

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.

4. Although the streets in the Borough run generally in a northeast-southwest and a northwest-southeast direction, for the purpose of this Chapter, Roberts Avenue and the streets running parallel or generally parallel to Main Street shall be deemed to run in a north-south direction, and Main Street and the streets parallel or generally parallel to Main Street shall be deemed to run in an east-west direction.

(Ord. 427, 12/28/1993)

§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. 427, 12/28/1993)

§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affect any act done or liability incurred, or any suit or prosecution pending or to be instituted under any of those repealed or superseded ordinances or regulations.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. 427, 12/28/1993)

§104. Temporary and Emergency Regulations.

1. The Borough Manager 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. 427, 12/28/1993)

§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. 427, 12/28/1993)

§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. 427, 12/28/1993)

§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 Manager, which shall be issued without fee. Application for the permit shall be made at least three (3) weeks 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 Borough Manager, which shall be issued without fee. Application for the permit shall be made at least three (3) 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. 427, 12/28/1993)

§108. Authority of Police Officers. The police officers of the Borough are hereby authorized to direct traffic on the highways in the Borough and at intersections thereof and to otherwise enforce the provisions of this Chapter. (Ord. 427, 12/28/1993)

§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. 427, 12/28/1993)

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>
E. Conestoga St. [Ord. 509]	N. Kinzer Ave. and Willow Ridge	25 mph
Jackson St.	Custer Ave. and Rack Ave.	25 mph
Locust St.	Entire length	25 mph
N. Ranck Rd. [Ord. 509]	Main St. to Grandview Dr.	25 mph
Valley View	South Kinzer Ave. and Brimmer Ave.	25 mph
Willow Ridge [Ord. 509]	Spruce St. to Grandview Dr.	25 mph
W. Willow Ridge [Ord. 509]	E. Conestoga St. to Willow Ridge	25 mph

2. The maximum speed limit for all other public streets within the Borough of New Holland shall be thirty (30) miles per hour. [Ord. 466]

3. 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. 466] (Ord. 427, 12/28/1993; as amended by Ord. 466, 11/2/1999, §1; and by Ord. 509, 1/4/2005, §29)

§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. 427, 12/28/1993)

§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>	<u>Required to Stop Before Proceeding Downhill</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) for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 427, 12/28/1993)

§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. 427, 12/28/1993)

§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>
E. Main St. and Ranck Rd. [<u>Ord. 509</u>]	Traffic
Main St. and Brimmer Ave.	Traffic
Main St. and Custer Ave.	Traffic
Main St. and Diller Ave.	Traffic
Main St. and Hoover Ave.	Traffic
Main St. and Kinzer Ave.	Traffic
Main St. and Railroad Ave.	Traffic
Main St. and Ranck Rd.	Traffic
Main St. and Roberts Ave.	Traffic
Main St. and Tower Rd.	Traffic
Main St. and Western Ave.	Traffic

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. 427, 12/28/1993; as amended by Ord. 466, 11/2/1999, §2; and by Ord. 509, 1/4/2005, §23)

§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. 427, 12/28/1993)

§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>
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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 twenty-five dollars (\$25.00) and costs.

(Ord. 427, 12/28/1993)

§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 right turn into the second-named street, as indicated, at any time when such a turn is prohibited by this Section:

<u>Vehicles</u> <u>Traveling On</u>	<u>Direction of</u> <u>Travel</u>	<u>Not to</u> <u>Make</u>	<u>Into</u>	<u>When</u>	<u>Type of Vehicle</u> <u>Applicable To:</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 twenty-five dollars (\$25.00) and costs.

(Ord. 427, 12/28/1993)

§209. Right Turns Only Permitted at Certain Intersection.

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>
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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 twenty-five dollars (\$25.00) and costs.

(Ord. 427, 12/28/1993)

§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>
Oak Ave.	Intersection with W. Broad St.	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. 427, 12/28/1993; as amended by Ord. 466, 11/2/1999, §3)

§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:

<u>Street</u>	<u>Direction of Travel</u>	<u>Between</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. 427, 12/28/1993)

§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>
Brimmer Ave.	Franklin St.
	Grant St.
	Hillcrest Rd.
	E. Jackson St.

Highway

Between

E. Broad St.
 W. Broad St.

 Conestoga St.

 E. Conestoga St.

 W. Conestoga St.

 N. Custer Ave.
 S. Custer Ave.

 Cypress Ln.
 Diller Ave.

 Franklin St.
 W. Fulton St.

Orlon St.
 Prospect St.
 Wecaf Rd.
 Valley View Dr.
 Kutz Ave.
 Earl Ave.

 Western Ave., except all right turns
 shall be permitted without stopping
 N. Roberts Ave.
 Walnut Ln.
 Kutz Ave.
 Meadow Ln.
 W. Willow Ridge
 Earl Ave.
 Mentzer Ave.

 Western Ave., except all right turns
 shall be permitted without stopping
 W. Broad St.
 Franklin St.
 Fulton St.
 W. Jackson St.
 Locust St.
 Elm Circle
 Brubaker Ave.
 S. Hoover Ave.
 Locust St.
 S. Roberts St.
 Fieldcrest Dr. [Ord. 509]
 Hinkle Dr.
 Stoever Dr.

Highway

Between

Grandview Drive [Ord. 509]

Zwecker Circle

Hiester Ave.

Weaver Ave.

Hillcrest Rd.

Warren St.

N. Hoover Ave.

S. Railroad St.

Prospect St.

Ridge Ave.

