

Chapter 15

Motor Vehicles and Traffic

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Part 1**General Regulations****§15-101. 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, 75 Pa. C.S.A. §101 *et seq.*, 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. 2014-01, 10/2/2014)

§15-102. 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. 2014-01, 10/2/2014)

§15-103. 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affect any act done or liability incurred, or any suit or prosecution pending or to be instituted under any of those repealed or superseded ordinances or regulations.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. 2014-01, 10/2/2014)

§15-104. Temporary and Emergency Regulations.

1. Such Borough official as may be designated from time to time by Borough Council 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.

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 72 hours.

2. Such temporary and emergency regulations shall be enforced by the Police Department with jurisdiction in the same manner as permanent regulations. Any person who shall operate or park a vehicle or tractor in violation of any such regulation,

or who shall, move, remove, destroy, injure or deface any sign or marking erected, posted or made to give notice of any such regulation, upon conviction thereof, shall 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 \$25 together with costs of prosecution.

(Ord. 2014-01, 10/2/2014)

§15-105. Experimental Regulations.

The Borough 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 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 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, upon conviction thereof, shall 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 \$25 together with costs of prosecution; provided, the purpose of this Section is to allow for test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the Borough relative to traffic and parking.

(Ord. 2014-01, 10/2/2014)

§15-106. Traffic on Streets Closed or Restricted for Construction, Maintenance or Special Events.

1. The Borough 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 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, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-107. 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 Borough, which shall be issued without fee. Application for the permit shall be made at least 1 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 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 Borough, which shall be issued without fee. Application for the permit shall be made at least 2 weeks in advance of the day when the procession is proposed to be held, but in any case where the State-designated highway is proposed to be used, application shall be made at least 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 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, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-108. Authority of Police Officers.

The police officers of any Police Department with jurisdiction 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. 2014-01, 10/2/2014)

§15-109. Authorization for Use of Speed Timing Devices.

1. Any Police Department with jurisdiction 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 75 Pa.C.S.A. §3368.

2. 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.*, as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania.

(*Ord. 2014-01, 10/2/2014*)

Part 2

Traffic Regulations

§15-201. 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:

Street	Between	Maximum Speed Limit
All highways and streets, unless otherwise posted	entire length	25 mph
Bridge Street	surrounding the Hunker Borough Community Park	15 mph
Constitution Avenue	surrounding the Hunker Borough Community Park	15 mph
Division Street	surrounding the Hunker Borough Community Park	15 mph
Olive Avenue	surrounding the Hunker Borough Community Park	15 mph

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$35 and costs. Any person exceeding the maximum speed limit by more than 5 miles per hour shall pay an additional fine of \$2 per mile for each mile in excess of 5 miles per hour over the maximum speed limit.

(Ord. 2014-01, 10/2/2014)

§15-202. 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:

Bridge or Elevated Structure	Location	Maximum Speed Limit
	[Reserved]	

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$35 and costs. Any person exceeding the maximum speed limit by more than 5 miles per hour shall pay an additional fine of \$2 per mile for each mile in excess of 5 miles per hour over the maximum speed limit.

(Ord. 2014-01, 10/2/2014)

§15-203. 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:

Street	Between	Direction of Travel	Maximum Gross Weight	Maximum Speed Limit	Required to Stop Before Proceeding Downhill
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[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$35 and costs. Any person exceeding the maximum speed limit by more than 5 miles per hour shall pay an additional fine of \$2 for each mile in excess of 5 miles per hour over the maximum speed limit.

(Ord. 2014-01, 10/2/2014)

§15-204. Maximum Speed Limits Established in Parks.

1. A speed limit of 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:

Park	Street	Location	Maximum Speed Limit
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[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$35 and costs. Any person exceeding the maximum speed limit by more than 5 miles per hour shall pay an additional fine of \$2 per mile for each mile in excess of 5 miles per hour over the maximum speed limit.

(Ord. 2014-01, 10/2/2014)

§15-205. 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:

Location	Type of Signal
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[Reserved]

2. Any driver of a vehicle who disobeys the directions of any traffic signal, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-206. 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:

Intersection	Vehicles Traveling On	Facing
	[Reserved]	

2. Any driver of a vehicle who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.
(Ord. 2014-01, 10/2/2014)

§15-207. One-Way Roadways Established.

