

PROPOSED ORDINANCE NO. 248

AN ORDINANCE OF THE BOROUGH OF PATTERSON HEIGHTS, BEAVER COUNTY, PENNSYLVANIA, AMENDING SECTIONS, II, IV AND V OF ORDINANCE NO. 165, AND REPEALING ORDINANCES NO. 185 and 232 RELATING TO PRESCRIBED PARKING REGULATIONS AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

NOW, THEREFORE, be it ordained and it is hereby enacted by the Council of the Borough of Patterson Heights, County of Beaver and Commonwealth of Pennsylvania, by the authority of the same as follows:

II

SPECIAL POWERS OF THE CHIEF OF POLICE

The Chief of Police of the Borough of Patterson Heights shall have the following powers to regulate traffic and parking temporarily and in times of emergency:

- a. In the case of fire, flood, storm or other emergency, to establish temporary traffic and parking regulations.
- b. In the case of emergency or to facilitate public works or in the case of the conduct of processions and public events, to restrict or prohibit parking or traffic in limited areas for periods of not more than twenty-four (24) hours.

Such temporary and emergency regulations shall be enforced in the same manner as permanent regulations. Any person who shall operate a vehicle in violation of any such regulation shall be liable to the penalty set forth in the law for such violation, and, in case of any violation for which no specific penalty is set forth in the law, to a fine of fifteen (\$15.00) dollars and, in default of payment of such fine and costs of prosecution, to imprisonment in the county jail for not more than ten (10) days.

The Chief of Police shall further have the power and authority to establish, change and abolish, and to designate by appropriate markings or signs, crosswalks, traffic lanes and parking spaces.

IV

PARKING

A. Parking Regulations on Streets and Highways Within the Borough of Patterson Heights

1. The Borough Council hereby declares that parking regulations within the Borough are necessary to promote the convenience and protection of the residents of the Borough and the public in general.

2. That in so far as practicable, the parking regulations herein established shall be in conformity with the parking regulations set forth in the Pennsylvania Motor Vehicle Code.

B. Parking Prohibited in Certain Specific Places

1. General Rule. 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:

- a. Stop, stand or park a vehicle;
 - i. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
 - ii. On a sidewalk;
 - iii. Within an intersection;
 - iv. On a crosswalk;

- v. Between a safety zone and the adjacent curb within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by official traffic-control devices;
- vi. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
- vii. At any place where official signs prohibit stopping.

b. Stand or park a vehicle;

- i. In front of a public or private driveway;
- ii. Within 15 feet of a fire hydrant;
- iii. Within 20 feet of a crosswalk at an intersection;
- iv. Within 30 feet upon the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the site of a roadway;
- v. Within 20 feet of the driveway entrance to any fire station or, when properly sign posted, on the side of a street opposite the entrance to any fire station within 75 feet of the entrance.

c. Park a vehicle;

- i. At any place where official signs prohibit parking.

2. Unattended vehicle on private property. No person shall park or leave unattended a vehicle on private property without the consent of the owner or other person in control or possession of the property except in the case of emergency or disablement of the vehicle, in which case the operator shall arrange for the removal of the vehicle as soon as possible.

3. Property owner may remove vehicle. The owner or other person in charge or possession of any property on which a vehicle is parked or left unattended in

violation of the provisions of subsection (2) may remove or have removed the vehicle at the reasonable expense of the owner of the vehicle.

4. Two-way streets. Except as otherwise provided in this section, every vehicle standing or parked upon a two-way highway shall be positioned parallel to and with the right-hand wheels within 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.

5. One-way streets. Except as otherwise provided in this section, every vehicle standing or 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 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 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.

C. Fines and Penalties for Violation of any Section of This Ordinance and Method of Enforcement

1. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of not more than \$35 plus costs of prosecution, in addition to any other penalties, as provided for by the Borough Code; provided, however, that it shall be the duty of the police officers and of parking enforcement personnel of the Borough to report to the Chief of Police all violations of any provision of this Section, 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 Section. The notice shall contain instructions to the owner or driver of the vehicle that the fine shall be \$15.00, if paid at the Borough Police Department within 48 hours from the date and time marked on the ticket by the policeman at the time the vehicle, tractor or trailer is ticketed; the fine shall be \$20.00 if paid at the Borough Police Department within seven days from the date and time marked on the ticket by the policeman at the time the vehicle, tractor or trailer is ticketed. If no payment is made as provided for above, the Borough Police Department is hereby authorized to issue a citation, the same to be filed with the District Magistrate, for violation of this Section and, on conviction, said owner and/or operator shall pay a fine of \$35 plus costs of prosecution, in addition to any other penalties, as provided for by the Borough Code.

V

ONE-WAY STREETS ESTABLISHED

No person shall operate a vehicle on any street or portion thereof which is properly posted as a one-way street other than in the direction established by such posting. Such streets shall be designated as one-way streets and official signs erected thereon as are established by resolution of Council.

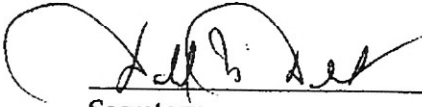
Any person who shall violate any of the provisions of this section shall, upon conviction thereof, be sentenced to pay a fine of fifteen (\$15.00) dollars and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment in the county jail for not more than ten (10) days.

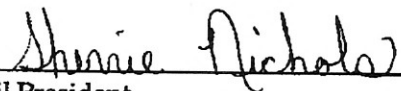
All other terms and provisions of Ordinance No. 165 are hereby affirmed.

ENACTED, AND ORDAINED this 1st day of June
2009.

ATTEST:

BOROUGH OF PATTERSON HEIGHTS


Secretary


Council President

EXAMINED AND APPROVED this 1st day of June
2009.


Mayor