

**TOWNSHIP OF SPRING
BERKS COUNTY, PENNSYLVANIA**

RESOLUTION NO. 2010-09

**A RESOLUTION ESTABLISHING THE POLICY OF THE TOWNSHIP OF
SPRING BOARD OF SUPERVISORS RELATING TO CLAIMS FOR MAILBOX
DAMAGE OCCURING WITHIN THE TOWNSHIP OF SPRING STREET
RIGHTS-OF-WAY.**

WHEREAS, The Township of Spring has received claims from property owners relating to damage to mailboxes and other property, including fences, shrubbery, and trees, situated within the legal rights-of-way of the Township of Spring streets, and alleged to have been caused by snow plowing activities conducted by the Township of Spring Public Works Department; and

WHEREAS, mailboxes and other property, including fences, shrubbery, and trees, situated within the legal rights-of-way of the Township of Spring streets, constitute encroachments on said rights-of-way; and

WHEREAS, the Director of the Township of Spring Public Works Department has identified the need for a policy decision by the Township of Spring Board of Supervisors relating to claims for property damage occurring within the Township of Spring street rights-of-way as a result of snow plowing activities, and has recommended a policy to the Board of Supervisors; and

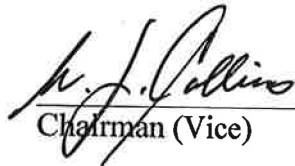
WHEREAS, the Township of Spring Board of Supervisors desires to adopt said policy.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED BY the Board of Supervisors of the Township of Spring, County of Berks, and Commonwealth of Pennsylvania, as follows:

That the cost and expense of damage to mailboxes and other property, including but not limited to fences, shrubbery, and trees, situated within the legal rights of way of the Township of Spring streets, caused by the windrow of snow from snow plowing activities conducted by the Township of Spring Public Works Department, shall not be reimbursed by the Township of Spring, but shall remain the responsibility of the owners of such property.

ADOPTED AND APPROVED, this 25th day of January, 2010, at a regular public meeting.

TOWNSHIP OF SPRING
BOARD OF SUPERVISORS


Chairman (Vice)

ATTEST

Secretary