1. The following are established as one-way roadways, 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:

Street	From	To	Direction of Travel
			[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.
(Ord. 2014-01, 10/2/2014)

§15-208. 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:

Vehicles Traveling On	Direction of Travel	Not to Make Turn	Into	When	Type of Vehicle Applicable To
					[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.
(Ord. 2014-01, 10/2/2014)

§15-209. Right Turns Prohibited 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 left turn, at any time stated, both right turns and straight-across traffic being prohibited:

Vehicles Traveling On	Direction of Travel	Times	Not To Make Right Turn Into or Travel Straight Across
			[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall

be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-210. 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:

Street	Portion	Direction of Travel
		[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-211. No Passing Zones Established.

1. The following are established as no passing zones, and it shall be unlawful for the driver of any vehicle to overtake or pass another vehicle or to drive on the left side of the roadway in any no passing zone:

Street	Direction of Travel	Between
		[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-212. 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 75 Pa.C.S.A. §§3323(b), 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:

Highway	Between
	[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-213. Stop Intersections Established.

1. The following intersections (in addition to intersections with the through highways established by §15-212) 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 of the Vehicle Code, 75 Pa.C.S.A. §§3323(b), 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.

Stop Street	Intersecting or Through Street
Alexander Avenue	Fern Street
Center Avenue	Division Street
Center Avenue	Main (Bridge)
Constitution Avenue	Main (Bridge)
Constitution Avenue	Olive Street
Division Street	Constitution Avenue (2-way)
Division Street	Railroad Avenue
Fern Street	Summit Avenue (2-way)
Fern Street	Walnut Avenue
Olive Street	Alexander Avenue (2-way)
Railroad Avenue	Main (Bridge)
Summit Avenue	Olive Street
Unnamed Alley and Bridge	Post Office
Walnut Avenue	Division Street (4-way)
Locust Street	Walnut Avenue
Walnut Avenue	Main (Bridge) (2-way)
Walnut Avenue	Olive Street (3-way)
Weltz Avenue	Olive Street

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-214. Yield Intersections Established.

1. The following intersections (in addition to intersections with the through highways established by §15-212) 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 75 Pa.C.S.A. §§3323(c) of the Vehicle Code, and then yield the right-of-way as required by that subsection of the Vehicle Code.

Yield Street	Through Street	Direction of Travel
	[Reserved]	

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-215. 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 Borough.

2. Any person who violates an provision of this Section, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-216. Snowmobile Roads Designated.

1. The following roads and streets within the Borough are designated as special snowmobile roads:

Street or Road	Between	Used by Snow- mobiles Only When Closed to Vehicular Traffic	Shared With Vehicular Traffic
		[Reserved]	

2. It shall be unlawful for any person to operate a snowmobile on any highway, street or road in the Borough other than as provided above. Provided, nothing in this Section shall prohibit any person from operating a snowmobile on any other street in the Borough:

A. As authorized by the Vehicle Code, 75 Pa.C.S.A. §7721, for emergency and bridge crossings and for direct crossing of streets or two-lane highways.

B. For special snowmobile events where authorized in advance and the street is blocked off as provided in the Vehicle Code, 75 Pa.C.S.A. §7723. Any person who violates any provision of this Section shall be subject to the penalties prescribed in §7752(a) of the Vehicle Code, 75 Pa.C.S.A. §7752(a).

(Ord. 2014-01, 10/2/2014)

Part 3

Restrictions on Size, Weight and Type of Vehicle and Load

§15-301. 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, 75 Pa.C.S.A. §4902(a), 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:

Street or Bridge	Between	Maximum Gross Weight
Walnut Avenue	intersection of the Hunker Borough/Hempfield Township Municipal line at segment 10-0000 to the Hunker Borough/Hempfield Township municipal line at segment 60-0845 a distance of 3,835 linear feet (.72 miles)	10 tons

2. Any person who violates any provision of this Section shall be prosecuted under §§4902(a) and 4902(g-1) of the Vehicle Code, 75 Pa.C.S.A. §§4902(a), 4902(g-1) and, upon conviction, shall be sentenced to pay a fine of \$150 plus \$150 for each 500 pounds, or part thereof, in excess of 3,000 pounds over the maximum allowable weight, and costs.

(Ord. 2014-01, 10/2/2014)

§15-302. 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, 75 Pa.C.S.A. §4902(a), 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:

Street or Bridge	Between	Restrictions
		[Reserved]

2. Any person who violates any provision of this Section shall be prosecuted under §§4902(a) and 4902(g)(1) of the Vehicle Code, 75 Pa.C.S.A. §§4902(a), 4902(g)(1) and, upon conviction, shall be sentenced to pay a fine of \$75 and costs.

