

**BOROUGH OF ALBURTIS
LEHIGH COUNTY, PENNSYLVANIA**

Ordinance No. 483

(Duly Adopted August 12, 2009)

AN ORDINANCE REGULATING PARKING ON THE SOUTHERLY SIDE OF WEST SECOND STREET BY ESTABLISHING OR REVIS-
ING CERTAIN ZONES WHERE PARKING IS PROHIBITED; BY ES-
TABLISHING OR REVISING CERTAIN ZONES IN WHICH
PARKING IS RESTRICTED TO VEHICLES NOT MORE THAN
TWENTY-TWO (22) FEET IN LENGTH AND IN WHICH ALL VEHI-
CLES ARE REQUIRED TO PARK WITHIN DESIGNATED PARKING
STALLS WHICH ARE TWENTY-TWO (22) FEET IN LENGTH; AND
BY PROHIBITING PARKING IN FRONT OF MAILBOXES BE-
TWEEN FLINT HILL ROAD AND RIDGEVIEW DRIVE BETWEEN
THE HOURS OF 10:00 A.M. AND 2:00 P.M. MONDAY THROUGH
SATURDAY.

WHEREAS, Sections 3353(d), and 6109(a)(1), (b), (d), and (e) of the Vehicle Code, 75 PA. CONS. STAT. §§ 3353(d), 6109(a)(1), (b), (d), (e), and chapter 212 of the Transportation Department regulations, title 67 of the Pennsylvania Code (especially § 212.114), permit municipalities to prohibit, regulate, limit, or restrict stopping, standing, or parking of vehicles on any highway within their physical boundaries, if the designation is made by ordinance, and, with regard to certain regulations, in accordance with an engineering and traffic investigation which complies with state regulations; and

WHEREAS, when parking is permitted, nothing precludes local authorities from prohibiting certain kinds and classes of vehicles from parking for safety, capacity, or environmental purposes, or from installing parking meters and appropriate pavement markings to designate parking stalls (67 PA. CODE § 212.114(c), (d)); and

WHEREAS, local authorities may restrict or regulate parking without an engineering and traffic study to provide for mail delivery or pickup (67 PA. CODE § 212.114(c), (d)); and

WHEREAS, Section 3B.18 of the *Manual on Uniform Traffic Control Devices* (“MUTCD”) of the Federal Highway Administration, notes that marking of parking space boundaries encourages more orderly and efficient use of parking spaces where parking turnover is substantial, and tends to prevent encroachment into zones where parking is restricted; and

WHEREAS, the Transportation Department regulations adopt the MUTCD in its totality except where its Chapter 212 regulations clearly indicate that it is not being adopted or that additional warrants or criteria are being provided (67 PA. CODE § 212.2(a)); and

WHEREAS, an engineering and traffic investigation discloses that for the entire length of West Second Street, the distance between the center of the roadway and the curb on the southern side of the street is less than eighteen (18) feet (there being no center line pavement markings and the street in question not being a major arterial highway) (*cf.*, 67 PA. CODE § 212.114(a)(1)); further that this narrow street width makes it difficult to see and conduct safe turning movements at the intersection of West Second Street and South Main Street when vehicles are permitted to park on the south side of West Second Street within sixty-five (65) feet of South Main Street; that the narrow street width similarly makes it difficult to see and conduct safe turning movements at the intersections of West Second Street with Ore Alley, Chestnut Street, Walnut Street, and Flint Hill Road when vehicles are permitted to park on the south side of West Second Street close the intersections with those streets; that the narrow street width makes it difficult to see and conduct safe turning movements onto West Second Street from the driveway of the Recreation Building (located approximately 84 feet west of the western curblines of Walnut Street), and into the driveway of the Recreation Building from West Second Street, when vehicles are parked adjacent to or near the driveway entrance/exit; that parking is at a premium along West Second Street and for safety, capacity, and environmental reasons it is preferable to prohibit parking by vehicles longer than twenty-two (22) feet in length in

those areas between South Main Street and Flint Hill Road where parking is otherwise permitted; that because of the demand for parking, the restricted supply of appropriate parking areas, and the substantial turnover of parking along West Second Street, it is appropriate to mark parking space boundaries between South Main Street and Flint Hill Road to encourage the orderly and efficient use of available parking areas, and also to prevent encroachment into zones where parking is restricted; and

