

CHAPTER 15

MOTOR VEHICLES AND TRAFFIC

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Part 1  
General Regulations

§101. Definitions and Interpretation.

1. Words and phrases, when used in this Chapter, except for Sections or Parts to which different or additional definitions apply, shall have the meanings ascribed to them in The Vehicle Code (the Act of June 17, 1976, P.L. 162 No. 81), as amended, except that, in this Chapter, the word "street" may be used interchangeably with the word "highway", and shall have the same meaning as the word "highway" as defined in the Vehicle Code.

2. The term "legal holidays" as used in this Chapter shall mean and include: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

3. In this Chapter, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

(Ord. 288, 8/8/1994)

§102. Manner of Adopting Permanent Traffic and Parking Regulations.

All traffic and parking regulations of a permanent nature shall be enacted as ordinances, as parts of ordinances, as amendments to ordinances, or as amendments to this Chapter, except where the law specifically authorizes less formal action. (Ord. 288, 8/8/1994)

§103. Provisions to be Continuation of Existing Regulations. The provisions of this Chapter, so far as they are the same as those of ordinances and regulations in force immediately before the enactment of this Chapter, are intended as a continuation of those earlier ordinances and regulations, and not as new enactments. Nothing in this Chapter shall affect any act done or liability incurred, or any suit or prosecution pending or to be instituted under any of those repealed or superseded ordinances or regulations. (Ord. 288, 8/8/1994)

§104. Temporary and Emergency Regulations.

1. The Police Chief shall have the following powers to regulate traffic and parking temporarily and in time of emergency:

A. in the case of fire, flood, storm or other emergency, to establish temporary traffic and/or parking regulations; and

B. in the case of emergency or to facilitate public works, or in the conduct of parades, processions or public events, to restrict or prohibit traffic and/or parking in limited areas for periods of not more than seventy-two (72) hours.

2. Such temporary and emergency regulations shall be enforced by the Police Department in the same manner as permanent regulations. Any person who shall operate or park a vehicle or tractor in violation of any such regulations, or who shall move, remove, destroy, injure or deface any sign or marking erected, posted or made to give notice of any such regulation, shall, upon conviction thereof, be subject to the penalty set forth in the law or elsewhere in this Chapter for a violation of such nature, and, in

case of a violation for which no specific penalty is set forth in the law or elsewhere in this Chapter, to a fine of not more than twenty-five dollars (\$25.00) together with costs of prosecution.

(Ord. 288, 8/8/1994)

§105. Experimental Regulations. The Borough Council may, from time to time by resolution, designate places upon and along the highways in the Borough where, for a period of not more than ninety (90) days, specific traffic and/or parking regulations, prohibitions and restrictions shall be in force and effect, and shall designate such locations by proper signs and markings. Such regulations, prohibitions and restrictions shall be effective as if they had been specified in this Chapter. No person shall operate or park a vehicle or tractor in violation of any such regulation, prohibition or restriction, and no person shall move, remove, destroy or deface any sign or marking erected, posted or made by authority of this Section. Any person who shall violate any provision of this Section shall, upon conviction thereof, be subject to the penalty set forth in the law or elsewhere in this Chapter for a violation of such nature, and in case of a violation for which no specific penalty is set forth in the law or elsewhere in this Chapter, to a fine of not more than twenty-five dollars (\$25.00) together with costs of prosecution; provided, the purpose of this Section is to allow for the test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the Borough relative to traffic and parking. (Ord. 288, 8/8/1994)

§106. Traffic on Streets Closed or Restricted for Construction, Maintenance or Special Events.

1. The Borough Council shall have authority to close any street or specific part of a street to vehicular traffic and to place barriers or station police officers at each end of the closed portion, while construction or maintenance work is under way or a special event is being conducted on the closed portion. It shall be unlawful for any person to drive a vehicle upon any such closed portion.

2. The Borough Council shall have authority to establish a restricted traffic area upon any street where construction or maintenance work is under way and to station flagmen at each end of the restricted portion. It shall be unlawful for any person to drive a vehicle upon any such restricted traffic area at any time when the flagman is displaying a sign directing that vehicle to stop, or is signaling that vehicle, by a flag or other device, not to proceed.

3. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§107. Use of Streets by Processions and Assemblages.

1. For the purpose of this Section, the words "assemblage" and "procession" shall have the following meanings:

ASSEMBLAGE - a gathering of people without vehicles, which interferes with the movement of pedestrian or vehicular traffic on any street;

PROCESSION - a group of individuals, vehicles, animals and/or objects moving along a street in a way that interferes with the normal movement of traffic. A procession shall not include a funeral caravan or military convoy.

2. It shall be unlawful for any person to hold or participate in any assemblage unless the person organizing or conducting the assemblage first obtains a permit from the Police Chief, which shall be issued without fee. Application for the permit shall be made at least one week in advance of the day on which the assemblage is proposed to be held, but in any case where a state-designated highway is proposed to be used, application shall be made at least three (3) weeks in advance of the proposed date. The permit shall State the place where and the date when the assemblage is to be held, the hour when the assemblage may convene and the hour by which it shall have been completely dispersed. It shall be unlawful for any person to hold or to participate in any assemblage unless the permit has been granted, or at any time or place other than that authorized by the permit.

3. It shall be unlawful for any person to hold or participate in any procession unless the person organizing or conducting the procession first obtains a permit from the Police Chief, which shall be issued without fee. Application for the permit shall be made at least two (2) weeks in advance of the day when the procession is proposed to be held, but in any case where a state-designated highway is proposed to be used, application shall be made at least three (3) weeks in advance of the proposed date. The permit shall specify the date on which the procession is to be held, the route to be followed by the procession, the hour when and place where participants may commence to assemble and form before the procession is under way, the time when the procession may commence to move along its route, and the time by which the end of the procession shall have reached the end of the route of the procession and the procession shall have been disbanded. It shall be unlawful for any person to hold or to participate in any procession unless the permit shall have been granted, or under any conditions as to time or route or otherwise than those stated in the permit.

4. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§108. Authority of Police Officers. The police officers of the Borough are hereby authorized to direct traffic on the highways of the Borough and at intersections thereof and to otherwise enforce the provisions of this Chapter. (Ord. 288, 8/8/1994)

§109. Authorization for Use of Speed Timing Devices. The Borough Police Department is hereby authorized to use all speed timing devices for the determination of speed of a motor vehicle as are approved or will be approved by the Department of Transportation of the Commonwealth of Pennsylvania, in accordance with Title 75, Pa. C.S.A. §3368.

This Section authorizes the use of said devices upon all highways within the Borough, be they Borough, County or State highways, and does also

hereby elect to exercise all powers granted to "local authorities" under the Vehicle Code of the Commonwealth of Pennsylvania, 75 Pa. C.S.A. §6101 et seq. (1977) as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania. (Ord. 288, 8/8/1994)



Part 2  
Traffic Regulations

§201. Maximum Speed Limits Established on Certain Streets.

1. Maximum speed limits are established on portions of specified streets, as follows, and it shall be unlawful for any person to drive a vehicle, on any part of a street where a maximum speed limit applies, at a higher speed than the maximum prescribed for that part of the street:

<u>Street</u>	<u>Between</u>	<u>Maximum Speed Limit</u>
Main Street	East Borough line and Collier Street (traveling west)	35 mph
Main Street	Vine Street and East Borough line (traveling east)	35 mph
Main Street	Chestnut Street and West Borough line (traveling west)	35 mph
Main Street	West Borough line and Callowhill Street (traveling east)	35 mph
Market Street	North Borough line and Snyder Avenue (traveling south)	35 mph
Market Street	Main Street and South Borough line (traveling south)	35 mph
Market Street	South Borough line and North Borough line (traveling north)	35 mph
North Church Street	Entire length	35 mph
All other streets	Entire lengths	25 mph

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00). Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) per mile for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 288, 8/8/1994)

§202. Maximum Speed Limits Established on Certain Bridges and Elevated Structures.

1. Maximum speed limits are established, as follows, on certain bridges and elevated structures, and it shall be unlawful for any person to drive a vehicle on any such bridge or elevated structure, at a higher speed than the maximum prescribed for that bridge or elevated structure:

<u>Bridge or Elevated Structure</u>	<u>Location</u>	<u>Maximum Speed Limit</u>
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(Reserved)

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00).

Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) per mile for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 288, 8/8/1994)

§203. Maximum Speed Limits Established for Certain Vehicles on Hazardous Grades.

1. The following are declared to be hazardous grades, and, upon any such hazardous grade, no person shall drive a vehicle, having a gross weight in excess of that referred to for that grade, in the direction stated for that grade, at a speed in excess of that established in this Section for that grade, and, if so stated for a particular grade, the driver of every such vehicle shall stop the vehicle before proceeding downhill:

<u>Street</u>	<u>Between</u>	<u>Direction of Travel</u>	<u>Maximum Gross Weight</u>	<u>Maximum Speed Limit</u>
S. Market Street	Borough line & Vineyard Street	North	10,000	25 mph

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00). Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 288, 8/8/1994)

§204. Maximum Speed Limits Established in Parks.

1. A speed limit of fifteen (15) miles per hour is established on all streets and roadways in the public parks maintained and operated by the Borough, except in the following locations, where the lower maximums, as specified, shall apply:

<u>Park</u>	<u>Street</u>	<u>Location</u>	<u>Maximum Speed Limit</u>
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(Reserved)

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00). Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) per mile for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 288, 8/8/1994)

§205. Traffic Signals at certain Locations.

1. At the following locations, traffic signals as indicated below shall be erected (or are ratified if previously erected), and traffic at those locations shall be directed by those signals:

<u>Location</u>	<u>Type of Signal</u>
Main & Market Streets	Traffic Signal

2. Any driver of a vehicle who disobeys the directions of any traffic signal shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§206. Intersections Where Turn Prohibited on Red Signal.

1. The following are established as intersections where drivers of vehicles headed in the direction or directions indicated are prohibited from making a right turn (or a left turn from a one-way street into another one-way street) on a steady red signal:

<u>Intersection</u>	<u>Vehicles Traveling On</u>	<u>Facing</u>
	(Reserved)	

2. Any driver of a vehicle who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§207. One-Way Streets Established.

1. The following are established as one-way streets, and it shall be unlawful for any person to drive a vehicle on any one-way street other than in the direction established for traffic on that street:

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Direction of Travel</u>
Apple Street	Main Street	Broad Street	North
Birch Street	Main Street	Broad Street	North
Callowhill Street	Main Street	Snyder Avenue	North
Cherry Avenue	Main Street	Pine Street	South
Maple Avenue	Market Street	Dietrich Avenue	East
Snyder Avenue	Callowhill Street	Church Street	West
Snyder Alley	North Market Street	Callowhill Street	West
Summer Avenue	Main Street	Broad Street	North

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs

(Ord. 288, 8/8/1994; as amended by Ord. 296, 11/10/1997, §1)

§208. Turning at Certain Intersections Prohibited or Restricted.