W. Broad St.

Cedar St.

W. Conestoga St.

Westfield Dr.

E. Jackson St.

Park Ave.

Ridge Ave.

N. Kinzer Ave.

John St.

New St.

State St.

E. Conestoga St.

E. Cedar St.

S. Kinzer Ave.

E. Jackson St.

Valley View Dr.

E. Main St.

Hiester Ave.

Ranck Ave.

Union Ave.

Weaver Ave.

S. Tower St.

S. Whisper Ln.

W. Main St.

Brubaker Ave.

Meadow Ln.

E. Conestoga St.

Mentzer Ave.

W. Broad St.

Aspen St.

Hawthorne St.

Cypress Ln.

Dogwood Ln.

Highway

Between

Oak Ave.

Sycamore Ln.

Redwood Ln.

Hemlock Ln.

Spruce St.

Cedar St.

W. Broad St.

W. Conestoga St.

West Cedar St.

Orlon St.

S. Railroad Ave.

N. Railroad Ave.

E. Broad St.

E. Conestoga St.

S. Railroad Ave.

Franklin St.

Fulton St.

Grant St.

Ranck Ave.

E. Jackson St.

Valley View Dr.

Spring Hollow Dr.

Willow Circle

Spruce St.

N. Kinzer Ave.

Willow Ln.

Walnut Ln.

Cottonwood Ln.

Pine Ln.

E. Spruce St.

Willow Ridge

State St.

Union Ave.

Hiester Ave.

Stoeber Dr.

Heritage Dr.

N. Yund Ave.

S. Yund Ave.

Casper Dr.

Union Ave.

John St.

New St.

<u>Highway</u>	<u>Between</u>
	Warren St.
Wecaf Rd.	S. Railroad Ave.
Western Ave.	W. Broad St.
	W. Conestoga St., except all right turns shall be permitted without stopping
	Westfield Dr. [<u>Ord. 509</u>]
Whisper Ln.	E. Conestoga St.
	Spring Hollow Dr.
Willow Ln.	Cypress Ln.
	Birch Circle
W. Willow Ridge	Willow Ridge
Zwecker Circle	Casper Dr.

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. 427, 12/28/1993; as amended by Ord. 466, 11/2/1999, §4; and by Ord. 509, 1/4/2005, §§21, 24)

§213. Four-Way Stop Intersections Established. [Ord. 509]

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 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 intersection 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>	<u>Direction of Travel</u>
W./E. Broad St.	N. Roberts Ave.	4-way
W. Conestoga St.	N. Custer Ave.	4-way
E. Jackson St.	S. Railroad Ave.	4-way

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. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §27)

§213A. Three-Way Stop Intersections Established.

1. The following intersections (in addition to intersections with through highways established by §212, and stop intersections established by §213) are established as three-way stop intersections, and official stop signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching from each direction of travel. Every driver of a vehicle approaching the intersection shall stop the vehicle as required by §3323(b) of the Vehicle Code, and shall not proceed into or across the intersection until he or she has followed all applicable requirements of that Section of the law.

<u>Stop Street</u>	<u>Intersecting Street</u>	<u>Direction of Travel</u>
W. Conestoga St.	Western Ave.	3-way Stop
N. Ranck Road	Grandview Drive	3-way Stop

2. Any person who violates any provision of this Section shall, upon conviction thereof, be sentenced to pay a fine of not less than twenty-five dollars (\$25.00), nor more than one hundred dollars (\$100.00), and costs of prosecution.

(Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §28)

§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. 427, 12/28/1993)

§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 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. 427, 12/28/1993)

§216. Rotary Traffic Islands Established.

1. The following locations are designated as rotary traffic islands, and every vehicle passing around a rotary traffic island shall be driven only to the right of the island:

(Reserved)

2. Any person who drives a vehicle otherwise than to the right of any rotary traffic island shall be guilty of a violation of ht is Section, and, upon conviction, shall be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 427, 12/28/1993)

§217. 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 Borough Manager 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 Borough Manager.

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 Borough Manager 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. 427, 12/28/1993)

§218. Snowmobile Roads Designated.

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

<u>Street or Road</u>	<u>Between</u>	<u>Used by Snowmobiles Only When Closed to Vehicular Traffic</u>	<u>Shared with Vehicular Traffic</u>
(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 §7721 of the Vehicle Code for emergency and bridge crossings and for direct crossing of streets or two-lane highways; or,

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

(Ord. 427, 12/28/1993)

Part 3

Restrictions on Size, Weight and Type of Vehicle 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>
		(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, 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. 427, 12/28/1993)

§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(g-1) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of seventy-five dollars (\$75.00) and costs.

(Ord. 427, 12/28/1993)

§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>
		(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. 427, 12/28/1993)

§304. Truck Traffic Restricted on Certain Streets.