WHEREAS, Borough Council has determined that in order to promote safety and the most efficient use of parking on West Second Street, parking along the southern side of West Second Street should be prohibited or restricted to designated twenty-two (22) foot parking stalls in those areas set forth in this ordinances; and

WHEREAS, Borough Council has determined that parked vehicles frequently block access to mailboxes for mail delivery and pickup for the residences on the south side of West Second Street between Flint Hill Road and Ridgeview Drive, and that it is appropriate to prohibit parking in front of such mailboxes between the hours of 10:00 A.M. and 2:00 P.M. Monday through Saturday in order to provide for mail delivery and pickup;

NOW, THEREFORE, be it **ORDAINED** and **ENACTED** by the Borough Council of the Borough of Alburdis, Lehigh County, Pennsylvania, as follows:

SECTION 1. Codified Ordinances § 41-501 (relating to Traffic Control—No Parking Zones—No Parking at Any Time) is amended by adding new lines 45A through 45I as follows (with deletions indicated by ~~strike-outs~~ and insertions indicated by double underlining):

§ 41-501 No Parking at Any Time.

No part of a vehicle shall be parked at any point within the following locations at any time:

<u>Street</u>	<u>Side</u>	<u>From:</u>	<u>To:</u>
* * *			
<u>45A. West Second Street</u>	<u>Southerly</u>	<u>Western curblin of South Main Street (SR 3001)</u>	<u>The point sixty- five (65) feet west of the starting point</u>
<u>45B. West Second Street</u>	<u>Southerly</u>	<u>Eastern curblin of Ore Alley</u>	<u>The point twenty- seven (27) feet east of the starting point</u>
<u>45C. West Second Street</u>	<u>Southerly</u>	<u>Western curblin of Ore Alley</u>	<u>The point thirty- nine (39) feet west of the starting point</u>
<u>45D. West Second Street</u>	<u>Southerly</u>	<u>Eastern curblin of Chestnut Street</u>	<u>The point thirty- five (35) feet east of the starting point</u>
<u>45E. West Second Street</u>	<u>Southerly</u>	<u>Western curblin of Chestnut Street</u>	<u>The point thirty- six (36) feet west of the starting point</u>
<u>45F. West Second Street</u>	<u>Southerly</u>	<u>Eastern curblin of Walnut</u>	<u>The point thirty- two (32) feet east of the starting point</u>
<u>45G. West Second Street</u>	<u>Southerly</u>	<u>Western curblin of Walnut Street</u>	<u>The point thirty- five (35) feet west of the starting point</u>
<u>45H. West Second Street</u>	<u>Southerly</u>	<u>The point seventy- nine (79) feet west of the west- ern curblin of Walnut Street</u>	<u>The point sixty- four (64) feet west of the starting point</u>
<u>45I. West Second Street</u>	<u>Southerly</u>	<u>Eastern curblin of Flint Hill Road</u>	<u>The point forty (40) feet east of the starting point</u>
46. West Second Street	Southerly	The point one hundred twenty-seven (127) feet east of the eastern curblin of Ridgeview Drive	The point fifteen (15) feet east of the starting point

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SECTION 2. Chapter 41, Article V of the Codified Ordinances § 41-501 (relating to Traffic Control—No Parking Zones) is amended by adding a new § 41-503 after existing § 41-502, to read as follows:

§ 41-503 No Parking In Front of Mailboxes.

In order to provide for mail delivery and pick up, no part of a vehicle shall be parked in front of a mailbox within any of the following areas, at any time between 10:00 A.M. and 2:00 P.M. on any day except Sunday:

	<u>Street</u>	<u>Side</u>	<u>From:</u>	<u>To:</u>
1.	West Second Street	Southerly	Western curblin of Flint Hill Road	Eastern curblin of Ridgeview Drive

SECTION 3. Codified Ordinances § 41-901 (relating to Traffic Control—Other Parking Restrictions—Parking in Designated Stalls; Maximum Vehicle Length) is amended as follows (with deletions indicated by ~~strike-outs~~ and insertions indicated by double underlining):

§ 41-901 Parking in Designated Stalls; Maximum Vehicle Length.