(Ord. 2014-01, 10/2/2014)

§15-303. 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 75 Pa.C.S.A. §§4902(b), 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.

Street or Bridge**Between****Restrictions**

[Reserved]

2. Any person who violates any provision of this Section shall be prosecuted under §§4902(b) and 4902(g)(2) of the Vehicle Code, 75 Pa.C.S.A. §§4902(b), 4902(g)(2), and, upon conviction, shall be sentenced to pay a fine of not more than \$500 and costs.

(Ord. 2014-01, 10/2/2014)

§15-304. Truck Traffic Restricted on Certain Streets.

1. It shall be unlawful for any person to drive a vehicle other than a passenger car on all streets so posted. 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, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

Part 4

General Parking Regulations

§15-401. 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. 2014-01, 10/2/2014)

§15-402. Parking Prohibited at All Times in Certain Locations.

Parking shall be prohibited at all times in the following locations:

Street	Side	Between
		[Reserved]

(Ord. 2014-01, 10/2/2014)

§15-403. 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:

Street	Side	Between	Days	Hours
		[Reserved]		

(Ord. 2014-01, 10/2/2014)

§15-404. 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):

Street	Between
	[Reserved]

(Ord. 2014-01, 10/2/2014)

§15-405. 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:

Street	Side	Between	Days	Hours
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[Reserved]

(Ord. 2014-01, 10/2/2014)

§15-406. 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:

Street	Side	Location	Authorized Purpose or Vehicle
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[Reserved]

(Ord. 2014-01, 10/2/2014)

§15-407. 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 a.m. and 11:30 a.m. and between the hours of 1:30 p.m. and 4 p.m., and for no longer than necessary for the loading or unloading.

Street	Side	Between
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[Reserved]

(Ord. 2014-01, 10/2/2014)

§15-408. Angle Parking Required on Portions of Certain Streets.

1. Only angle parking shall be permitted on the following portions of streets:

Street	Side	Between
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[Reserved]

2. On all streets where angle parking is required, every vehicle parked at the angle shall be parked with its front nearest the curb.

(Ord. 2014-01, 10/2/2014)

§15-409. Residential Permit Parking.

1. *Findings and Purpose.* The Borough finds that:
 - A. Certain residential areas in the Borough are subjected to commuter vehicle parking, therefore depriving the residents of those areas of spaces in which to park their own vehicles.
 - B. Those residential streets are also subjected to a high degree of commuter

traffic which substantially reduces the quality of the ambient air level.

C. The establishment of a parking permit program for certain affected areas should facilitate efficient movement of traffic by providing for parking preference during certain hours of the day and days of the week. Therefore, the Borough considers it to be in the interest of the people of the Borough to provide for the establishment of a residential permit parking program to insure primary access to available parking spaces by neighborhood residents and also to provide a cleaner ambient air level.

2. *Definitions.* For the purpose of this Section, words and terms listed in this subsection, as follows, shall have the following meanings:

Commuter Vehicle - a motor vehicle parked in a residential area by a person not a resident of that residential area.

Proprietor - a person who owns or leases real estate within a residential area of which he is not a resident, but who owns or manages a business enterprise or professional office maintained at that address. For the purpose of this Section, a proprietor shall be entitled to one parking permit for that business or professional office address.

Resident - a person who owns or leases real property within a residential area and who maintains either a voting residence or bona fide occupancy, or both, at that address.

Residential Area - a contiguous area containing public highways or parts of public highways primarily abutted by residential property or residential and nonbusiness property (such as schools, parks, places of worship, hospitals and nursing homes).

3. *Criteria.* The residential areas designated in subsection .4 of this Section are those deemed impacted and hence eligible for residential parking on the basis of the following criteria:

A. During any period between the hours of 7 a.m. and 6:30 p.m., Monday through Saturday, except legal holidays, the number of vehicles parked (or standing), legally or illegally, on the streets in the area is equal to 70 percent or more of the legal, on-street parking capacity of the area. for the purpose of this criterion, a legal parking space shall be 20 linear feet.

B. During the same period as specified in paragraph .A, 10 percent or more of the vehicles parked (or standing) on the streets in the area are not registered in the name of a person residing in the area. for the purpose of this criterion, the latest available information from the Pennsylvania Department of Transportation regarding registration of motor vehicles shall be used.

Provided: in determining that a specific area identified as impacted and eligible for residential permit parking is designated as a residential permit parking area, the following factors are taken into consideration:

(1) The local and metropolitan needs with respect to clean air and environment.

(2) The possibility of a reduction in total vehicle miles driven in the Borough.

