

BOROUGH OF APOLLO
COUNTY OF ARMSTRONG
COMMONWEALTH OF PENNSYLVANIA
ORDINANCE NO. 288-22

AN ORDINANCE OF THE BOROUGH OF APOLLO PRESCRIBING
TRAFFIC AND PARKING REGULATIONS FOR METERED PARKING ON
THE STREETS OF APOLLO BOROUGH AS WELL AS OFF STREET
MUNICIPAL PARKING, PRESCRIBING FINES AND PENALTIES FOR
VIOLATIONS THEREOF AND REPEALING APOLLO BOROUGH
ORDINANCE NO. 259-92.

I. Definitions

Parking Meter: A mechanical or electronic device located upon a public street or sidewalk or in a place established as a parking meter zone, which device shall record a certain number of minutes by the use of a clock mechanism or electronic measurement determining the periods of time for which parking privileges may be extended to persons depositing a coin or making an electronic deposit therein.

Parking meter Zone: An area designated by Ordinance where a vehicle may be temporarily parked and allowed to remain for the period of time indicated on the meter.

II. Parking Meter Zones

a. Metered Parking Lot Established.

The following lot is hereby established as an off-street metered parking lot operated by the Borough of Apollo:

Apollo Plaza Lots: Situated between First Street and North Second Street and between Pennsylvania State Route 66, and Gulliford Way, consisting of 123 stalls.

b. Metered On-Street Parking.

Individual parking spaces marked and designated with parking meters along the curb side or in the immediate vicinity of such individual parking place. The metered on-street parking area shall be designated by the Council of the Borough of Apollo, and they are authorized to add or delete such areas at the Council's Discretion.

III. Parking Rules

It shall be unlawful to park any vehicle or to permit a vehicle to remain in any parking meter zone for a period longer than designated on such meter, between the hours of 9:00 a.m. and 6:00 p.m., all days except on Sundays and the holidays of New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

IV. Placing Meters

Parking meters shall be installed and maintained in the parking meter zones and shall be placed upon the curb immediately adjacent to the individual parking places. Each parking meter shall be placed or set in such a manner as to show or display by a signal whether or not the parking space adjacent to such meter is legally in use.

V. Marking Places

The Borough of Apollo shall have markings painted or placed adjacent to each parking meter for the purpose of designating the parking space and the angle at which vehicles are to be parked. Each vehicle parking within any parking meter zone shall park within the line or marking so established. It shall be unlawful to park any vehicle across any such line or marking or to park said vehicle in such position that the same shall not be entirely within the area designated by such lines or markings.

VI. Placing Coins in Meters or Making Electronic Deposits

Any person desiring to park any vehicle within such parking meter space shall deposit the proper coins or make the appropriate electronic deposit for the time desired as follows:

- Five cents for fifteen minutes.
- Ten cents for Thirty minutes.
- Twenty-five cents for one hour.

The Apollo Borough Council is authorized to amend, from time to time, the amount of time and cost thereof by resolution as deemed necessary.

VII. Tampering with Meters

It shall be unlawful for any person not authorized by the appropriate authority to deface, injure, tamper with, open or willfully break and destroy or impair the usefulness of any parking meter installed under the provisions of this Ordinance. It shall be unlawful to deposit any slug, devise or metallic or other substitute for a coin in any parking meter or to fraudulently enter any electronic deposit of time otherwise not authorized.

VIII. Unlawful Acts within Metered Parking Areas

- a. Manner of Parking at Meter. It shall be unlawful to park any vehicle in said metered parking area otherwise than with the foremost part of the parked vehicle nearest to the applicable parking meter. Vehicle shall be parked within the lines or markings so established.
- b. Oversized Vehicles. The metered parking lot is to be used solely by passenger cars, pickup trucks and commercial vehicles having a length and width no greater than pickup trucks. Oversized vehicles are prohibited.
- c. Through Traffic Prohibited. It shall be unlawful for the operator of any type of

vehicle to willfully and negligently use any of the passageways, aisles, entrances or exits of the metered parking lot as a through-fare, street or roadway between First Street and North Second Street.