1. Council for the Borough of New Holland finds that most streets in the Borough of New Holland are predominantly residential in nature. Many of these streets are narrow, and parking along the streets is necessary for residents living along those streets. As a result, Borough Council finds that allowing truck and commercial vehicle traffic on such streets presents a danger to the health, safety and welfare of the residents of those streets, and create hazardous traffic conditions. Pursuant to the authority granted under 75 Pa.C.S.A. §4902(b) except as set forth in subsection .2, it shall be unlawful for any to operate any dual-wheeled or larger commercial motor vehicle, or any truck and trailer combination used for commercial or agricultural purpose, or for the purpose of transportation of animals, on any street or highway within the Borough; provided, that nothing in this section shall prohibit any person from operating a school bus, or an emergency vehicle, on any street or part of any street, nor from driving on any street or part of any street a truck or other commercial vehicle making a local delivery to or a pick-up from premises located along that part of the street where the vehicle is being operated. [Ord. 509]

2. The operation of motor vehicles as prohibited in subsection .1 of this Section shall be permitted only those streets or portions of streets designated as "truck routes." [Ord. 509]

3. The following streets and portions of streets are hereby designated to be truck routes:

<u>Street</u>	<u>Between</u>
Brimmer Avenue	Main Street and South Borough limits
Custer Avenue	Main Street and South Borough limits
Diller Avenue	Main Street and South Borough limits
Franklin Street	S. Custer and S. Railroad Avenues
Fulton Street	S. Custer and S. Railroad Avenues
Grant Street	S. Railroad and Brimmer Avenues
Hoover Avenue	North Borough limits and Diller Avenue
Jackson Street	S. Custer and Brimmer Avenues
Kinzer Avenue	Main Street and South Borough limits
Main Street	East and west Borough limits
N. Railroad Avenue	Main Street and North Borough limits
S. Railroad Avenue	Main Street and Jackson Street
Ranck Avenue	Main Street and South Borough limits

Street

Between

Spruce Street

Entire length

4. Any person who violates any provision of this Section shall, upon conviction thereof, be subject to penalties sentenced to pay a fine of not less than twenty-five dollars (\$25.00), nor more than one hundred dollars (\$100.00), and costs of prosecution. [Ord. 509]

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §22)

Part 4

General Parking Regulations

§401. Responsibility of Registered Owner. Whenever any vehicle has been parked in violation of any provision of this Chapter prohibiting or restricting parking, the person in whose name such vehicle is registered shall be responsible for such violation and subject to the penalty therefore. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §1)

§402. Duty of Partnership, Associations and Corporations. It shall be the duty of every partnership, association or corporation having been served with a citation or summons charging a violation of this Chapter to appear before the issuing magistrate and to enter a plea to the charge within the time prescribed by law. The violation of this provision shall be deemed a violation of this Chapter and shall be enforceable against, as to partnerships and associations, the partners, members, officers or managers thereof, as to corporations, the officers or managers thereof, who shall, upon conviction in a summary proceeding, be subject to the fine and penalty set forth in section. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §2)

§403. 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. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§404. 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>
Brimmer Ave.	West	Main St. south to Prospect St.
	East	50 ft. south of Valley View Dr. to Main St.
	West	Jackson St. to 115 ft. north
	West	Jackson St. to 125 ft. south
	West	Hillcrest to 75 ft. north
Broad St.	North	Roberts Ave. to 112 ft. east
Brubaker Ave.	West	Diller Ave. to 70 ft. north of Diller Ave.
	East	Main St. to Diller Ave.
	West	Main St. to 223 ft. south
	West	Railroad tracks to 50 ft. north and south
N. Custer Ave.	West & East	Main St. to 260 ft. north

<u>Street</u>	<u>Side</u>	<u>Between</u>
S. Custer Ave.	East	Franklin St. south to the Borough limit
	East	E. Franklin St. to 98 ft. north
	West	Main. St. to Borough limits
	East	Main St. to Borough limits
	West	Main St. south to the Borough limits
	East	Main St. to 178 ft. south
Diller Ave.	West	A point 100 ft. north of railroad tracks to 150 ft. north
	West	Main St. to 275 ft. south
	East	Main St. to Borough limits
Franklin St.	North	S. Roberts Ave. to 60 ft. west
	North	Between S. Roberts Ave. to 58 ft. west
E. Franklin St.	North & South	S. Brimmer Ave. to S. Railroad Ave.
Fulton St.	South	Custer Ave. and Railroad Ave.
	North	S. Custer Ave. to 906 ft. east
W. Fulton St.	North	S. Custer Ave. to 896 ft. west
	South	S. Custer Ave. to 896 ft. west
[Ord. 509]	North	S. Custer Ave. west to Zwecker Circle
[Ord. 509]	South	S. Custer Ave. west to Zwecker Circle
[Ord. 509]	South	Diller Ave. east to Fieldcrest Dr.
	South	Diller Ave. eastward to Fieldcrest Dr.
	North	Diller Ave. to 65 ft. east
	South	Stoever Ave. to 69 ft. west
[Ord. 509]	South	Stoever Dr. to 58 ft. east
[Ord. 509]	South	Zwecker Circle east to 69 ft. east
	South	Zwecker Circle west to 73 ft. east
	South	Zwecker Circle west to 125 ft. west
[Ord. 509]	South	Zwecker Circle west to 138 ft. west
Grandview Dr. [Ord. 509]	South	N. Ranck Rd. to 162 ft. east
[Ord. 509]	South	Weaver Ave. to N. Ranck Rd.
[Ord. 509]	North	Willow Ridge to 554 ft. east
Grant St.	South	Brimmer Ave. to 70 ft. west
	North	Brimmer Ave. to 70 ft. west