1. It shall be unlawful for the driver of any vehicle, of the type indicated, traveling upon the first-named street at any of the following intersections, in the direction or directions indicated in each case, to make a left turn and/or a right turn into the second-named street, as indicated, at any time when such a turn is prohibited by this Section:

<u>Vehicles Travel-</u> <u>ing on</u>	<u>Direction</u> <u>of Travel</u>	<u>Not to Make</u>	<u>Into</u>
Callowhill Street	North	Right Turn	Snyder Alley

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994; as amended by Ord. 296, 11/10/1997, §2)

§209. Right Turns Only Permitted at Certain Intersections.

1. It shall be unlawful for the driver of any vehicle, traveling upon the first-named street at any of the following intersections, in the direction or directions indicated in each case, to make other than a right turn, at any time stated, both left turns and straight-across traffic being prohibited:

<u>Vehicles Traveling</u> <u>On</u>	<u>Direction of</u> <u>Travel</u>	<u>Times</u>	<u>Not to make left</u> <u>turn into or travel</u> <u>straight across</u>

(Reserved)

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§210. U-Turns Prohibited at Certain Locations.

1. It shall be unlawful for the driver of any vehicle, traveling upon any of the following portions of streets, in the direction or directions indicated for that street, to make a U-turn:

<u>Street</u>	<u>Portion</u>	<u>Direction of Travel</u>

(Reserved)

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§211. No Passing Zones Established.

1. All Borough streets are designated no passing zones with the exception of the following:

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Direction of Travel</u>
South Market Street	Callowhill Street	Borough line	South

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§212. Through Highways Established.

1. The following highways are established as through highways, thus authorizing stop or yield signs to be erected facing traffic approaching every intersection with the through highway except for those intersections with traffic signals, or with exceptions or modifications as indicated below. Every driver of a vehicle approaching a stop or yield sign authorized by this Section shall stop the vehicle or yield right-of-way as required by §3323(b) or §3323(c) of the Vehicle Code, as the case may be, and shall not proceed into or across the through highway until he has followed all applicable requirements of that Section of the law:

<u>Highway</u>	<u>Between</u>
Main Street	Entire length
Market Street	Entire length

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§213. Stop Intersections Established.

1. The following intersections (in addition to intersections with the through highways established by §212) are established as stop intersections, and official stop signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street (the intersecting or through street) on the first-named street (the stop street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first named or stop street, in the direction indicated in each case, shall stop the vehicle as required by §3323(b) of the Vehicle Code, and shall not proceed into or

across the second-named or intersecting or through street until he has followed all applicable requirements of that Section of the law.

<u>Stop Street</u>	<u>Intersection or Through Street</u>
Allison Avenue	Maple Avenue
Allison Avenue	Broad Street
Allison Alley	Snyder Alley
Apple Avenue	Broad Street
Apple Avenue	Pine Avenue
Arch Street	Moore Street
Bender Street	Broad Street
Birch Avenue	Spruce Street
Birch Street	Broad Street
Broad Street (4-way)	Moore Street
Broad Street (4-way)	Collier Street
Broad Street	Church Street
Broad Street	Smith Avenue
Buttonwood Street	Broad Street
Buttonwood Street	Snyder Avenue
Buttonwood Street	Spruce Street
Callowhill Street	Broad Street
Callowhill Street	Snyder Alley
Cedar Street	Moore Street
Cherry Avenue	Old railroad bed
Chestnut Avenue	Maple Avenue
Church Street	Spruce Street
Clearfield Street [ <u>Ord.</u> <u>320</u> ]	Moore Street
Commerce Street	Vineyard Street
Diamond Avenue	Birch Street
Diamond Avenue	Laurel Avenue
Diamond Avenue	Church Street
Diamond Avenue	Spruce Street
Dietrich Avenue	Maple Avenue
Dietrich Avenue	Broad Street
Dietrich Avenue	Monroe Street
Franklin Street (3-way)	Broad Street
French Avenue	Callowhill Street
French Avenue	Stroup Avenue
Laurel Avenue	Maple Avenue
Laurel Avenue	Spruce Street

Stop Street

Intersection or Through Street

Lyter Street

Moore Street

Lyter Street

Vine Street

Maple Avenue

Moore Street

Maple Avenue

Summer Avenue

Maple Avenue

Collier Street

Maple Avenue

Callowhill Street

Maple Avenue

Buttonwood Street

Maple Avenue

Church Street

Maple Avenue

Birch Avenue

Maple Avenue

Franklin Street

Maple Avenue

Bender Street

Maple Avenue

Apple Avenue

Maple Avenue

Smith Avenue

Mayfield Street

Vineyard Street

Monroe Street

Moore Street

Monroe Street

Collier Street

Moore Street (approaching  
Clearfield Street in  
southerly direction) [Ord.  
320]

Clearfield Street

North Street

Moore Street

North Street

Collier Street

Park Drive

Cedar Street

Pine Avenue

Bender Street

Pine Avenue

Birch Avenue

Pine Avenue

Laurel Avenue

Pine Avenue

Church Street

Pine Avenue

Buttonwood Street

Pine Avenue

Callowhill Street

Pine Avenue

Vine Street

Pine Avenue

Maple Avenue

Pine Avenue

Moore Street

Pine Avenue

Smith Avenue

Sampson Street

Moore Street

Sampson Street

Collier Street

Snyder Avenue

Smith Avenue

Snyder Avenue

North Market Street

Spruce Street

Bender Street

Spruce Street

Franklin Street

Spruce Street

Callowhill Street

<u>Stop Street</u>	<u>Intersection or Through Street</u>
Stroup Avenue	Vineyard Street
Summer Avenue	Pine Avenue
Vineyard Street	Callowhill Street
Washington Avenue	Spruce Street
Willow Avenue	Moore Street
Winter Avenue	Collier Street

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994; as amended by Ord. 296, 11/10/1997, §2; and by Ord. 320, 4/11/2005)

§214. Yield Intersections Established.