(3) The likelihood of alleviating traffic congestion, illegal parking and

related health and safety hazards.

(4) The proximity of public transportation to the residential area.

(5) The desire and need of the residents for residential permit parking and their willingness to bear the administrative costs in connection with it.

(6) The need for parking in excess of the residential permit parking program in proximity to establishments located in the residential permit parking area and used by the general public for religious, health or educational purposes.

4. *Designation of Residential Permit Parking Areas.* The following are designated as residential permit parking areas:

Area	Bounded By and Including
[Reserved]	

Signs shall be erected along the streets in each residential permit parking area, indicating the days, hours, locations and conditions under which parking shall be by permit only.

5. *Application for Permit.* Application for a residential parking permit shall be made to the Chief of Police by the person desiring the permit, who shall be only the owner or the driver of a motor vehicle who resides on or is a proprietor of property immediately adjacent to a street or other location within a residential parking permit area. A separate application shall be required for each motor vehicle, and each application shall be accompanied by a permit fee, in an amount as established by resolution of the Borough, which shall be for the use of the Borough, to be applied to the cost of administering the residential permit parking program. Each application shall contain the following information: the name of the owner or the driver, as the case may be, of the motor vehicle; the address of the resident or the proprietor, as the case may be; the make, model and registration number of the motor vehicle; and the driver number as taken from the applicant's current driver's license. At the discretion of the Chief of Police, the applicant shall be required, at the time of making application, to present his driver's license and the vehicle registration card.

6. *Issuance of Permit.* Upon receipt of the application and the permit fee, and determination by him that the information upon the application shows that the applicant is entitled to a residential parking permit, the Chief of Police shall issue to the applicant a residential parking permit, which shall be valid for the remainder of the calendar year. The permit shall display the serial and registration numbers of the motor vehicles, the residential parking area number and the expiration date. The permit shall be renewable annually before the expiration date, upon making application for renewal and payment of the permit fee. It shall be unlawful and a violation of this Section for any person to display other than the current and valid permit while standing or parking in a residential permit parking area at any time when those permits are to be displayed.

7. *Temporary and Exemption Parking Permits.* Temporary parking permits may be issued by the Chief of Police, upon payment of a fee in an amount as established by resolution of the Borough Council, to bona fide visitors of residents of a designated residential permit parking area, and exemption parking permits may be issued, without

payment of a fee, to handicapped persons.

8. *Responsibility of Permit Holder.*

A. Notwithstanding any provision of this Section to the contrary, the holder of a residential parking permit shall be permitted to stand or park a motor vehicle operated by him in any designated residential parking area during those times when parking of motor vehicles is permitted in that area. While a vehicle for which a residential parking permit has been issued is so parked, that permit shall be displayed so as to be clearly visible through the windshield of the vehicle. A residential parking permit shall not guarantee or reserve to the holder a parking space within a designated residential permit parking area.

B. A residential parking permit shall not authorize its holder to stand or park a motor vehicle in any place where or at any time when stopping, standing or parking of motor vehicles is prohibited or set aside for other specified types of vehicles, nor shall the permit exempt its holder from the observance of any traffic or parking regulation other than residential permit parking regulation or restriction.

C. No person other than the permit holder whose name appears on the permit shall use a residential parking permit or display it on a vehicle operated; any such use or display by a person other than the permit holder shall constitute a violation of this Section by the permit holder and by the person who so used or displayed the parking permit.

D. It shall constitute a violation of this Section for any person falsely to represent himself as eligible for a residential parking permit or to furnish false information in an application to the Chief of Police in order to obtain a residential parking permit.

9. *Revocation of Permits.* The Chief of Police shall have authority to revoke the residential parking permit of any permit holder found to be in violation of any provision of this Section. Upon written notification to the present holder of the revocation, the permit holder shall surrender the permit to the Chief of Police. Failure to do so, when so requested, shall constitute a violation of this Section. Provided, any person receiving such a notice may, within 10 days after the date of the notice, appeal to the Borough for a hearing on the revocation, and the decision of the Borough shall be final.

(Ord. 2014-01, 10/2/2014)

§15-410. Parking Prohibited on Portions of Certain Highways During Street Sweeping Hours.

It shall be unlawful for any person to park a vehicle or to allow the same to remain parked, at any time between [] and [] on any of the following portions of the highways of the Borough on the days hereby respectively designated for street sweeping purposes:

Street	Between	Day
	[Reserved]	

(Ord. 2014-01, 10/2/2014)

§15-411. Penalties.