<u>Street</u>	<u>Side</u>	<u>Between</u>	
Hiester Ave.	West	Main St. to 55 ft. north	
	East	Main St. to 189 ft. north	
N. Hoover Ave.	West	W. Main St. to 200 ft. north	
	East	W. Main St. to 160 ft. north	
Jackson St. [<u>Ord. 509</u>]	South	Brimmer Ave. to 33 ft. east	
	[<u>Ord. 509</u>]	North	Brimmer Ave. to 74 ft. east
	[<u>Ord. 509</u>]	South	Brimmer Ave. to 83 ft. west
		North	Brimmer Ave. to 123 ft. west
		South	S. Custer Ave. to 1235 ft. east
		North	S. Kinzer Ave to 1300 ft. east
		South	S. Kinzer Ave. to Park Ave.
E. Jackson St.	North	Brimmer Ave. to 50 ft. east	
	North	Prospect St. to 60 ft. east and west	
N. Kinzer Ave.	East	E. Main St. to 249 ft. north	
	West	E. Main St. to 182 ft. north	
S. Kinzer Ave.	West	Main St. to 95 ft. south	
	East	Main St. to 155 ft. south	
	East	51 ft. north of railroad tracks to 182 ft. south of E. Jackson St.	
	West	51 ft. north of railroad tracks southward to the Borough limits	
Locust St.	North	Diller Ave. to 108 ft. east	
E. Main St.	South	Brimmer Ave. to 445 ft. east	
	North	Heister Ave. to 85 ft. east	
	North	Kinzer Ave. to 162 ft. west	
	South	Kinzer Ave. to 103 ft. west	
	North	Roberts Ave. 193 ft east	
	South	Railroad Ave. to 160 ft. west	
	South	Railroad Ave. to east to Borough limits	
	North	Railroad Ave. to 140 ft. east	
North	Railroad Ave. to 78 ft. west		
	North	50 ft. west of Hiester Ave. to 626 ft. west of Hiester Ave.	

<u>Street</u>	<u>Side</u>	<u>Between</u>
	North	St. Stephens Dr. to 65 ft. east
	South	Opposite Fire Hall to 70 ft. area
	South	A point 265 ft. east of Beaverage Ln. to 72 ft. east
	North	Borough line to Kinzer Ave.
W. Main St.	North	Front (former Post Office) to 48 ft. area (drop box)
	North	Roberts Ave. 160 ft. west
	North	Custer Ave. to 200 ft. east
	North	Custer Ave. to 240 ft. west
	South	261 ft. east of Roberts Ave. to Hoover Ave.
	South	Hoover Ave. to 300 ft. west
	North	Western Ave. to 90 ft. west
	North	Western Ave. to Borough limits
	South	Borough line to 190 ft. of Geo. Delp Rd.
	North	Oak Ave. west N. Hoover Ave.
	North	N. Hoover Ave. to 180 ft. west
	North	Mentzer Ave. to 190 ft. east
	North	Mentzer Ave. west to Oak Ave.
Mentzer Ave.	East & West	Main St. to 102 ft. north
	East	Ashlea Gardens Driveway to 50 ft. north and south
Oak Ave.	West	W. Main St. to 143 ft. north
	East	W. Main St. to 45 ft. north
Park Ave.	West	Jackson St. to Valley View Dr.
Prospect St.	North	360 ft. from Brimmer Ave. to 460 ft. from Brimmer Ave.
	East & West	40 ft. north of E. Jackson St.
N. Railroad Ave.	West	Main St. to Borough limits
	East	Main St. to Borough limits
S. Railroad Ave.	East	Main St. to Jackson St.
	West	Jackson St. to 115 ft. north
	West	Rubinson Dr. and Franklin St.

<u>Street</u>	<u>Side</u>	<u>Between</u>
	West	Franklin St. to 40 ft. south
Ranck Rd.	East	E. Main St. south to the Borough limits
	West	E. Main St. south to the Borough limits
N. Ranck Road [<u>Ord. 509</u>]	East	Main St. to Grandview Dr.
	West	Main St. to Grandview Dr.
S. Ranck Road [<u>Ord. 509</u>]	East	Main St. to Borough Line
	West	Main St. to Borough Line
N. Roberts Ave.	West	Main St. to Broad St.
	East	40 ft. north of Main St.
S. Roberts Ave.	East & West	Main St. 50 ft. south
	East	Franklin St. to 54 ft. north
	West	Franklin St. to 42 ft. north
E. Spruce St.	North & South	N. Railroad Ave. east to Borough limits
S. Tower Rd.	West	Main St. to entire length to center point of cul-de-sac
S. Tower Rd.	East	Main St. to 120 ft. south
Valley View Drive [<u>Ord. 509</u>]	North	Brimmer Ave. to 61 ft. east
	South	Brimmer Ave. to 49 ft. east
Weaver Ave. [<u>Ord. 509</u>]	East	Grandview Dr. to 70 ft. south
	West	Grandview Dr. to 70 ft. south
Western Ave.	East	W. Broad St. to 100 ft. south
	East	W. Conestoga St. to 121 ft. south
	East	W. Conestoga St. to 123 ft. south
	West	Main St. to W. Conestoga St.
	West	W. Main St. north to the Borough limits
S. Whisper Ln.	East	E. Main St. to center of the cul-de-sac
	East and West	Entire length of street including cul-de-sac

<u>Street</u>	<u>Side</u>	<u>Between</u>
Willow Ridge [<u>Ord. 509</u>]	South	Weaver Ave. to 70 ft. west
	West	E. Main St. to center of the cul-de-sac
Zwecker Circle West	East	W. Fulton St. to 35 ft. south

(Ord. 427, 12/28/1993; as amended by Ord. 432, 3/7/1995, §2; by Ord. 466, 11/2/1999, §5; and by Ord. 509, 1/4/2005, §§20, 24)