1. The following intersections (in addition to intersections with the through highways established by §212) are established as yield intersections, and official yield signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street (the through street) on the first-named street (the yield street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first-named or yield street, in the direction indicated in each case, shall slow down or stop the vehicle as required by §3323(c) of the Vehicle Code, and then yield the right-of-way as required by that subsection of the Vehicle Code.

<u>Yield Street</u>	<u>Through Street</u>	<u>Direction of Travel</u>
	(Reserved)	

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§215. Operation of Motor Vehicles Restricted on Public Lands.

1. No motor vehicle including a motorcycle, pedalcycle or minibike shall be operated on any property owned by the Borough or any other public agency or instrumentality within the Borough without the permission of the property owner and a permit from the [designated official] of the Borough.

2. Any person who violates an provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§216. Play Highways Established and Authorized.

1. The following areas upon the streets in the Borough are established as play highways:



<u>Street</u>	<u>Between</u>	<u>Days</u>	<u>Hours</u>
(Highways)			

2. The Police Chief is authorized to designate as play highways, whenever he deems that action advisable, and for whatever period of time directed by him, any part of any street in the Borough, where sledding and coasting, shall be permitted. That play highway shall be set apart for the purpose under the direction of the Police Chief.

3. No person shall drive any motor vehicle upon any play highway at any time when that street shall be designated as a play highway, except in case of emergency, with special permission of the Police Chief or of the police officer in charge, who shall first clear that play highway of all persons using it for the purpose for which it was set aside. Any person who violates any provision of this subsection shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§217. Offensive Operation of Vehicle.

1. Any person who operates any vehicle in the Borough, which operation on public or private property is intended:

A. To endanger public health, safety or welfare or recklessly creates a risk thereof.

B. To cause inconvenience, annoyance or alarm, or recklessly creates a risk thereof, shall be guilty of offensive operation of vehicle if such person intentionally:

(1) Causes the tires of the vehicles to spin.

(2) Causes the vehicle to be downshifted while traveling at an excessive speed so as to emit a noise which would not occur if the vehicle had been downshifted at the proper speed.

(3) Causes the vehicle to backfire.

2. It shall be a violation of this Part for any person to encourage, challenge or incite another person to operate a vehicle in a manner prohibited by subsection (1). Every person so encouraged, challenged or incited shall constitute a separate violation of this Section.

3. Any person who violates this Section shall, upon conviction thereof, be sentenced to a fine of not more than six hundred dollars (\$600.00) plus costs and, in default of payment of said fine and costs to a term of imprisonment not to exceed thirty (30) days.

(Ord. 288, 8/8/1994)



Part 3

Restrictions on Size, Weight, Type of Vehicles and Load

§301. Vehicle Weight Limits Established on Certain Streets and Bridges.

1. On the following bridges and streets or parts of streets, by authority granted by §4902(a) of the Vehicle Code, it shall be unlawful for any person or persons to drive any vehicle or combination having a gross weight in excess of the maximum prescribed below for that bridge or street or part of street, as the case may be:

<u>Street or Bridge</u>	<u>Between</u>	<u>Maximum Gross Weight</u>
Broad Street (except for local deliveries)	Entire length	10,000 lbs.
Callowhill Street	Market Street & Vineyard Street	10,000 lbs.
Clearfield Street	Entire length	10,000 lbs.
Diamond Avenue	Church Street & Laurel Street	10,000 lbs.
Mayfield Street	Market Street & Vineyard Street	10,000 lbs.

2. Any person who violates any provision of this Section shall be prosecuted under §4902(a) and 4902(g-1) of the Vehicle Code and, upon conviction, shall be sentenced to pay a fine of one hundred fifty dollars (\$150.00) plus one hundred fifty dollars (\$150.00) for each five hundred (500) pounds, or part thereof, in excess of three thousand (3,000) pounds over the maximum allowable weight, and costs.

(Ord. 288, 8/8/1994; as amended by Ord. 315, 12/9/2002)

§302. Restrictions on Size of Vehicles on Certain Streets and Bridges.

1. On the following bridges and streets or parts of streets, by authority granted by §4902(a) of the Vehicle Code, it shall be unlawful for any person to drive any vehicle or combination in violation of the size restrictions prescribed below for that bridge or street or part of street:

<u>Street or Bridge</u>	<u>Between</u>	<u>Restrictions</u>
		(Reserved)

2. Any person who violates any provision of this Section shall be prosecuted under §4902(a) and §4902(8-1) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of seventy-five dollars (\$75.00) and costs.

(Ord. 288, 8/8/1994)

§303. Restrictions as to Weight and Size of Vehicles on Certain Streets and Bridges.

1. By reason of hazardous traffic conditions and other safety factors, by authority granted by §4902(b) of the Vehicle Code, it shall be unlawful for any person to drive any vehicle or combination in violation of the restriction prescribed below for that bridge or street or part of street.

<u>Street or Bridge</u>	<u>Between</u>	<u>Restrictions</u>
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(Reserved)

2. Any person who violates any provision of this Section shall be prosecuted under §4902(b) and 4902(g-1) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of not less than twenty-five dollars (\$25.00) and not more than one hundred dollars (\$100.00) and costs.

(Ord. 288, 8/8/1994)

§304. Truck Traffic Restricted on Certain Streets.

1. It shall be unlawful for any person to drive a vehicle other than a passenger car on any of the following streets or parts of streets:

<u>Street</u>	<u>Between</u>
All Borough streets	Entire lengths

Provided: nothing in this Section shall prohibit any person from driving an emergency vehicle on any of those streets or parts of streets, or from driving on any of those streets or parts of streets a truck or other commercial vehicle making local deliveries to or pickups from premises located along that street or part of a street.

