

**BOROUGH OF ALBURTIS
LEHIGH COUNTY, PENNSYLVANIA**

Ordinance No. 557

(Duly Adopted September 25, 2019)

AN ORDINANCE AMENDING CHAPTER 41 OF THE ALBURTIS CODIFIED ORDINANCES (RELATING TO TRAFFIC CONTROL) BY EXTENDING THE TERM OF EXISTING HANDICAPPED PARKING SPACES, ESTABLISHING A NEW HANDICAPPED PARKING SPACE ON THE WESTERLY SIDE OF FRANKLIN STREET ACROSS FROM 339 FRANKLIN STREET, AND REPEALING SECTION 41-503 (RELATING TO NO PARKING IN FRONT OF MAILBOXES ON THE SOUTHERLY SIDE OF WEST SECOND STREET).

WHEREAS, Borough Council has received an application for a handicapped parking space to accommodate the parking needs of persons with a disability in the vicinity of a new commercial establishment replacing a former long-term business with inadequate on-site parking options; and

WHEREAS, Council desires to establish such a handicapped parking space; and

WHEREAS, three previously-ordained handicapped parking spaces which have expired are still necessary and Council desires to extend the term of such spaces; and

WHEREAS, Borough Council previously prohibited parking in front of mailboxes between the hours of 10:00 A.M. and 2:00 P.M. Monday through Saturday on the south side of West Second Street between Flint Hill Road and Ridgeview Drive, because parked vehicles frequently blocked access to mailboxes for mail delivery and pickup for the residences on that street; and

WHEREAS, the U.S. Postal Service no longer delivers mail to mailboxes on the south side of West Second Street, and so the parking restriction is unnecessary; and

WHEREAS, on September 18, 2015, the Borough published a public notice in the *East Penn Press*, a newspaper of general circulation in the Borough of Alburdis, of its intention to consider and adopt on this Ordinance on September 25, 2015;

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 § 41-801 (relating to Traffic Control—Handicapped Parking Spaces—Restricted Parking) is amended as follows (with deletions indicated by ~~strike-outs~~ and insertions indicated by double underlining):

§ 41-801 Restricted Parking.

No parking shall be allowed in any handicapped parking space designated in § 41-802 or § 41-802.1 by any vehicle other than one which bears an HP or DV license plate, or displays a handicapped person or severely disabled veteran parking placard, issued by the Pennsylvania Department of Transportation and, in the case of a space designated in § 41-802, which is registered in the name of the disabled person identified in § 41-802 for that space or another person residing with that person.

SECTION 2. Codified Ordinances § 41-802 (relating to Traffic Control—Handicapped Parking Spaces—Designated Spaces) is amended as follows (with deletions indicated by ~~strike-outs~~ and insertions indicated by double underlining):

§ 41-802 Designated Spaces—Residential.

The following spaces are designated handicapped parking spaces. A particular disabled person is identified for each space, and the designation shall remain in effect until the expiration date for that space, unless terminated sooner by motion or resolution of Council. Unless otherwise indicated below, the length of the space shall be twenty-two (22) feet, and the center of the space shall be the point where the street curblin intersects the center-line of the sidewalk or other access-way used by the disabled person to access the dwelling on the designated property:

	<u>Person</u>	<u>Expiration</u>	<u>Street/Side</u>	<u>Location</u>
1.	Mary Ann Bohlen	December 31, 2016	Franklin Street, Westerly Side	From the point on the curblin of Franklin Street which is the southern boundary of the driveway between 330 Franklin Street and 334 Franklin Street, to the point twenty-two (22) feet south of the starting point.
<u>2.</u>	Michael Hoosier	December 31, 2016 <u>2021</u>	Walnut Street, Easterly Side	In front of 329 Walnut Street
<u>3.</u>	Dawn Gerhart	December 31, 2016 <u>2021</u>	West Third Street, Northerly Side	In front of 31 West Third Street, immediately to the east of the

<u>Person</u>	<u>Expiration</u>	<u>Street/Side</u>	<u>Location</u>
4. Shirley Mader <u>3.</u>	December 31, 2018 <u>2021</u>	West Secord Street, Southerly Side	fire hydrant no parking zone. From the point one hundred forty-two (142) feet west of the western curbline of Walnut Street, to the point twenty-two (22) feet west of the starting point.

SECTION 3. Codified Ordinances Chapter 41, Article VIII (relating to Traffic Control—Handicapped Parking Spaces) is amended by adding the following new § 41-802.1 after existing § 41-802:

§ 41-802.1 Designated Spaces—Other.

The following spaces are designated handicapped parking spaces. Unless otherwise indicated below, the length of the space shall be twenty-two (22) feet:

<u>Street</u>	<u>Side</u>	<u>From:</u>	<u>To:</u>
1. Franklin Street (SR 3001)	Westerly	The point one hundred fifty-eight (158) feet north of the northwesterly curbline of Church Street (Across the street from 339 Franklin Street)	The point twenty-two (22) feet north of the starting point.

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 §§ 41-802 and 41-802.1, as amended by this Ordinance, in accordance with regulations of the Pennsylvania Department of Transportation; and as provided in Codified Ordinances § 41-803 (relating to Traffic Control—Handicapped Parking Spaces—Signs), all official traffic control devices erected and maintained in connection with the handicapped parking spaces designated under this Ordinance shall state the penalty provided by law for violations and state that vehicles in violation may be towed.

SECTION 5. Codified Ordinances Chapter 41, Article V (relating to Traffic Control—No Parking Zones) is amended by deleting § 41-503, which previously 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>
±.	West Second Street	Southerly	Western curbline of Flint Hill Road	Eastern curbline of Ridgeview Drive

DULY ORDAINED and **ENACTED** by the Borough Council of the Borough of Alburdis, this 25th day of September, 2019, in lawful session duly assembled.

**BOROUGH COUNCIL
BOROUGH OF ALBURDIS**

Ronald J. DeIaco, President

Attest:

Sharon Trexler, Borough Manager

AND NOW, this 25th day of September, 2019, the above Ordinance is hereby APPROVED.

Kathleen Palmer, Mayor