

VEHICLES AND TRAFFIC

Chapter 129

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[**HISTORY:** Adopted by the Borough Council of the Borough of Alburtis: Art. I, 7-3-61 as Ord. No. 59; Art. II, 3-1-65 as Ord. No. 114; Art. III, 12-5-66 as Ord. No. 126, approved 12-5-66. Sections 129-2, 129-3 and 129-7 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Bicycles — See Ch. 53.
Snow and ice removal — See Ch. 105.

ARTICLE I**Traffic and Parking Generally**
[Adopted 7-3-61 as Ord. No. 59]**§ 129-1. Definitions and general provisions.**

- A. Definitions and interpretation. Words and phrases, when used in this Article shall have the meanings ascribed to them in the Vehicle Code of Pennsylvania, as now in force or as hereafter amended, enacted or reenacted, except in those instances where the context clearly indicates a different meaning. The singular shall include the plural, and the masculine shall include the feminine.
- B. Authority of police officers. The police officers of the borough are hereby given authority to direct traffic on the highways of the borough and at intersections thereof.
- C. It shall be lawful for the borough to paint curbs and other lines and to place any pedestals, posts, signs, lights, wires or other fixtures or apparatus on, under or over the highways of the borough by direction of the Borough Council or approved by it.
- D. No persons shall place any signs or paint any curb to regulate traffic in highways except under proper municipal authority and after approval of the Borough Council or other person designated by Council.

- E. The Chief of Police may, with the assistance of the borough police or other employees, for special temporary purposes, restrict or prohibit all traffic and parking on particular highways or parts thereof where otherwise it would be permitted, or may permit traffic and parking on particular highways or parts thereof where otherwise it would be prohibited; such temporary special occasions shall include time allowed for painting of lines, parades, exhibitions, demonstrations, celebrations and other similar uses, and like permission or prohibition may be imposed or granted where special temporary uses are being made in premises immediately adjoining the highway wherein unusual usages of the highway may be deemed necessary. No traffic shall interfere with the provisions of this section.
- F. No person shall unnecessarily or unreasonably cause traffic to be obstructed, interfered with or annoyed, or shall cause danger, annoyance, discomfort or inconvenience to any person or injury to person or property.

§ 129-2. Prohibited parking.¹

- A. No persons shall park a vehicle or tractor or permit it to stand, whether attended or unattended, upon a highway or in any of the following places:
- (1) At any location at which stopping, standing or parking is prohibited under 75 Pa. C.S.A. § 3353, Subdivisions (a) and (b).
 - (2) In front of a private driveway or alongside any street or highway excavation or obstruction, nor opposite the same, unless a clear and unobstructed width of not less than twenty (20) feet upon the main-traveled portion of the said street or highway shall be left free for passage of other vehicles thereon.
- B. Except when necessary in obedience to traffic regulations or traffic signs or signals or where angle parking is per-

¹ Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

mitted, the operator of a vehicle shall not stop, stand or park such vehicle on the highway within a business or residence district other than parallel to the edge of the highway, headed in the direction of traffic and with the curb side of the vehicle within six (6) inches of the edge of the highway or curb. Vehicles which, because of type or construction, cannot load or unload parallel to the curb, shall be exempt, while loading or unloading only, from the requirements of standing parallel to the curb.

§ 129-3. Violations and penalties.²

Any person who shall violate any of the provisions of this Article shall be guilty of a summary offense and, upon conviction thereof, shall be punishable by a fine of fifteen dollars (\$15.) and costs.

**ARTICLE II
Abandoned Vehicles
[Adopted 3-1-65 as Ord. No. 114]**

§ 129-4. Leaving certain vehicles on streets prohibited.

No person shall park or leave on the streets, highways or public property of the borough any mechanically inoperable vehicles or vehicles without current registration plates or vehicles without current inspection stickers.

§ 129-5. Storage of vehicles on streets.

No vehicle shall be stored upon any street. As used herein, "stored" shall mean the parking of a vehicle in one (1) place upon any street continuously for over seventy-two (72) hours.

² Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

§ 129-6. Continuing offenses.

Each day a violation continues shall constitute a separate offense and violation of this Article.

§ 129-7. Violations and penalties.³

Any person violating the provisions of this Article shall be guilty of a summary offense and, upon conviction, shall be punishable by a fine of fifty dollars (\$50.) plus all costs of disposing of the vehicle under the provisions of 75 Pa. C.S.A. § 7301 et seq.

ARTICLE III**Snow Emergencies**

[Adopted 12-5-66 as Ord. No. 126,
approved 12-5-66]

§ 129-8. Designation of snow emergency routes.

The following streets are hereby designated snow emergency routes within the Borough of Alburty within the meaning and intent of this Article:

- A. Walnut Street from Front Street to School Street.
- B. Penn Avenue from Main Street to Oak Street.
- C. Main Street from the northern borough line to School Street.
- D. School Street from Walnut Street to Franklin Street.
- E. Second Street from Main Street to Walnut Street.
- F. Third Street from Main Street to Walnut Street.
- G. Franklin Street from Main Street to the southern borough line.
- H. Church Street from the borough line to Franklin Street.
[Added 3-6-67 by Ord. No. 129, approved 3-6-67]

³ Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

- I. Front Street for its entire length. [Added 2-2-70 by Ord. No. 143, approved 2-2-70]

§ 129-9. Marking of routes.

All snow emergency routes shall be marked by signs conforming to Pennsylvania State Highway Department standards and placed at the intersection of major streets.

§ 129-10. Placement of temporary signs.

Signs designating snow emergency routes shall be temporarily placed or attached to poles or trees located within the public easement area for pedestrians. Said signs shall be maintained from November 15 to the following March 15, whereupon they shall be removed by the borough.

§ 129-11. Removal of vehicles.

All vehicles parked on streets designated as snow emergency routes between November 15 and March 15 next following shall be subject to removal without notice by the Borough of Alburtis upon the proclamation of a snow emergency by the Mayor or by Borough Council.

§ 129-12. Declaration of snow emergency.

A condition of snow emergency shall be deemed to exist when as a result of the quantity of fallen or blowing snow on borough streets the normal operation of borough snow removal equipment has been so hampered or delayed as to affect the safety and welfare of the public. It shall be the duty of Borough Council, if in session, or the Mayor, after due consultation with the Police Department, to make public announcement at repeated intervals and by appropriate available method of the existence of such condition.

§ 129-13. Reclaiming of removed vehicles.

Any vehicle required to be removed by the Borough of Alburdis after the declaration of a snow emergency shall be returned to the possession of the owner upon payment by the owner of costs of removal.

§ 129-14. Vehicles impeding snow removal.

Any vehicle found to impede the Borough of Alburdis in the removal of snow from snow emergency routes following the proclamation of a snow emergency shall be deemed to constitute a nuisance and to be illegally parked and shall subject the owner to liability and penalty therefor.

§ 129-15. Violations and penalties. [Added 5-10-78 by Ord. No. 192, approved 5-10-78]

Any person violating the provisions of this Article shall, upon conviction thereof before a District Justice in a summary proceeding, be subject to a fine of thirty-five dollars (\$35.) and costs of prosecution.