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

Part 4  
Parking Regulations

A. General.

§401. Vehicles to be Parked Within Marked Spaces. Wherever a space is marked off on any street for the parking of an individual vehicle, every vehicle parked there shall be parked wholly within the lines bounding that space, and it shall be a violation of this Part for any person to park a vehicle or allow it to remain parked otherwise. (Ord. 288, 8/8/1994)

§402. Parking Prohibited at All Times in Certain Locations. Parking shall be prohibited at all times in the following locations:

<u>Street</u>	<u>Side</u>	<u>Between</u>
North Market Street	West	Main Street and Snyder Avenue
South Market Street	Both	Lyter Street and South Borough line
Vine Street	East	Main Street and Lyter Street
West Main Street	North	Area of egress to Reliance Hose Company No. 1 and Bender Street
Main Street	North	Distance of 106 feet east of intersection of Church Street and Main Street

(Ord. 288, 8/8/1994; as amended by Ord. 293, 3/11/1996)

§403. Parking Prohibited in Certain Locations Certain Days and Hours. Parking shall be prohibited in the following locations at all times on the days and between the hours indicated in this Section, as follows:

<u>Street</u>	<u>Side</u>	<u>Between</u>
		(Reserved)

(Ord. 288, 8/8/1994)

§404. Parking of Trucks, Buses and Certain Other Vehicles Prohibited in Certain Locations. It shall be unlawful for any person to park, or to allow to remain parked, on any of the following streets or parts of streets, any vehicle other than a passenger car (which shall not include any bus, motor home or passenger car attached to a trailer of any kind):

<u>Street</u>	<u>Between</u>
	(Reserved)

(Ord. 288, 8/8/1994)

§405. Parking Time Limited in Certain Locations Certain Days and Hours. No person shall park a vehicle, or allow it to remain parked, for longer than the time indicated, in any of the following locations at any time on the days and between the hours indicated:

<u>Street</u>	<u>Side</u>	<u>Between</u>	<u>Days</u>	<u>Hours</u>
Broad Street	Both	Collier Street & Dietrich Avenue	Monday through Saturday	10 minute parking between 8:00 a.m. and 6:00 p.m.
Church Street	West	Main Street & Broad Street	Everyday, at all times except Sundays	from 8:00 a.m. to 2:00 p.m.
Within Borough	---	---	Everyday, between 11:00 p.m. and 6:00 a.m.	
East Main Street	Both	Vine Street and Market Street	Everyday, except Sunday,	2 hour parking between 8:00 a.m. and 6:00 p.m.
West Main Street	Both	Chestnut Avenue and Market Street	Everyday, except Sunday,	2 hour parking between 8:00 a.m. and 6:00 p.m.
North Market Street	East	Broad Street and Main Street	Everyday, except Sunday,	2 hour parking between 8:00 a.m. and 6:00 p.m.
South Market Street	Both	325 ft. south of intersection with Market Street	Everyday, except Sunday,	2 hour parking, between 8:00 a.m. and 6:00 p.m.

(Ord. 288, 8/8/1994; as amended by Ord. 322, 2/13/2006)

§406. Special Purpose Parking Zones Established; Parking Otherwise Prohibited. The following are established as special purpose parking zones, and it shall be unlawful for any person to park a vehicle or to allow it to remain parked, in any such zone, except as specifically provided for that zone:

<u>Street</u>	<u>Side</u>	<u>Location</u>	<u>Authorized Purpose or Vehicle</u>
----	----	Where posted	Police vehicles only

(Ord. 288, 8/8/1994)

§407. Standing or Parking on Roadway for Loading or Unloading. It shall be unlawful for any person to stop, stand or park a vehicle (other than a pedalcycle) on the roadway side of any vehicle stopped or parked at the edge or curb of any street, except that standing or parking for the purpose of loading or unloading persons or property shall be permitted on the following named streets on Monday through Saturday, between the hours of 9:00 a.m. and

11:30 a.m. and between the hours of 1:30 p.m. and 4:00 p.m., and for no longer than necessary for the loading or unloading.

<u>Street</u>	<u>Side</u>	<u>Between</u>
		(Reserved)

(Ord. 288, 8/8/1994)

§408. Parking Prohibited in Specific Places. Except when necessary to avoid conflict with other traffic or to protect the safety of any person or vehicle or in compliance with law or the directions of a police officer or official traffic control device, no person shall park a vehicle:

- A. On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- B. On a sidewalk.
- C. Within an intersection.
- D. On a crosswalk.
- E. Alongside or opposite any street excavation or obstruction, when parking would obstruct traffic.
- F. At any place where official signs prohibit parking.
- G. In front of a public or private driveway or garage.
- H. Within fifteen (15) feet of a fire hydrant.
- I. Within twenty (20) feet of a crosswalk at an intersection.
- J. Within thirty (30) feet upon the approach to any flashing signal, stop sign, yield sign or traffic control signal located at the site of a roadway.
- K. Within twenty (20) feet of the driveway entrance to any fire station or, when properly posted, on the side of the street opposite the entrance to any fire station within seventy-five (75) feet of the entrance.
- L. Within twenty-five (25) feet of an intersection.
- M. At any place where such parking would obstruct traffic.
- N. At any place designated as a no parking area by markings, paintings (including yellow curb paintings), or other signs, indicating no parking.
- O. Outside the boundaries of marked parking spaces.

(Ord. 288, 8/8/1994)

§409. Additional Parking Regulations.

1. Two-Way Highways. Except as otherwise provided in this Chapter, every vehicle parked upon a two-way highway shall be positioned parallel to and with the right-hand wheels within twelve (12) inches of the right-hand curb, or, in the absence of a curb, as close as practicable to the right edge of the right-hand shoulder.

