

**Chapter 95**  
**FENCES, BARBED WIRE**

**§ 95-1. Use of barbed-wire fencing unlawful.**

**§ 95-2. Violations and penalties.**

**[HISTORY: Adopted by the Council of the Borough of Berwick 1-12-1970 as Ch. 6 of the 1970 Code. Amendments noted where applicable.]**

**GENERAL REFERENCES**

**Building construction and fire prevention — See Ch. 70.**

**Zoning — See Ch. 165.**

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**§ 95-1. Use of barbed-wire fencing unlawful.**

From and after the enactment of this chapter, the use of barbed wire for fencing purposes below a height of seven feet, within 100 feet of a building used for dwelling, commercial or industrial purposes or immediately adjacent to a sidewalk or footpath used by pedestrians in the borough limits of the Borough of Berwick, is hereby prohibited, and all such fences of barbed wire heretofore erected in the borough limits of the Borough of Berwick are declared to be public nuisances and shall be subject to abatement as now provided by law.

**§ 95-2. Violations and penalties.<sup>1</sup>**

Failure of any owner, lessee or occupier of premises fenced with barbed wire as aforesaid who is responsible for the maintenance of such fence, to remove same within 10 days after written notice to do so, shall be deemed a violation of this chapter, and at the option of the borough, such person shall, upon conviction of the same before any District Justice, forfeit and pay to the use of said borough a sum of not more than \$300 for every 24 hours he shall neglect or refuse to abate said nuisance, to be collected as penalties of like amount are collectible.

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<sup>1</sup> Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

