Wayne Township Crawford County, Pennsylvania Ordinance No. 2020-1

AN ORDINANCE OF WAYNE TOWNSHIP TO PERMIT ALL-TERRAIN VEHICLE AND SNOWMOBILE OPERATION ON DESIGNATED TOWNSHIP ROADWAYS IN WAYNE TOWNSHIP, AND PROVIDING PENALTIES FOR VIOLATIONS.

Whereas, the Wayne Township Supervisors have been requested to permit the operation of all-terrain vehicles (ATVs) and Snowmobiles on Township roads; and

Whereas, the Township is permitted to designate certain Township roads as snowmobile and ATV roads under the Pennsylvania Snowmobile and All-Terrain Vehicle Law, 75 Pa.C.S. §7701, et seq.; and

Whereas, the Township Supervisors believe that allowing the operation of ATVs and Snowmobiles on Township roads will not be detrimental to the public interest or safety,

Now, Therefore, it is hereby ordained and enacted by the Board of Supervisors of Wayne Township, Crawford County, Pennsylvania, as follows:

- Section 1. Pursuant to the authority set forth in Section 7722 of the Pennsylvania Snowmobile and All-Terrain Vehicle Law, 75 Pa.C.S. §7722, Wayne Township hereby designates all those roads and portions of roads located in Wayne Township, which are accepted as, are maintained as, and are officially designated as Wayne Township roads; and which are so identified on the Wayne Township Road Map prepared by the Pennsylvania Department of Transportation, last revised February 6,2009, a copy of which is attached hereto and made a part hereof, as roads within Wayne Township on which all-terrain vehicles (ATVs) and Snowmobiles, as those terms are defined and used in the Pennsylvania Snowmobile and All-Terrain Vehicle Law, 75 Pa.C.S. §§7701, and amendments thereto and regulations promulgated thereunder (hereinafter referred to as the "Snowmobile and ATV Law"), may be operated along with other vehicular traffic.
- **Section 2.** The roads designated by this Ordinance shall be posted in the manner required by the Snowmobile and ATV Law and the Pennsylvania Vehicle Code.
- **Section 3.** No ATV may be operated on any Township road which has not been designated a Snowmobile or ATV road pursuant to this Ordinance and which has not been posted with signs in accordance with the requirements of law.
- **Section 4.** No ATV shall be operated on any road designated by this Ordinance except in compliance with the applicable provisions of the Snowmobile and ATV Law,

including, but not limited to, those provisions regulating registration, operation and equipment.

- **Section 5.** The provisions of this Ordinance shall not be deemed to limit or prohibit any other legal activity upon the designated roads. The designated roads shall remain open for vehicular and other use by the public as permitted by law.
- **Section 6.** As to any road designated herein which is a boundary road with respect to which another municipality shares control, any permission to operate ATVs created herein shall be void absent the grant of authority by the other municipality having authority.
- **Section 7.** Any person violating the provisions of this Ordinance or the provisions of the Pennsylvania Snowmobile and All-Terrain Law, 75 Pa.C.S. §7701, et seq., amendments thereto and regulations adopted pursuant thereto, shall be guilty of a summary offense and shall, upon conviction, be sentenced in accordance with the applicable provisions of the Pennsylvania Vehicle Code to such fines and other penalties as provided for therein including but not limited to, those specifically set forth in 75 Pa.C.S. §§7752 and 7753, and amendments thereto.
- **Section 8.** Amendments to the Pennsylvania Vehicle Code and the Snowmobile and All-Terrain Vehicle Law as found in the Vehicle Code, as may be enacted by the Pennsylvania legislature and which relate to and modify any provisions of this Ordinance shall be deemed incorporated into this Ordinance by reference on the effective date of said legislative act without further official action of the Township so as to preserve the intent and proper enforcement of this Ordinance.
 - **Section 9.** No liability shall be imposed on Wayne Township as a result of designating these Township roads as ATV and Snowmobile roads.
 - **Section 10.** Should any section, part or provision of this Ordinance be declared by appropriate authority to be unlawful or unconstitutional, all other terms, conditions, provisions and parts hereof, and of any Code of which this Ordinance may be or may be considered to be part, shall continue in full force and effect as if the provision declared to be unlawful or unconstitutional had been omitted as of the date of final enactment hereof.
- **Section 11.** All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
 - **Section 12.** This Ordinance shall become effective Five (5) days after enactment.

Ordained and	Enacted by 1	the Board	of Supervisors	of Wayne	Township	this
<u> </u>	Septemb	ser	, 2020.			

Wayne Township Board of Supervisors

By: Anald

Chairmai

Supervisor

By: Naud Supervisor

ATTEST:

Secretary

3000 METERS

Includes ACT 32 Turnback Mileage of 5.27

83.94 26.03

57.92*