2. One-Way Highways. Except as otherwise provided in this Chapter, every vehicle parked upon a one-way highway shall be positioned parallel to the curb or edge of the highway in the direction of authorized traffic movement with its right-hand wheels within twelve (12) inches of the right-hand curb or, in the absence of a curb, as close as practicable to the right edge of the right-hand shoulder, or with its left-hand wheels within twelve (12) inches of the left-hand curb or, in the absence of a curb, as close as practicable to the left edge of the left-hand shoulder.

(Ord. 288, 8/8/1994)

§410. Registration and Certificate of Inspection Required. No person shall park or permit to be parked, a vehicle upon any street, highway or alley, unless such vehicle displays a current, valid registration plate and a current, valid certificate of inspection. (Ord. 288, 8/8/1994)

§411. Penalties. Any person who violates any provision of this Part shall, upon conviction, be sentenced to pay a fine of not more than fifteen dollars (\$15.00) and costs. Provided: it shall be the duty of the police officers and of parking enforcement personnel of the Borough to report to the appropriate official all violations of any provision of this Part, indicating, in each case: the Section violated; the license number of the vehicle involved in the violation; the location where the violation took place; and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending the violation. The police officer or other person making the report shall also attach to or place upon every such vehicle a notice stating that the vehicle was parked in violation of this Part. The notice shall contain instructions to the owner or driver of the vehicle that if he will report to the office of the Chief of Police and pay the sum of fifteen dollars (\$15.00) within forty-eight (48) hours after the time of the notice, or if he will place the sum of fifteen dollars (\$15.00), enclosed within the envelope provided, in any of the special parking fine boxes installed at various locations within the Borough, that act will save the violator from prosecution and from payment of the fine and costs prescribed in the first sentence of this Section. (Ord. 288, 8/8/1994)



B. Permit Parking.

§421. Guidelines for Parking Permits.

1. Parking permits will be issued annually, with the stickers being valid for one calendar year (January 1 - December 31).
2. Application for a parking permit shall be made through the Borough Officer/Borough Secretary.
3. Parking permits shall be issued to cover a defined area; that area being one block in each direction, north, south, east and west, of the Elizabethville Square.
4. Parking permits shall be issued to the property owner only and for only one vehicle owned by said property owner.
5. Parking permits shall be displayed either on the dash or on the bumper of the car.
6. The fee for a parking permit for 1999 is \$10.00. Payment shall be made to the Borough of Elizabethville. This is the final year at the \$10.00 cost. Next year the fee will increase to \$20.00.

(Res. 99-2, 3/8/1999)



Part 5

Removal and Impoundment of Illegally Parked Vehicles

§501. Applicability and Scope. This Part is enacted under authority of §6109(a-22) of the Vehicle Code, and gives authority to the Borough to remove and impound those vehicles which are parked in a tow away zone and in violation of parking regulations of this Chapter. Vehicles which have been abandoned (as defined by the Vehicle Code) or which are parked in such a manner as to interfere with traffic or pose a hazard to others, may be towed under the provisions of the Pennsylvania Vehicle Code. (Ord. 288, 8/8/1994)

§502. Authority to Remove and Impound. The Borough shall have authority to remove and impound, or to order the removal and impounding, of any vehicle parked overtime or otherwise illegally, provided that the circumstances of its parking were within the conditions stated in §501 of this Part. Provided, no such vehicle shall be removed or impounded except in strict adherence to the provisions of this Part, or the provisions of the Pennsylvania Vehicle Code. (Ord. 288, 8/8/1994)

§503. Tow Away Zones Designated. The following designated streets and/or parking lots are hereby established as tow-away zones. Signs shall be posted to place the public on notice that their vehicles may be towed for violation of the Borough parking regulations:

<u>Street</u>	<u>Side</u>	<u>Between</u>
<u>Parking Lot</u>		(Reserved)

(Ord. 288, 8/8/1994)

§504. Designation of Approved Storage Garages; Bonding; Towing and Storage. Removal and impounding of vehicles under this Part shall be done only by "approved storage garages" that shall be designated from time to time by Borough Council. Every such garage shall submit evidence to the Borough Council that it is bonded or has acquired liability insurance in an amount satisfactory to Borough Council as sufficient to indemnify owners of impounded vehicles against loss or damage to those vehicles while in the custody of the garage keeper for the purpose of towing or storage. The approved storage garage shall submit to Borough Council its schedule of charges for towing and storage of vehicles under this Part, and, when the schedule is approved by Borough Council, those charges shall be adhered to by the approved storage garage; no different schedule of charges shall be demanded of or collected from any person whose vehicle is removed or impounded under this Part by any approved storage garage. The Borough Council shall delete from its list of approved storage garages any garage that makes any unapproved charge in connection with any vehicle removed or impounded under this Part. (Ord. 288, 8/8/1994)

§505. Payment of Towing and Storage Charges. The payment of towing and storage charges shall not relieve the owner or driver of any vehicle from liability for any fine or penalty for the violation of the provision of this Part for which the vehicle was removed or impounded. (Ord. 288, 8/8/1994)

§506. Reclamation Costs. In order to reclaim his vehicle, the owner shall pay towing and storage costs, plus a twenty-five dollar (\$25.00) fee of which ten dollars (\$10.00) shall be transferred to the Pennsylvania Department of Transportation by the garage to which the vehicle was taken. (Ord. 288, 8/8/1994)

§507. Records of Vehicles Removed and Impounded. The Borough shall cause a record to be kept of all vehicles impounded under this Part and shall be able at all reasonable times to furnish the owners or the agents of the owners of those vehicles with information as to the place of storage of the vehicle. (Ord. 288, 8/8/1994)