Any person who violates any provision of this Part, upon conviction, shall be sentenced to pay a fine of not more than \$50 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 \$_____ within _____ hours after the time of the notice, or if he will place the sum of \$_____ 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. 2014-01, 10/2/2014)

Part 5

Snow and Ice Emergency

§15-501. 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 §15-603 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. 2014-01, 10/2/2014)

§15-502. 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 §15-603.

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

(Ord. 2014-01, 10/2/2014)

§15-503. Snow Emergency Routes Designated.

The following are designated as snow emergency routes:

Street	Between
	[Reserved]

(Ord. 2014-01, 10/2/2014)

§15-504. Penalty for Violation.

1. If, at any time during a period of snow emergency declared under §15-601 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 \$50 and costs.

2. If, at any time during a period of snow emergency declared under §15-601 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 \$50 and costs.

(Ord. 2014-01, 10/2/2014)

Part 6

Regulation of Pedalcycles and Nonmotorized Vehicles

§15-601. 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:

Street	Side	Between
		[Reserved]

2. Any person who violates any provision of this Section, upon conviction, shall be sentenced to pay a fine of \$5 and costs.

(Ord. 2014-01, 10/2/2014)

§15-602. 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 the Borough 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 the Borough. 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 set by the Borough by resolution. The permit shall be granted to the applicant, upon payment of the fee, and upon the applicant signing an agreement with the Borough that he shall be bound by the conditions imposed by Borough and made a part of the permit, dealing with the following matters:

A. Restricting or limiting the parking of the pushcart to one 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, ordinance 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, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 2014-01, 10/2/2014)

§15-603. 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 §15-105. 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.

B. Any sidewalk located in a business district, except that nothing in this subsection 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, upon conviction, shall be sentenced to pay a fine of \$5 and costs.

(Ord. 2014-01, 10/2/2014)

Part 7**Pedestrian Regulations****§15-701. Pedestrians to Obey Traffic-Control Signs.**

At all locations in the Borough where official traffic-control signals are installed, pedestrians, except where directed otherwise by pedestrian-control signals installed under §15-802 of this Part, shall obey the directions of those traffic-control signals, as follows:

- A. When facing a green signal, a pedestrian may proceed across the roadway within a crosswalk.
- B. When facing a steady yellow signal, a pedestrian shall not start to cross the roadway.
- C. When facing a steady red signal, a pedestrian shall not enter the roadway.

(Ord. 2014-01, 10/2/2014)

§15-702. Pedestrian-Control Signal Locations Established.

1. At the following locations, official pedestrian-control signals shall be erected (or are ratified if previously erected):

Location

[Reserved]

2. Every pedestrian facing a steady or flashing “Don't Walk” signal shall obey the directions of that signal, as follows:

- A. When facing a steady “Don't Walk” signal, a pedestrian shall not start to cross the roadway in the direction of the signal, but any pedestrian who has partially completed his crossing on the “Walk” signal should proceed to a sidewalk or safety zone while the “Don't Walk” signal is showing.
- B. When facing a flashing “Don't Walk” signal a pedestrian shall not start to cross the roadway in the direction of the indication, but any pedestrian who has partly completed crossing during the “Walk” indication should proceed to a sidewalk or safety zone.

Any pedestrian who fails to obey the directions of a “Don't Walk” signal, as indicated above, shall be guilty of an offense and a violation of this Part.

(Ord. 2014-01, 10/2/2014)

§15-703. Locations Where Pedestrian Crossing in Unmarked Crosswalks Restricted.

Except when authorized by a police officer or other appropriately attired person authorized to direct, control or regulate traffic, it shall be unlawful for any pedestrian to cross the roadway at any of the following streets, at the intersection with that street indicated.

Street	Intersection	Direction of Travel
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[Reserved]

(Ord. 2014-01, 10/2/2014)

§15-704. Locations Where Pedestrians May Cross Only in Crosswalk.

It shall be unlawful for any pedestrian:

A. To cross any roadway in a business district within the Borough except in a crosswalk.

B. To cross the roadway, in any of the following portions of streets in the Borough, except in a crosswalk.

Street	Between
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[Reserved]

Provided, nothing in this Section shall permit any pedestrian to cross in a crosswalk at any location where that crossing is prohibited by §15-802 of this Part.

(Ord. 2014-01, 10/2/2014)

§15-705. Penalty for Violation.

Any pedestrian who violates any provision of this Part shall be guilty of a summary offense and, upon conviction, shall be sentenced to pay a fine of \$5 and costs.

(Ord. 2014-01, 10/2/2014)