§405. 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>	<u>Times Permitted/ Restricted</u>
E. Broad St.	South	---	No parking 8:30 to 3:30 p.m. School days
Grandview Dr. [<u>Ord. 509</u>]	North	High school property line to 248 ft. west	Monday through Friday, from 7:00 a.m. to 3:00 p.m., except holidays
[<u>Ord. 509</u>]	South	High school property line to 244 ft. West	Monday through Friday, from 7:00 a.m. to 3:00 p.m., except holidays
Grant St.	South	70 ft. west of to S. Railroad	8:00 a.m. - 5:00 p.m., except Brimmer; west Sat, Suns. & holidays
Jackson St.	North	250 ft. west of S. Railroad St. to 360 ft. east of S. Custer Ave.	No parking 7:00 a.m. to 5:00 p.m, Mondays only
N. Roberts Ave.	East	Main St. to Broad St.	2 hr. parking from 8:00 a.m. to 6:00 p.m., except Sundays
Weaver Ave. [<u>Ord. 509</u>]	East & West	70 ft. south of Grandview Dr. to end of street	Monday through Friday, from 7:00 a.m. to 3:00 p.m., except holidays
Willow Ridge [<u>Ord. 509</u>]	North	Weaver Ave. to 484 ft. west	Monday through Friday, from 7 a.m. to 3 p.m., except holidays
[<u>Ord. 509</u>]	South	70 ft. west of Weaver Ave. to 551 ft. west	Monday through Friday, from 7:00 a.m. to 3:00 p.m., except holidays

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §§20, 25 and 26)

§406. 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. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§407. 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>
				(Reserved)

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§408. 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>
			(Reserved)

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§409. 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>	<u>Purpose</u>
Jackson St.	North	Begin at Custer Ave. east for a distance of 250 ft.	Loading & Unloading
E. Main St.	South	Begin at Kinzer Ave. for a distance of 140 ft.	Loading & Unloading

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§410. Angle Parking Required on Portions of Certain Streets. Only angle parking shall be permitted on the following portions of streets:

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

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

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§411. 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; and

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 (1) 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 non-business 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 7:00 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 seventy percent (70%) or more of the legal, on-street parking capacity of the area. For the purpose of this criterion, a legal parking space shall be twenty (20) linear feet.

B. During the same period as specified in A, directly above, ten percent (10%) 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 Bureau of Motor Vehicles and Licensing of 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; and
- (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:

<u>Area</u>	<u>Bounded by and Including</u>
	(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, set pursuant to a Resolution of the Borough Council, 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 established pursuant to a Resolution, 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.

(1) 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 him 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 ten (10) days after the date of the notice, appeal to Borough Council for a hearing on the revocation, and the decision of Borough Council shall be final.

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§412. Use of Streets for Repair of Vehicles Prohibited. No person shall make any use of any street, road, highway or alley within the Borough of New Holland for the purpose of motor vehicle repair, servicing or maintenance unless said repair, servicing or maintenance is deemed an emergency. (Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§413. Parking of Boats, Campers, Etc., Prohibited. It shall be unlawful for any person to park, or to allow to remain parked, on any street or parts of streets, any boat, camper (non-motorized) or trailer of any kind (which shall not include any of the above attached to a motor vehicle) for a period of time exceeding twenty-four (24) hours. Further, it shall be unlawful for any person to move any such vehicle or trailer from one (1) location to another, or for a short trip returning to the original location in order to stay under the twenty-four (24) hours. (Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §20)

§414. Parking Parallel to Curb; Exceptions.

1. Except as otherwise provided herein, no person shall park or stand a vehicle upon a two-way highway, except 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. Except as otherwise provided herein, no person shall park or stand a vehicle upon a one-way highway, except 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. However, when necessary to permit the proper loading or unloading of a commercial vehicle, permission may be granted by New Holland Borough to either the owner or tenant of the real property or the owner of the vehicle to park at an angle for such purpose.

2. Notwithstanding any provisions of this Part to the contrary, a vehicle may be parked within lines striped on the road by the Borough which

are diagonal or perpendicular to the curb or shoulder of the road to accommodate such diagonal or perpendicular parking, so long as some part of the vehicle is within twelve (12) inches of the curb or, in the absence of a curb, as close as practicable to the edge of the shoulder of the road.

(Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §3)

§415. Unattended Horses. No horse shall be left unattended on any public highway of the Borough unless securely fastened, or unless the wheels of the vehicle which the horse is harnessed are securely fastened. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §4)

§416. Fire Hydrants, Intersections and Stop Signs. No vehicle shall be parked within fifteen (15) feet from any fire hydrant or within thirty (30) feet from any street intersection or from any stop sign or signalized intersection. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §5)

§417. Blocking Public or Private Driveway. No vehicle shall be parked at any time in front of any public or private driveway. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §6)

§418. Parking Without License Tags. No vehicle shall be parked at anytime on a public highway without proper license tags. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §7)

§419. Commercial Repairing or Washing. No commercial repairing, washing, oiling or other work on a vehicle shall be performed at any time on public highways of the Borough, except in the case of emergency repairs. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §8)

§420. Commercial Vehicle Restrictions. No commercial vehicle which has a gross chassis weight of more than two thousand (2,000) pounds shall be allowed to remain parked on any highway of the Borough for a period of more than one (1) hour between the hours of 10:00 p.m. and 6:00 a.m. on weekdays, and not more than one (1) hour between the hours of midnight on Saturday and midnight on Sunday. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §9)

§421. Parking in Violation of Signs. When signs are placed giving legal notice thereof, no person shall park a vehicle in violation of any of the regulations promulgated by New Holland Borough which are then in full force and effect. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §10)

§422. Temporary Signs. No vehicle shall be parked in violation of any temporary official sign or signs prohibiting parking. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §11)

§423. Handicapped Parking Zones Established.

