

11-2018

AN ORDINANCE OF THE BOROUGH OF TURBOTVILLE, ESTABLISHING REGULATIONS FOR OPERATION AND PARKING OF MOTOR VEHICLES ON STREETS DURING SNOW EMERGENCIES AS DESIGNATED BY THE MAYOR, AND DURING SNOW AND ICE STORMS AS DEFINED HEREIN AND SETTING FORTH PENALTIES FOR VIOLATION OF THE SAME, REPEALING INCONSISTENT ORDINANCES, PROVIDING FOR PARTIAL INVALIDITY, AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ENACTED AND ORDAINED BY THE BOROUGH OF TURBOTVILLE, and it is hereby enacted and ordained by authority of the same:

SECTION 1. Snow Emergencies. In order to facilitate the movement of traffic and to combat the hazards of snow and ice on the streets and roads of this Borough, the Mayor, in his or her discretion, may declare a snow or ice emergency (hereinafter referred to 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 regarding the termination of the emergency shall be given by the use of the same media.

- A. After any snow emergency is declared, it shall be unlawful, at any time during the continuance of the emergency, for any person
 1. To park a motor vehicle or to allow that vehicle to remain parked anywhere on any snow emergency route designated in subsection 3, below; or
 2. To drive any motor vehicle on any such snow emergency route, unless that vehicle is equipped with snow tires or chains.
 3. The following are designated as snow emergency routes:
 - a. Main Street (entire length through Borough)
 - b. Paradise Street (entire length to Main St.)

B. In order to assist operators of motor vehicles in determining the highways affected by this Section, there shall be placed, on signs on the roads and streets designated in Subsection A, above, signs reading as follows:

SNOW EMERGENCY ROUTE
SNOW TIRES OR CHAINS REQUIRED
NO PARKING DURING EMERGENCY
VEHICLES TOWED AWAY

C. Unless another penalty is expressly provided by the Pennsylvania Vehicle Code, any person who shall be convicted of violation or failing to comply with the provisions of this Section before any District Justice shall be punishable by a fine of not more than three hundred dollars (\$300.00), together with costs of prosecution and costs for towing and storing the vehicle(s).

Continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as provided above for each separate offense.

SECTION 2. During a snow or ice storm and during snow removal on all streets not designated as snow emergency routes. During any snow or ice storm which is defined as any weather condition in which any accumulation of snow or sleet greater than two inches (2") has fallen or is predicted to fall, or in which there has been or is predicted to be any accumulation of ice, parking shall be restricted on all Borough streets as follows:

- A. During the course of any snow or ice storm, parking shall be prohibited on all Borough streets until such time as plowing, salting, and/or cindering is completed on the street.
- B. At all times during and after any snow storm, it shall be unlawful for any person to shovel, push, throw, or plow snow from a sidewalk, driveway, lot, or any other area into the street.
- C. Borough Enforcement Officials are hereby authorized to have any vehicle parked in violation of this Section ticketed for an amount as set forth by Resolution of Borough Council.
- D. There is, upon conviction, hereby imposed a fine not to exceed three hundred dollars (\$300.00) for any violation of the provisions of this Section. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as provided above for each separate offense.

SECTION 3 The duly appointed Borough Enforcement Officials are hereby authorized to have any cars parked in violation of Section 1 or Section 2 towed away at the expense of the owner. Such vehicles may be removed only by persons authorized by the Borough Council. Such persons so designated shall notify the Mayor or authorized representative immediately following such removal. Such authorized persons shall give the type of vehicle, the license tag number, the place of removal, the time of removal, the cause of removal, the place to which the vehicle was removed, and such other information as the Mayor or authorized representative may require. The Mayor or authorized representative shall attempt to notify the owner of such vehicle, as soon as it is reasonably possible, of the removal and location of the vehicle.

SECTION 4. Exceptions. The following list of vehicles are hereby excluded from the provisions set forth in this ordinance:

1. Commercial vehicles making emergency deliveries of fuel and motor oils, gasoline, goods, milk and medicines.
2. Emergency vehicles of public service corporations.
3. Ambulances and vehicles carrying sick or injured persons.
4. Vehicles engaged in snow plowing or removal, or cindering operations on Borough streets.
5. Tow trucks.
6. Physicians responding to sick calls.

7. Vehicles carrying United States mail.
8. Police vehicles.
9. Fire vehicles.
10. Government emergency vehicles.
11. Municipal vehicles declared essential by the Borough Council.
12. Hearses and motor vehicles in funeral processions.

SECTION 5. If any provision of this Ordinance or application thereof to any person or circumstances is held invalid, such invalidity shall not affect the provisions of the Ordinance which can be given effect without the invalid provision or application, and, to this end, the provisions of this Ordinance are hereby declared to be severable.

SECTION 6. This Ordinance shall take effect immediately upon enactment

SECTION 7 Any ordinance or part of any ordinance that is in conflict with this Ordinance is hereby repealed. All ordinances not inconsistent with this Ordinance shall be and remain in full force and effect.

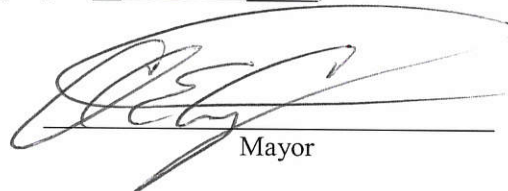
ENACTED and ORDAINED into an Ordinance this 26th day of November, 2018.

ATTEST:


Borough Secretary


President of Council

APPROVED the 26th day of November, 2018


Mayor