

CHAPTER 15

MOTOR VEHICLES AND TRAFFIC

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Part 1

General Regulations

§101. Definitions and Interpretation.

1. Words and phrases, when used in this Chapter, except for sections or Parts to which different or additional definitions apply, shall have the meanings ascribed to them in The Vehicle Code (the Act of June 17, 1976, P.L. 162 No. 81), as amended, except that, in this Chapter, the word "street" may be used interchangeably with the word "highway", and shall have the same meaning as the word "highway" as defined in the Vehicle Code.

2. The term "legal holidays" as used in this Chapter shall mean and include: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

3. In this chapter, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

4. Although the streets in the Borough of Shamokin Dam run generally in a northeast-southwest and a northwest-southeast direction, for the purpose of this Chapter, Routes 11 and 15 and the streets running parallel or generally parallel to Routes 11 and 15 shall be deemed to run in a north-south direction, and Eighth Avenue and the streets parallel or generally parallel to Eighth Avenue shall be deemed to run in an east-west direction. (Ord. 88-3, 10/17/1988)

§102. Manner of Adopting Permanent Traffic and Parking Regulations.

All traffic and parking regulations of a permanent nature shall be enacted as ordinances, as parts of ordinances, as amendments to ordinances, or as amendments to this chapter, except where the law specifically authorizes less formal action. (Ord. 88-3, 10/17/1988)

§103. Provisions to be Continuation of Existing Regulations.

The provisions of this Chapter, so far as they are the same as those of ordinances and regulations in force immediately before the enactment of this Chapter, are intended as a continuation of those earlier ordinances and regulations, and not as new enactments. Nothing in this Chapter shall affect any act done or liability incurred, or any suit or prosecution pending or to be instituted under any of those repealed or superseded ordinances or regulations. (Ord. 88-3, 10/17/1988)

§104. Temporary and Emergency Regulations. The Mayor shall have the following powers to regulate traffic and parking temporarily and in time of emergency:

A. In the case of fire, flood, storm or other emergency, to establish temporary traffic and/or parking regulations; and

B. In the case of emergency or to facilitate public works, or in the conduct of parades, processions or public events, to restrict or prohibit traffic and/or parking in limited areas for periods of not more than seventy-two (72) hours.

Such temporary and emergency regulations shall be enforced by the Police Department in the same manner as permanent regulations. Any person who shall operate or park a vehicle or tractor in violation of any such regulations, or who shall move, remove, destroy, injure or deface any sign or marking erected, posted or made to give notice of any such regulation, shall, upon conviction thereof, be subject to the penalty set forth in the law or elsewhere in this Chapter 15 for a violation of such nature, and, in case of a violation for which no specific penalty is set forth in the law or elsewhere in this chapter, to a fine of not more than twenty-five dollars (\$25.00) together with costs of prosecution. (Ord. 88-3, 10/17/1988)

§105. Experimental Regulations. The Borough Council may, from time to time by resolution, designate places upon and along the highways in the Borough where, for a period of not more than ninety (90) days, specific traffic and/or parking regulations, prohibitions and restrictions shall be in force and effect, and shall designate such locations by proper signs and markings. Such regulations, prohibitions and restrictions shall be effective as if they had been specified in this chapter. No person shall operate or park a vehicle or tractor in violation of any such regulation, prohibition or restriction, and no person shall move, remove, destroy or deface any sign or marking erected, posted or made by authority of this section. Any person who shall violate any provision of this section shall, upon conviction thereof, be subject to the penalty set forth in the law or elsewhere in this chapter for a violation of such nature, and in case of a violation for which no specific penalty is set forth in the law or elsewhere in this chapter, to a fine of not more than twenty-five dollars (\$25.00) together with costs of prosecution; provided, the purpose of this section is to allow for the test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the Borough relative to traffic and parking. (Ord. 88-3, 10/17/1988)

§106. Traffic on Streets Closed or Restricted for Construction, Maintenance or Special Events.

1. Borough Council shall have authority to close any street or specific part of a street to vehicular traffic and to place barriers or station police officers at each end of the closed portion, while construction or maintenance work is under way or a special event is being conducted on the closed portion. It shall be unlawful for any person to drive a vehicle upon any such closed portion.

2. Borough Council shall have authority to establish a restricted traffic area upon any street where construction or maintenance work is under way and to station flagmen at each end of the restricted portion. It shall be unlawful for any person to drive a vehicle upon any such restricted traffic area at any time when the flagman is displaying a sign directing that vehicle to stop, or is signaling that vehicle, by a flag or other device, not to proceed.

3. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988)

§107. Use of Streets by Processions and Assemblages.