1. Definitions. The following words, terms and phrases whenever used within this Section shall be construed as defined as follows:

DISABLED VETERAN - any veteran entitled to a disabled veteran's plate or placard pursuant to the Pennsylvania Motor Vehicle Code, [75 Pa.C.S.A. §1342, subsection (a) and (b).

DISABLED VETERAN PLATE and PLACARD - a motor vehicle license plate or parking placard issued to a disabled veteran pursuant to 75 Pa.C.S.A. §1342, subsections (a) and (b), and the regulations promulgated thereunder by the Pennsylvania Department of Transportation.

HANDICAPPED PERSON - any person entitled to a handicapped license plate or placard pursuant to the Pennsylvania Motor Vehicle Code, Title 75 Pa.C.S.A. §1338, as amended.

HANDICAPPED PLATE and PLACARD - a motor vehicle license plate or placard as issued pursuant to Title 75 Pa.C.S.A. §1338, subsections (a) and (b) as amended, and the regulations promulgated thereunder by the Pennsylvania Department of Transportation.

2. Handicapped Parking Spaces. Upon receipt of a written request from any handicapped person or disabled veteran who is a resident of the Borough of New Holland to whom has been issued by the Pennsylvania Department of Transportation a handicapped plate or placard, or disabled veteran plate or placard, the Borough of New Holland shall erect along the street of the Borough of New Holland as close as possible to the place of residence of such handicapped person or disabled veteran a sign or signs indicating that one (1) parking space adjacent to such sign or signs is reserved for handicapped persons or disabled veterans.

3. Private Property. The New Holland Borough Police Department is hereby authorized to enforce prohibitions on parking in a handicapped parking space on private property. The Borough of New Holland, pursuant to the authority as set forth in 75 Pa.C.S.A. §3354(d)(3)(ii), hereby authorizes a person with a disability, and a severely disabled veterans, to issue statements to violators or violating vehicles for violation of the prohibition on parking in a handicapped parking space. The form of such statement to be as prescribed by the New Holland Borough Chief of Police.

4. Parking Prohibited. Except for personal parking vehicles lawfully bearing registration plates or parking placards issued to handicapped persons or disabled veterans, no person shall park a vehicle upon public or private property which has been posted in the manner required by law as reserved for a handicapped person or disabled veteran.

5. Penalty. Any violation of subsection .3 or .4 of this Part of the New Holland Borough Code of Ordinances shall be punishable by such fine and/or penalty as provided by the Motor Vehicle Code, 75 Pa.C.S.A. §3354, as amended, or by Chapter 15, Part 4, §428 of the New Holland Borough Code of Ordinances.

(Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §12)

§424. Parking in Fire Lane. No person shall park a vehicle on private property in a fire lane that has been so designated in the manner required by law and is posted to prohibit the same. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §13)

§425. Compliance with Pennsylvania Vehicle Code. All operators of vehicles within New Holland Borough shall comply with all provisions of §3353 regarding prohibitions in specified places of the Pennsylvania Vehicle Code codified at 75 P.S. §3353. Any violation of those provisions of the Pennsylvania Vehicle Code shall constitute a violation hereunder. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §14)

§426. Special Parking or Stopping Spaces. Nothing in this Chapter shall be construed as prohibiting the Borough from providing for free parking space for loading and unloading, for bus stops, for taxicab stands or for other matters of a similar nature. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §15)

§427. Parking over Forty-eight (48) Hours. No motor vehicle shall remain parked on any street, road or highway within the Borough of New Holland over a continuous forty-eight (48) hour period. Any complaints (from persons or police officers) received by the New Holland Borough Police Department of a vehicle that has been parked in one (1) location on a street, road or highway within the Borough of New Holland over a continuous forty-eight (48) hour period, will be handled as follows:

A. The police officer will visibly mark the surface of a tire, that makes contact with the ground, and complete a forty-eight (48) hour report and submit that report to the Chief of Police.

B. Forty-eight (48) hours after the vehicle's tire has been marked, an officer will return to the location and if the vehicle is still parked in the same location, and the tire is still marked, the officer will issue a parking violation per §428 of this Part. The officer will then send or have caused to be sent, a certified letter to the owner of the vehicle, at his last known address, advising the owner that he is in violation of this Section and that if the vehicle is not moved within seven (7) days, the Borough will shall have the authority to remove and impound the vehicle as prescribed under Chapter 15, Part 6, of the New Holland Borough Code of Ordinances.

C. Seven (7) days after the certified letter has been sent to the owner of the vehicle, addressed to his last known address, if the vehicle has not been removed, the New Holland Borough Police Department will have the vehicle removed and impounded as prescribed under Chapter 15, Part 6, of the New Holland Borough Code of Ordinances.

(Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §16)

§428. Citations and Fines; Specific Fines for Certain Violations. The following fines are hereby imposed for violations of provisions of this Part:

<u>Violation</u>	<u>Fine</u>
Overtime parking, no meter	\$10.00
No parking, loading zone	\$10.00
Meter violation	\$ 5.00
Street cleaning	\$10.00
Snow emergency/snow removal street	\$10.00

<u>Violation</u>	<u>Fine</u>
Parking left side	\$10.00
Parking more than twelve (12) inches from curb	\$10.00
No parking, bus stop	\$10.00
No parking or stopping permitted	\$10.00
Parking less than twenty (20) feet from intersection	\$10.00
Parking less than fifteen (15) feet from fire hydrant	\$10.00
Double parking	\$10.00
No parking, blocking traffic lanes	\$10.00
No parking, fire lane	\$10.00
No parking, handicap zone	\$50.00
No parking, W. Main St. (Earl Township)	\$50.00
Keys left in vehicle	\$10.00
Parking over forty-eight (48) hours	\$10.00

(Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §17)

§429. Costs for Failure to Pay Fine. Whenever an alleged violator of the parking regulations set forth in §428 has not paid the prescribed fine within fifteen (15) days after a parking ticket has been issued, the owner of the vehicle will be sent a written notice of the failure to pay the fine. The owner of the vehicle will be given an additional ten (10) days to pay the fine, or be subject to summary prosecution before the issuing Magistrate under the authority of the Pennsylvania Vehicle Code, 75 Pa.C.S.A. §101 et seq. (Ord. 427, 12/28/1993; as added by Ord. 509, 1/4/2005, §18)

§430. Notice of Violation; Fines.

1. It shall be the duty of any police officer of the Borough of New Holland to attach to every vehicle parked in violation of the provisions of this Part a notice to the owner or operator thereof that said vehicle has been parked in violation of the provisions of this Part.

2. The notice as hereinbefore provided shall set forth the following:

- A. The vehicle parked in violation of the provisions of this Part.
- B. The state license number of such vehicle.
- C. The date and hour of such violation.
- D. The officer issuing such notice.
- E. The Section of this Part being violated by the parked vehicle.
- F. The fine assessed for such violation.

3. Any person who shall have violated any provision of this Part, except those listed in §§428, 423.3. or 423.4, upon conviction thereof, be sentenced to pay a fine of twenty-five dollars (\$25.00), such fines payable at the Borough Office, 436 E. Main Street, New Holland, Pennsylvania. [Ord. 509]

4. In the event any such fine is not paid within ten (10) days after the issuance of the notice as set forth in this Section, the Borough shall have the authority to prosecute the violation pursuant to the provisions of the Vehicle Code, 75 Pa.C.S.A. §101 et seq.

(Ord. 427, 12/28/1993; as amended by Ord. 509, 1/4/2005, §§19, 20)

Part 5

On-Street Metered Parking

§501. Parking Meter Zones Established. Parking meter zones are established upon and along certain streets in the Borough, as follows:

A. Streets.

<u>Streets</u>	<u>Between</u>	<u>Side</u>
Main St.	141 W. Main St. and 239 E. Main St.	North
	126 E. Main St. and 240 E. Main St.	South
S. Railroad Ave.	Main St and Grant St.	West

B. Rates.

- (1) Nickel - thirty (30) minutes
- (2) Dime - one (1) hour
- (3) Quarter - two (2) hours

(Ord. 427, 12/28/1993)

§502. Days and Hours Parking Meters in Operation and Parking Time Limits Apply. Parking meters shall be operated, by the deposit of a coin in the meter, as prescribed by §505, and the parking rates for specified lengths of time, as well as the maximum parking times prescribed in §501, shall apply at all times between the hours of 9:00 a.m. and 6:00 p.m. Monday through Thursday and Saturday, and between the hours of 9:00 a.m. and 9:00 p.m. Friday, in the parking meter zones listed in §501. Provided, however: the requirements of this Part as to parking time limit and as to deposit of coins in meters shall not apply on Borough holidays.

(Ord. 427, 12/28/1993)

§503. Placement and Characteristics of Parking Meters. Parking meters installed in the parking meter zones established by §501 of this Part shall be placed upon the curb or sidewalk, and immediately adjacent to the individual parking spaces described in §504 of this Part. Each parking meter shall be placed or set so as to show that the parking space adjacent to that meter is or is not legally occupied. Each parking meter installed shall indicate by a proper legend the legal parking time established by the Borough, and when the adjacent space is occupied by a vehicle, the parking meter shall indicate on and by its dial and pointer the duration of the period of legal parking, and, on the expiration of that period, shall indicate illegal parking or over-parking.

(Ord. 427, 12/28/1993)

§504. Parked Vehicles to be Wholly Within Marked Spaces. Lines and/or markings shall be painted or placed upon the curb, sidewalk or roadway adjacent to each parking meter for the purpose of delineating the parking

space for which that meter shall be used. Every vehicle parked at any parking meter shall be parked wholly within the lines or markings so placed and applicable to that meter. It shall be unlawful and a violation of this Part for any person to park a vehicle across any such line or marking, or to park a vehicle in such a position that that vehicle is not wholly within the area designated by those lines or markings. (Ord. 427, 12/28/1993)

§505. Coin Deposit in Meter; Overtime Parking Unlawful. Whenever a vehicle is to be parked in any space adjacent to a parking meter, at any time in the period of limited parking as prescribed by §502 of this Part, the driver of the vehicle, upon entering the parking space, shall immediately deposit, or cause to be deposited, in that parking meter, one or more proper coins of the United States of America as specified in the legend on the parking meter. Upon the deposit of the coin or coins, and placing the meter in operation, the parking space may be lawfully occupied by the vehicle for the time indicated on the meter. If any vehicle shall remain in any such parking space for such length of time that the meter shall indicate by proper signal that the lawful parking time has expired, that vehicle shall be considered as having been parked overtime, and the parking of a vehicle overtime shall be a violation of this Part.

(Ord. 427, 12/28/1993)

§506. Unlawful to Deposit Substitute for Coin in Meter. It shall be unlawful for any person to deposit in any parking meter installed under the provisions of this Part any slug or other substitute for a coin of the United States of America.

