

BOROUGH OF CHURCHILL

ORDINANCE NO. 604

AN ORDINANCE OF THE BOROUGH OF CHURCHILL  
REGULATING THE PLACEMENT AND INSTALLATION  
OF OUTDOOR PARABOLIC DISH DEVICES, RE-  
QUIRING VISUAL BUFFERS FOR THE SAME,  
ESTABLISHING PROCEDURES TO BE FOLLOWED,  
INCLUDING NOTICE TO ADJACENT PROPERTY  
OWNERS AND IMPOSING PENALTIES FOR VIO-  
LATIONS AND FAILURE TO COMPLY WITH SAID  
PROCEDURES.

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BE IT ORDAINED AND ENACTED by the Borough of Churchill,  
County of Allegheny and Commonwealth of Pennsylvania, in Council  
assembled and it is hereby so ordained and enacted by the author-  
ity of same:

SECTION I.

(1) No parabolic dish, or other device, the purpose of  
which is to receive television or microwave signals, shall be  
installed in the front yard of any parcel of realty. Moreover,  
all such parabolic dish or other device installations must be  
in compliance with side and rear setback provisions of the  
Zoning Ordinance of the Borough of Churchill.

(2) No parabolic dish, or other device, may be located  
in such place, location or manner so as to disturb the character  
of surrounding properties, nor the health, safety and welfare of  
the citizens of the Borough of Churchill. Therefore, any pro-  
perty owner or other party placing or desiring to place, erect  
or locate such a parabolic dish or other device which does so  
affect other properties or citizens, must provide adequate  
visual screening or buffer of said receiving device. Visual  
screening shall be accomplished by one or more of the following  
actions:

a.) the placing of fencing provided that no fencing shall exceed six (6) feet in height;

b.) the placing of evergreen or other plantings around and about the installation so as to form a visual buffer to adjoining properties;

c.) construction of earth mounding with plant materials and/or evergreen plantings.

(3) Should a zoning variance be required for installation of such a device, the Borough, in addition to all other notices required under other ordinances or statutes, shall give written notice to all abutting owners of the date, time and place of the Zoning Hearing Board meeting and the nature of the variance being sought.

#### SECTION II.

(1) All persons, firms and corporations shall obtain the necessary building permit prior to the commencement of any work in connection with the erection, installation and maintenance of any parabolic dish and other devices.

(2) No permit for the erection, installation and maintenance of any parabolic dish or other device shall be issued until an application has been made conforming with the conditions established by this Ordinance and approved by the Borough Manager.

(3) The Borough Manager after receipt of the applicant's application shall review the same and not later than fifteen (15) days after receipt thereof issue the requested permit or refuse to issue the same for nonconformance with this Ordinance.

(4) Any applicant or resident of the Borough aggrieved by the decision of the Borough Manager may appeal the same to

the Zoning Hearing Board of the Borough of Churchill within a period of thirty (30) days from the date of the Borough Manager's decision.

SECTION III.

(1) Violators of any provision of this Ordinance shall upon conviction thereof in a summary proceeding before a Magistrate or before a Court of Law be sentenced to pay a fine of not more than five hundred (\$500.00) dollars.

(2) In addition to the aforesaid remedy, the Borough of Churchill may institute any appropriate action or proceeding to prevent, restrain, correct or abate such construction or installation of any antenna device which is in violation of the provisions of this Ordinance.

SECTION IV.

The provisions of this Ordinance are severable. If any part of this Ordinance is declared to be unconstitutional, illegal or invalid, the validity of the remaining provisions shall be unaffected thereby. It is the intention of the Council of the Borough of Churchill that this Ordinance would have been adopted had such unconstitutional, illegal or invalid part not been included therein.

ORDAINED AND ENACTED this 12th day of November, 1985.

ATTEST:

THE BOROUGH OF CHURCHILL

  
Secretary

By   
President of Council

EXAMINED AND APPROVED this 12th day of November, 1985.

  
Mayor