§508. Restrictions Upon Removal of Vehicles. No vehicle shall be removed under the authority of this Part or the Vehicle Code if, at the time of the intended removal, the owner or the person for the time being in charge of the vehicle is present and expresses a willingness and intention to remove the vehicle immediately. (Ord. 288, 8/8/1994)

§509. Penalty for Violation. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of fifty dollars (\$50.00) together with all costs of disposing of the vehicle under provisions of the Vehicle Code, 75 P.S. §7301 et seq. (1977), as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania. (Ord. 288, 8/8/1994)

§510. Reports and Disposition of Unclaimed Vehicles. If after a period of fifteen (15) days the vehicle in storage remains unclaimed, a report shall be filed with PennDOT in accordance with §7311 of the Vehicle Code, by the person having legal custody of the vehicle. If the vehicle has not been claimed after thirty (30) days, the vehicle may be transferred to a licensed Salvor who will then be responsible for filing the proper reports and disposing of the vehicle in accordance with the provisions of Chapter 73 of the Pennsylvania Motor Vehicle Code (75 Pa C.S.A. §110 et seq., as amended). (Ord. 288, 8/8/1994)

§511. Definitions. The following terms and phrases as used in this Part shall have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

MOTOR VEHICLE - a vehicle which is self-propelled, except one which is propelled solely by human power or by electric power obtained from overhead trolley wires but not operated upon rails.

BUS -

(1) A motor vehicle designed to transport sixteen or more passengers, including the driver; or

(2) A motor vehicle other than a taxi cab or limousine, designed to transport not more than fifteen (15) passengers, including the driver, and used for transportation of persons for compensation.

SCHOOL BUS - a motor vehicle which:

(1) Is designed to carry eleven (11) passengers or more, including the driver; and

(2) Is used for the transportation of pre-primary, primary or secondary school students to or from public, private or parochial schools or events related to such schools or school related activities.

MOTOR HOME - a motor vehicle designed or adapted for use as a mobile dwelling or office, except a motor vehicle equipped with a truck-camper.

TRAILER - a vehicle designed to be towed by a motor vehicle.

TRUCK-CAMPER - a structure designed, used or maintained primarily to be loaded or affixed to a motor vehicle to provide a mobile dwelling, sleeping place, office, or commercial space.

TRUCK-TRACTOR - a motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

PERSON - any natural person, firm, co-partnership, association or corporation.

(Ord. 299, 9/13/1999)

§512. Parking for Loading and Unloading. No person shall park any motor home, trailer, truck-tractor, bus, or school bus on any street or alley in the Borough of Elizabethville, except for a twenty-four (24) hour period for the purpose of loading and unloading. Any person who violates this Section shall be subject to the penalties specifically provided under the laws of the Commonwealth of Pennsylvania and the Ordinances of this Borough. (Ord. 299, 9/13/1999)



## Part 6

## Snow and Ice Emergency

§601. Declaration of Snow and Ice Emergency. In order to facilitate the movement of traffic and to combat the hazards of snow and ice on the snow emergency routes named in §603 of this Part, the [designated official], in his discretion, may declare a snow and ice emergency (designated in this Part as a "snow emergency"). Information on the existence of a snow emergency shall be given by the Borough through radio, newspaper or other available media, and information on the termination of the emergency may be given by use of the same media. (Ord. 288, 8/8/1994)

§602. Parking Prohibited, Driving Motor Vehicles Restricted, on Snow Emergency Routes During Emergency. After any snow emergency is declared, it shall be unlawful, at any time during the continuance of the emergency, for any person:

A. To park a motor vehicle or to allow that vehicle to remain parked anywhere on any snow emergency route designated in §603 of this Part; or

B. To drive any motor vehicle on any such snow emergency route, unless that vehicle is equipped with snow tires or chains.

(Ord. 288, 8/8/1994)

§603. Snow Emergency Routes Designated. The following are designated as snow emergency routes:

<u>Street</u>	<u>Between</u>
Main St. (U.S. Rt. 209)	Entire length of Borough
Market St. (PA Rt. 225)	Entire length of Borough

(Ord. 288, 8/8/1994)

§604. Penalty for Violation.

1. If, at any time during a period of snow emergency declared under §601 of this Part, a person shall park a motor vehicle or allow a motor vehicle to remain parked anywhere upon a snow emergency route, that person shall be guilty of a violation of this Part, and, upon conviction, shall be sentenced to pay a fine of not more than fifteen dollars (\$15.00) and costs.

2. If, at any time during a period of snow emergency declared under §601 of this Part, a person shall drive a motor vehicle upon a snow emergency route, without having that vehicle equipped with snow tires or chains, that person shall be guilty of a violation of this Part, and, upon conviction, shall be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)





Part 7

Regulation of Pedalcycles and Non-motorized Vehicles

§701. Riding and Parking of Pedalcycles on Sidewalks Along Certain Streets Prohibited.

1. It shall be unlawful for any person to ride or to park a pedalcycle on the sidewalk along the following portions of the streets in the Borough:

<u>Street</u>	<u>Side</u>	<u>Between</u>
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(Reserved)

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of five dollars (\$5.00) and costs.

(Ord. 288, 8/8/1994)

§702. Restrictions on Use of Pushcarts.

1. The word "pushcart", as used in this Section, shall mean a vehicle, including a pedalcycle, propelled solely by human power, and used or intended for use for the display, transport, exhibit or sale of goods, wares or merchandise.