(Ord. 427, 12/28/1993)

§507. Unlawful to Deposit Coin in Meter to Extend Parking Time Beyond Legal Limit. It shall be unlawful and a violation of this Part for any person to deposit or cause to be deposited, in any parking meter installed under the provisions of this Part, any coin for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time of fifteen (15) minutes in any fifteen (15) minute parking meter zone, one half hour in any half hour parking meter zone, one (1) hour in any one hour parking meter zone, or two (2) hours in any two hour parking meter zone.

(Ord. 427, 12/28/1993)

§508. Unlawful to Remain Parked at Meter Showing Violation. It shall be unlawful, and a violation of this Part, for any person to permit a vehicle to remain in a parking space adjacent to a parking meter installed under this Part, when that meter displays a signal indicating that the vehicle has already been parked there beyond the period of time prescribed for that parking space, or the time for which a coin or coins was deposited in that meter for the parking of that vehicle. (Ord. 427, 12/28/1993)

§509. Unlawful to Tamper with Meter. It shall be unlawful, and a violation of this Part, for any person to deface, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this Part. Provided: nothing in this Section shall apply to the servicing or opening of parking meters by officers, employees or police officers of the Borough under the direction

of the Borough Manager or Borough Council.

(Ord. 427, 12/28/1993)

§510. Ticketing of Vehicles Parked Unlawfully; Effect of Payment Within 48 Hours.

1. It shall be the duty of the police officers and parking enforcement personnel of the Borough, acting in accordance with the directions of the Chief of Police, to report;

A. The number of the parking meter;

B. The date and hour of the violation;

C. The license number of the vehicle;

D. That the vehicle occupying the parking space adjacent to such parking meter is or has been parked in violation of the provisions of this Part;

E. Any other facts, the knowledge of which is necessary for a thorough understanding of the circumstances attending the violation.

2. The police officer or other person making the report shall also place on or attach to the vehicle a notice to the owner or driver of the vehicle that the vehicle was parked in violation of this Part, and instructing the owner or driver that if he will report to the office of the Chief of Police and pay, for the use of the Borough, the sum of five dollars (\$5.00) within forty-eight (48) hours after the time of the notice, or will place the sum of five dollars (\$5.00) enclosed within the envelope provided, in any of the special parking fine boxes installed at various locations within the Borough within the time limit, that act will save the violator from prosecution and from payment of the fine prescribed in §511(1) of this Part.

(Ord. 427, 12/28/1993)

§511. Penalty for Violation.

1. Any person who violates any provision of this Part, with the exception of §509, and who fails to pay the fine set forth in §510, shall be cited within fifteen (15) days of the violation and upon conviction, be sentenced to pay a fine of not more than fifteen dollars (\$15.00) and costs.

2. Any person who violates any provision of §509 of this Part shall, upon conviction, be sentenced to pay a fine of not more than six hundred dollars (\$600.00) and costs, and, in default of payment of fine and costs, to imprisonment for not more than thirty (30) days.

(Ord. 427, 12/28/1993)

§512. Exceptions.

1. By resolution, the Borough Council may temporarily suspend the provisions of this Part by requiring coin deposit in meters and establishing a maximum parking time at meters.

2. The Borough shall have authority to establish no-parking or special-purpose parking zones within any parking meter zone, and to remove

parking meters from those areas as previously installed there, and the provisions of this Part shall not apply in those areas where no-parking or special-purpose parking are in effect.

(Ord. 427, 12/28/1993)

Part 6

Removal and Impoundment of Illegally Parked Vehicles

§601. 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. 427, 12/28/1993)

§602. 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 §601 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. 427, 12/28/1993)

§603. 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)
		(<u>Ord. 427, 12/28/1993</u>)

§604. 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 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. 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. 427, 12/28/1993)

§605. 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. 427, 12/28/1993)

§606. 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. 427, 12/28/1993)

§607. 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. 427, 12/28/1993)

§608. 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. 427, 12/28/1993)

§609. 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. 427, 12/28/1993)

§610. 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. 427, 12/28/1993)

Part 7

Snow and Ice Emergency

§701. 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 §703 of this Part, the Borough Manager, 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. 427, 12/28/1993)

§702. 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 §703 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. 427, 12/28/1993)

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

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

(Ord. 427, 12/28/1993)

§704. Penalty for Violation.

1. If, at any time during a period of snow emergency declared under §901 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 §701 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. 427, 12/28/1993)

Part 8

Regulation of Pedalcycles and Non-motorized Vehicles

§801. 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. 427, 12/28/1993)

§802. 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, 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. 427, 12/28/1993)

§803. 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. 427, 12/28/1993)

Part 9

Pedestrian Regulations

§901. 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 §902 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. 427, 12/28/1993)

§902. Pedestrian-Control Signal Locations Established. At the following locations, official pedestrian-control signals shall be erected (or are ratified if previously erected):

<u>Street</u>	<u>Intersection</u>	<u>Direction of Travel</u>
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(Reserved)

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. 427, 12/28/1993)

§903. 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.

<u>Street</u>	<u>Intersection</u>	<u>Direction of Travel</u>
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(Reserved)

(Ord. 427, 12/28/1993)

§904. 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:

<u>Street</u>	<u>Between</u>
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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 §902 of this Part.

(Ord. 427, 12/28/1993)

§905. 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 five dollars (\$5.00) and costs. (Ord. 427, 12/28/1993)