

ORDINANCE NO. 92

AN ORDINANCE PRESCRIBING TRAFFIC AND PARKING REGULATIONS IN THE TOWNSHIP OF WESTFALL, COUNTY OF PIKE AND COMMONWEALTH OF PENNSYLVANIA, PROVIDING FOR THE ENFORCEMENT THEREOF, DEFINING THE WORDS AND PHRASES THEREIN AND PROVIDING FOR THE PENALTIES TO BE IMPOSED FOR VIOLATION THEREOF.

Be it ordained and enacted by the Township Board of Supervisors of the Township of Westfall, and it is hereby ordained and enacted as follows:

SECTION ONE: The Board of Supervisors does hereby grant to the duly sworn and appointed Chief of Police of the Township of Westfall or in the absence of the Chief of Police the duly designated agent of said Chief of Police, the following powers to regulate vehicular traffic and parking, including the removal of vehicles at the expense of the owners thereof:

In the case of fire, flood, storm, snow, ice and any other similar or related inclement weather conditions, or other emergency conditions, or in the case of conduct of processions for public events or to facilitate the performance of public works, projects or undertakings, the Chief of Police or his aforesaid duly designated agent, may establish temporary vehicular traffic and parking regulations, including limitations on or prohibitions of the parking or movement of vehicles

throughout or in limited areas of the Township of Westfall, but for not more than twenty-four (24) consecutive hours, provided, however, that up to seven(7) consecutive such twenty-four (24) hour periods, of such regulations, limitations or prohibitions may be so imposed.

SECTION TWO: Parking of vehicles is hereby prohibited on all highways of the Township, including the legal rights-of-way thereof, at any and all times between the hours of 6:00 p.m. to 6:00 a.m. prevailing time during the period from November 15th of each year to April 15th of the following year.

SECTION THREE: In the event any vehicles parked or left standing in any Township highway or the right-of-way thereof, and thereby interferes with the movement of traffic, vehicles or equipment, interferes with the removal or treatment of snow, ice or any similar or related inclement weather condition, or interferes with the provision of police, fire, ambulance or other similar emergency service, any such vehicle may be removed from the place where so parked or left standing at the cost and expense of the person parking or standing such vehicle. In the event the identity of the person so parking or standing such vehicle cannot be readily ascertained, the cost of such removal shall be the responsibility of the titled owner of the vehicle removed. The cost of removal shall include any related storage, charges or costs incurred until the removed vehicle is retrieved

by the person responsible therefor. Any such removal shall be made only at the direction of a Police Officer and shall be performed only by removal agents duly approved by the Chief of Police or the duly designated agent of the Chief of Police.

SECTION FOUR: All temporary motor vehicle traffic and parking regulations adopted pursuant to this Ordinance shall be enforced in the same manner as are permanently adopted vehicular traffic and parking restrictions.

SECTION FIVE: Words and phrases when used in this Ordinance, shall have the meanings described to them in the Vehicle Code of Pennsylvania, as now enforced, or as hereafter amended, enacted or re-enacted, except in those instances where the context clearly indicated a different meaning. The singular shall include the plural and the masculine shall include the feminine.

SECTION SIX: The provisions of this Ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional or illegal, such decision shall not affect the validity or any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional or illegal provision not been included herein.

SECTION SEVEN: Any ordinance or part of any ordinance conflicting with this Ordinance be and the same is hereby

repealed insofar as the same affects this Ordinance.

SECTION EIGHT: Any person who shall violate any provision of this Ordinance, in addition to any costs or expenses incurred in removing and storing any vehicle removed pursuant hereto shall, upon conviction thereof, be sentenced to pay a fine of not less than Twenty-Five (\$25.00) Dollars or more than One Thousand (\$1,000.00) Dollars and the cost of prosecution.

SECTION NINE: This Ordinance shall become effective five (5) days after its adoption.

Duly enacted and ordained as an Ordinance of the Township of Westfall, this 22ND of December 1997.

WESTFALL TOWNSHIP BOARD OF SUPERVISORS

BY: Paul A. Magg
Chairman

Kenneth S. Thiele
Supervisor

Marie A. Buda
Supervisor

Keith F. Pate
Supervisor

John F. News
Supervisor

ATTEST:

Lois Green
Township Secretary