2. It shall be unlawful for any person to propel a pushcart upon any sidewalk in any business district except as necessary to move the pushcart to a location from which it is to be loaded or unloaded or from which goods, wares or merchandise are to be sold or dispensed under permit from Borough Council as provided in subsection (3) of this Section.

3. It shall be unlawful for any person to park a pushcart upon any sidewalk except for the purpose of selling or dispensing from that pushcart goods, wares or merchandise to passersby under permit from Borough Council. Every such permit shall be issued to the person making application for the permit, upon payment of a fee, which shall be for the use of the Borough Council, set by the Borough Council pursuant to resolution of the Borough Council. The permit shall be granted to the applicant, upon payment of the fee, and upon his signing an agreement with Borough Council that he shall be bound by the conditions imposed by Borough Council and made a part of the permit, dealing with the following matters:

A. Restricting or limiting the parking of the pushcart to one (1) or more stated locations upon the sidewalk and to stated days and hours at each location;

B. Stating requirements to be adhered to in connection with the disposal of garbage and refuse resulting from the operations carried on;

C. Requiring that there be no violation of any law, Chapter or regulation pertaining to health, sanitation and the handling of food or drink.

4. Any person who violates any provision of this Section, or any condition of any permit granted under this Section, shall be guilty of a summary offense, and, upon conviction, shall be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 288, 8/8/1994)

§703. Skates, Skateboards, Coasters, Sleds and Other Toy Vehicles.

1. It shall be unlawful for any person to ride on a sled upon any sidewalk in the Borough, or upon any roadway unless that roadway is on a portion of a street blocked off for sledding by authority of §105 of Part 1 or §216 of Part 2 of this Chapter. Provided: nothing in this subsection shall prevent a pedestrian from pulling a sled, with or without a rider, upon a sidewalk.

2. It shall be unlawful for any person to engage in roller-skating, skateboarding or to ride upon or propel any coaster or other toy vehicle upon:

A. any street except in order to cross the roadway; or

B. any sidewalk located in a business district, except that nothing in this paragraph shall prevent a pedestrian from pulling a coaster or other toy vehicle, with or without a rider, upon a sidewalk.

3. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of five dollars (\$5.00) and costs.

(Ord. 288, 8/8/1994)

## Part 8

## Handicapped Parking Zones

§801. Application Required. Any individual requesting an on-street handicapped parking space within Elizabethville Borough shall submit an application to the Borough Council. (Ord. 308, 2/12/2001, §8.01)

§802. Review of Application; Appeals; Reports. The Chief of Police shall review all applications so submitted and shall make a recommendation to the Borough Council. Borough Council shall approve or reject all such applications. (Ord. 308, 2/12/2001, §8.02)

§803. Criteria for Creation of a Handicapped Parking Space. The criteria for the creation of a handicapped parking space shall be as follows:

A. The individual so requesting the space shall exhibit proof that they have qualified for a handicapped person's license plate under the regulations issued by the Pennsylvania Department of Transportation.

B. No more than one (1) handicapped parking space shall be issued to any one individual within Elizabethville Borough.

C. No more than one (1) handicapped parking space shall be provided per dwelling unit within the corporate limits of Elizabethville Borough.

D. No handicapped parking space shall be provided for the location so requested if there exists a reasonably accessible and practicable off street parking space to serve such location.

E. The individual requesting the handicapped parking space shall first demonstrate that the individual has a physical impairment, such as a loss of use of a lower extremity or cardiopulmonary condition which substantially restricts movement or otherwise requires the use of a wheelchair, crutches, walker, or similar device for purposes of locomotion.

F. No handicapped parking space shall be created unless it can be demonstrated that the physical condition giving rise to the request is reasonably expected to persist for a period of no less than six (6) consecutive months.

G. In considering an application for handicapped parking space, a report or letter from the applicant's treating physician may be considered, but, any such report shall not, by itself, be considered conclusive.

H. In the event that there is a material improvement in the physical condition of the applicant to the extent that the applicant would no longer qualify under the criteria set forth herein, the handicapped parking space shall be removed. Likewise, the handicapped parking space shall be removed if there is a change in the circumstances

such that the handicapped parking space shall no longer be appropriate under the criteria referred to herein. There shall be no refund of any fees paid.

(Ord. 308, 2/12/2001, §8.03)

§804. Fees. For all applications for a handicapped parking space there shall be submitted, along with the application, an application fee of twenty-five dollars (\$25.00). Should the application be approved, the applicant, as a condition to the creation of the handicapped parking space by the erection of appropriate signs and the like, shall deposit with the Borough the actual cost of the materials plus the actual labor cost to the Borough to establish the handicapped parking space, the total of which shall not exceed three hundred fifty dollars (\$350.00). (Ord. 308, 2/12/2001, §8.04)

§805. Construction of Provisions. This Part shall not limit the discretion of the Borough Council of Elizabethville Borough to establish handicapped parking areas at other locations where the Borough deems appropriate. (Ord. 308, 2/12/2001, §8.05)

§806. Issuance of Parking Permit. Upon approval of a request for a handicapped parking space in accordance with the terms of this Part, the individual requesting said handicapped parking space shall be given a parking permit by the Borough. This handicap parking permit shall be prominently displayed at all times where the motor vehicle is parked within its designated parking area. (Ord. 308, 2/12/2001, §8.06)

§807. Violation and Penalties. Any person not holding a valid permit to do so, who shall park his motor vehicle in any designated handicapped parking space, shall be in violation of this Part and shall, upon conviction thereof, before a District Magistrate, be subject to a fine for each offense of not more than three hundred dollars (\$300.00) and costs of prosecution, and upon default in payment of said fine and costs, be imprisoned in the Dauphin County Prison for a period not in excess of thirty (30) days. (Ord. 308, 2/12/2001, §8.07)