IX. Enforcement

It shall be the duty of the Police Officers of the Apollo Borough or a designated parking enforcement employee employed by Apollo Borough to issue a borough parking ticket or, if necessary, a state citation, for vehicles in violation of this ordinance.

- a. The number of each parking meters which indicates that the vehicle occupying the parking space adjacent to such parking meter is or has been parking in violation of the provisions of this Ordinance.
- b. The nature of the violation.
- c. The date and hour of each violation of any provisions of this Ordinance.
- d. The state and license number of each vehicle involved.
- e. Any other information or knowledge of which shall be necessary for a full understanding of the circumstances attending such violation.

The Police Officer making such report shall also attach to every such vehicle violating this Ordinance a notice/ parking ticket that such vehicle was parked in violation of this Ordinance, which notice shall contain instruction to such owner or operator as to the amount, time and place of payment of the penalty prescribed for such violation.

X. Penalties

Any person, firm or corporation violating any of the provisions of this Ordinance shall, unless otherwise provided herein, upon conviction thereof, be sentenced to pay a fine of not less than Five Dollars (\$5.00) nor more than Fifty Dollars (\$50.00) and costs of prosecution, and in default of payment of such fine and costs, to face imprisonment in the County Jail for no more than ten (10) days.

PROVIDED HOWEVER, that payment as follows shall save from prosecution any person, firm or corporation making such payment:

- a. By the payment of the sum of Three Dollars (\$3.00) within forty-eight hours after the time of the alleged violation of Section of this Ordinance.
- b. By payment of the sum of Ten Dollars (\$10.00) after forty-eight hours after the time of the alleged violation of Section 3 of this Ordinance.
- c. For violation of Section 8, subsection A of this Ordinance by the payment of Ten Dollars (\$10.00) if the same is paid within a period of twenty-four hours from the time of the violation.
- d. For violation of Section 8, subsection B and C of this Ordinance by payment of Twenty-Five Dollars (\$25.00) if the same is paid within a period of twenty-four hours from the time of the violation.
- e. In the event that the violation is not resolved as stated in sections A through D the

police department shall issue a written warning to the registered owner of the vehicle with a standard fine of \$35.00 for all violations to resolve the issue prior to the issuance of a state citation. Upon receipt of the \$35.00 the violation shall be satisfied with no further action.

Such payments may be made by timely deposit, with a copy of the notice of violation and any of the "Courtesy Boxes" attached to certain parking meter posts, of said Borough or by timely payment at the Borough Office.

If a violation of this ordinance is not resolved in the manner described above a state citation shall be issued to the registered owner of the vehicle for disposition at the local District Magistrate.

XI. Parking Permits

Residential Parking Permits: Residential parking permits are available for property owners who have a meter outside of their residence, as follows:

- a. Cost: Three Dollars (\$3.00) per vehicle/per month (must purchase a minimum of six months).
- b. Required: Residential property owners must show proof of residency within the Borough of Apollo.

Other Permits. Parking permits are available for all other areas at a cost of \$25.00 per month. Borough Council, by resolution adopted from time to time, may establish other permits and permitting processes and may adopt rules and regulations for the use of the Borough parking lots and for the obtaining of permits for parking from the Borough of Apollo.

XII. Severability

The provisions of this Ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional or illegal, such decisions shall not affect the validity of the remaining provisions of this Ordinance.

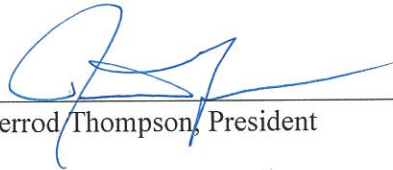
XIII. Repealer

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed. Specifically, Ordinance Number 259-92.


XIV. Effective Date

This Ordinance shall become effective in accordance with applicable law.

ORDAINED and ENACTED by the Borough Council of Apollo in lawful session duly assembled this 23rd day of June, 2022.

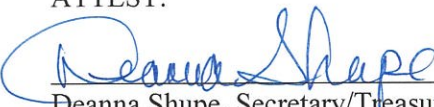


Jerrod Thompson, President



Karen Kenzevich, Mayor

ATTEST:



Deanna Shupe, Secretary/Treasurer
Apollo Borough