No vehicle shall be parked in any the following locations which is longer than twenty-two (22) feet from front extremity to back extremity (including any attached trailers and/or vehicles or parts of vehicles, and any protruding cargo), and no vehicle shall be parked in any of the following locations unless it is parked within a designated parking stall. All parts of the vehicle (including any attached trailers and/or vehicles or parts of vehicles, and any protruding cargo) must be within the designated stall; no part may extend beyond the front or back stall designation lines or the planes which pass through such lines and which are perpendicular to the street surface and extend upwards. The Borough shall paint parking stall lines ~~at the beginning of each of the following zones and at intervals of~~

twenty-two (22) feet thereafter within each of these zones to designate the permitted parking stalls, each of which shall be twenty-two (22) feet in length:

	<u>Street</u>	<u>Side (spaces)</u>	<u>From:</u>	<u>To:</u>
1.	South Main Street (SR 3001)	Easterly (11 spaces)	The point sixty-five (65) feet north of the northern curblines of East Second Street	The point two hundred forty-two (242) feet north of the starting point
2.	South Main Street (SR 3001)	Westerly (10 spaces)	The point one hundred (100) feet north of the northern curblines of East Second Street	The point two hundred twenty (220) feet north of the starting point
3.	East Second Street	Southerly (5 spaces)	The point thirty (30) feet east of the eastern curblines of South Main Street (SR 3001)	The point one hundred ten (110) feet east of the starting point
4.	East Second Street	Southerly (15 spaces)	The point thirty (30) feet west of the western curblines of Mica Alley	The point three hundred thirty (330) feet west of the starting point
5.	West Second Street	Southerly (6 <u>4</u> spaces)	The point thirty (30) <u>sixty-five (65)</u> feet west of the western curblines of South Main Street (SR 3001)	The point one hundred thirty-two (132) <u>eighty-eight (88)</u> feet west of the starting point
6.	West Second Street	Southerly (14 spaces)	The point thirty (30) <u>thirty-five (35)</u> feet east of the eastern curblines of Chestnut Street	The point three hundred eight (308) feet east of the starting point
7.	West Second Street	Southerly (11 spaces)	The point thirty (30) <u>thirty-two (32)</u> feet east of the eastern curblines of Walnut Street	The point two hundred forty-two (242) feet east of the starting point
8.	<u>West Second Street</u>	<u>Southerly (2 spaces)</u>	<u>The point thirty-five (35) feet west of the western curblines of Walnut Street</u>	<u>The point forty-four (44) feet west of the starting point</u>

	<u>Street</u>	<u>Side (spaces)</u>	<u>From:</u>	<u>To:</u>
9.	<u>West Second Street</u>	<u>Southerly (16 spaces)</u>	<u>The point one hundred forty-three (143) feet west of the western curbline of Walnut Street</u>	<u>The point three hundred fifty-two (352) feet west of the starting point</u>
10.	<u>West Second Street</u>	<u>Southerly (2 spaces)</u>	<u>The point forty (40) feet east of the eastern curbline of Flint Hill Road</u>	<u>The point forty-four (44) feet east of the starting point</u>

SECTION 4. As provided in Codified Ordinances § 41-104 (relating to Traffic Control—General Provisions—Official Signs), the Borough shall erect and maintain official traffic control devices for all locations ordained under Codified Ordinances § 41-501, § 41-503, and § 41-901, as amended by Sections 1, 2, and 3 of this Ordinance, in accordance with regulations of the Pennsylvania Department of Transportation.

DULY ORDAINED and **ENACTED** by the Borough Council of the Borough of Al-burtis, this 12th day of August, 2009, in lawful session duly assembled.

BOROUGH COUNCIL
BOROUGH OF ALBURTIS

Steven R. Hill, President

Attest:

Sharon Trexler, Executive Secretary

AND NOW, this 12th day of August, 2009, the above Ordinance is hereby AP-
PROVED.

Robert W. Mader, Mayor