of action or remedies now or hereinafter existing in equity or under the common law or statutory law to the Township has determined to exercise all of its statutory and common law powers for the protection of the public health, safety, economy and welfare of the citizens, residents and such other persons as may travel through the Township of Morris as well as the property, both real and personal, as well as any of the livestock, wildlife and household pets of the Township, it is advisable to adopt this ordinance.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, AND IT IS HEREBY ORDAINED AND ENACTED BY THE BOARD OF SUPERVISORS OF MORRIS TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA, AS FOLLOWS:

SECTION I

DECLARATION OF PURPOSE

Section 1.01. It is declared that the enactment of this Ordinance is necessary for the prevention of pollution of air and water and the safety, protection, benefit and preservation of the health, safety and welfare of the inhabitants, residents and traveling public of the Township of Morris and property therein.