1. For the purpose of this section, the words "assemblage" and "procession" shall have the following meanings:

ASSEMBLAGE - a gathering of people without vehicles, which interferes with the movement of pedestrian or vehicular traffic on any street;

PROCESSION - a group of individuals, vehicles, animals and/or objects moving along a street in a way that interferes with the normal movement of traffic. A procession shall not include a funeral caravan or military convoy.

2. It shall be unlawful for any person to hold or participate in any assemblage unless the person organizing or conducting the assemblage first obtains a permit from the Chief of Police, which shall be issued without fee. Application for the permit shall be made at least one week in advance of the day on which the assemblage is proposed to be held, but in any case where a state-designated highway is proposed to be used, application shall be made at least three (3) weeks in advance of the proposed date. The permit shall state the place where and the date when the assemblage is to be held, the hour when the assemblage may convene and the hour by which it shall have been completely dispersed. It shall be unlawful for any person to hold or to participate in any assemblage unless the permit has been granted, or at any time or place other than that authorized by the permit.

3. It shall be unlawful for any person to hold or participate in any procession unless the person organizing or conducting the procession first obtains a permit from the Chief of Police, which shall be issued without fee. Application for the permit shall be made at least two (2) weeks in advance of the day when the procession is proposed to be held, but in any case where a state-designated highway is proposed to be used, application shall be made at least three (3) weeks in advance of the proposed date. The permit shall specify the date on which the procession is to be held, the route to be followed by the procession, the hour when and place where participants may commence to assemble and form before the procession is under way, the time when the procession may commence to move along its route, and the time by which the end of the procession shall have reached the end of the route of the procession and the procession shall have been disbanded. It shall be unlawful for any person to hold or to participate in any procession unless the permit shall have been granted, or under any conditions as to time or route or otherwise than those stated in the permit.

4. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988)

§108. Authority of Police Officers. The police officers of the Borough of Shamokin Dam are hereby given authority to direct traffic on the highways of the Borough and at intersections thereof. (Ord. 88-3, 10/17/1988)

§109. Authorization for Use of Speed Timing Devices. The Borough of Shamokin Dam Police Department is hereby authorized to use all speed timing devices for the determination of speed of a motor vehicle as are approved or will be approved by the Department of Transportation of the Commonwealth of Pennsylvania, in accordance with Title 75, Pa. C.S.A. §§3368.

This section authorizes the use of said devices upon all highways within the Borough, be they Borough of Shamokin Dam, county or state highways, and does also hereby elect to exercise all powers granted to "local authorities" under the Vehicle Code of the Commonwealth of Pennsylvania, 75 Pa. C.S.A. §§6101 et seq. (1977) as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania. (Ord. 88-3, 10/17/1988)

Part 2
Traffic Regulations

§201. Maximum Speed Limits Established on Certain Streets.

1. Maximum speed limits are established on portions of specified streets, as follows, and it shall be unlawful for any person to drive a vehicle, on any part of a street where a maximum speed limit applies, at a higher speed than the maximum prescribed for that part of the street:

<u>Street</u>	<u>Between</u>	<u>Maximum Speed Limit</u>
(Reserved)		

2. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00). Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) per mile for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 88-3, 10/17/1988)

§202. Maximum Speed Limits Established on Certain Bridges and Elevated Structures.

1. Maximum speed limits are established, as follows, on certain bridges and elevated structures, and it shall be unlawful for any person to drive a vehicle on any such bridge or elevated structure, at a higher speed than the maximum prescribed for that bridge or elevated structure:

<u>Bridge or Elevated Structure</u>	<u>Location</u>	<u>Maximum Speed Limit</u>
(Reserved)		

2. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00). Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) per mile for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 88-3, 10/17/1988)

§203. Maximum Speed Limits Established for Certain Vehicles on Hazardous Grades.

1. The following are declared to be hazardous grades, and, upon any such hazardous grade, no person shall drive a vehicle, having a gross weight in excess of that referred to for that grade, in the direction stated for that grade, at a speed in excess of that established in this

section for that grade, and, if so stated for a particular grade, the driver of every such vehicle shall stop the vehicle before proceeding downhill:

<u>Street</u>	<u>Between</u>	<u>Direction of Travel</u>	<u>Required to</u>		<u>Stop Before Proceeding Downhill</u>
			<u>Maximum Gross Weight</u>	<u>Maximum Speed Limit</u>	
(Reserved)					

2. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00). Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 88-3, 10/17/1988)

§204. Maximum Speed Limits Established in Parks.

1. A speed limit of fifteen (15) miles per hour is established on all streets and roadways in the public parks maintained and operated by the Borough of Shamokin Dam, except in the following locations, where the lower maximums, as specified, shall apply:

<u>Park</u>	<u>Street</u>	<u>Location</u>	<u>Maximum Speed</u> <u>Limit</u>
(Reserved)			

2. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine of thirty-five dollars (\$35.00). Any person exceeding the maximum speed limit by more than five (5) miles per hour shall pay an additional fine of two dollars (\$2.00) per mile for each mile in excess of five (5) miles per hour over the maximum speed limit.

(Ord. 88-3, 10/17/1988)

§205. Traffic Signals at Certain Locations.

1. At the following locations, traffic signals as indicated below shall be erected (or are ratified if previously erected), and traffic at those locations shall be directed by those signals:

<u>Location</u>	<u>Type of Signal</u>
(Reserved)	

2. Any driver of a vehicle who disobeys the directions of any traffic signal shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988)

§206. Intersections Where Turn Prohibited on Red Signal.

1. The following are established as intersections where drivers of vehicles headed in the direction or directions indicated are prohibited from making a right turn (or a left turn from a one-way street into another one-way street) on a steady red signal:

<u>Intersection</u>	<u>Vehicles Traveling on</u>	<u>Facing</u>
	(Reserved)	

2. Any driver of a vehicle who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988)

§207. One-Way Streets Established.

1. The following are established as one-way streets, and it shall be unlawful for any person to drive a vehicle on any one-way street other than in the direction established for traffic on that street:

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Direction of Travel</u>
Helen Street	8 th Avenue	7 th Avenue	North

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988; as amended by Ord. 93-3, 4/5/1993, §1)

§208. Turning at Certain Intersections Prohibited or Restricted.

1. It shall be unlawful for the driver of any vehicle, of the type indicated, traveling upon the first-named street at any of the following intersections, in the direction or directions indicated in each case, to make a left turn and/or a right turn into the second-named street, as indicated, at any time when such a turn is prohibited by this Section:

<u>Vehicles Traveling on</u>	<u>Direction of Travel</u>	<u>Not to Make</u>	<u>Into</u>	<u>When</u>	<u>Type of Vehicle Applicable to</u>
Baldwin Ramp	West	Left or Right	US Route 11 & 15	All times	All types
9 th Avenue	Both	Left	US Route 11 & 15	All times	All types
10 th Avenue	Both	Left	US Route 11 & 15	All times	All types
Stetler Avenue	East	Left	US Route 11 & 15	All times	All types

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988; as amended by Ord. 2010-4, 9/13/2010, §3)

§209. Right Turns Only Permitted at Certain Intersections.

1. It shall be unlawful for the driver of any vehicle, traveling upon the first-named street at any of the following intersections, in the direction or directions indicated in each case, to make other than a right turn, at any time stated, both left turns and straight-across traffic being prohibited:

<u>Vehicles Traveling on</u>	<u>Direction of Travel</u>	<u>Times</u>	Not to make left turn into or travel <u>straight across</u>
(Reserved)			

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988)

§210. U-Turns Prohibited at Certain Locations.

1. It shall be unlawful for the driver of any vehicle, traveling upon any of the following portions of streets, in the direction or directions indicated for that street, to make a U-turn:

<u>Street</u>	<u>Portion</u>	<u>Direction of Travel</u>
Baldwin Boulevard [Ord. 04-8]	From US 11 & 15 to Jonathan Road	West

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988; as amended by Ord. 04-8, 11/1/2004, §2)

§211. No Passing Zones Established.

1. The following are established as no passing zones, and it shall be unlawful for the driver of any vehicle to overtake or pass another vehicle or to drive on the left side of the roadway in any no passing zone:

<u>Street</u>	<u>Direction of Travel</u>	<u>Between</u>
(Reserved)		

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988)

§212. Through Highways Established.

1. The following highways are established as through highways, thus authorizing stop or yield signs to be erected facing traffic approaching every intersection with the through highway except for those intersections with traffic signals, or with exceptions or modifications as indicated below. Every driver of a vehicle approaching a stop or yield sign authorized by this section shall stop the vehicle or yield right-of-way as required by Section 3323(b) or 3323(c) of the Vehicle Code, as the case may be, and shall not proceed into or across the through highway until he has followed all applicable requirements of that section of the law:

<u>Highway</u>	<u>Between</u>
Arbogast Avenue	US. Rt. 11 & 15 and Old Trail
Baldwin Boulevard	Susquehanna Trail and West Terminus
Chestnut Street	Tenth Avenue and Eighth Avenue
Eighth Avenue	Maple Street and Chestnut Street
Eighth Avenue	Old Trail and Susquehanna Trail
Eleventh Avenue	Old Trail and Susquehanna Trail
Eleventh Avenue	Susquehanna Trail and West Borough Limit
Helen Street	Eighth Avenue and Fifth Avenue
Jonathan Road	Baldwin Boulevard and Courtland Drive
Kessler Avenue	US. Rt. 11 & 15 and Maple Street
Maple Street	Eleventh Avenue and Eighth Avenue
Maple Street	Stetler Avenue and Eleventh Avenue
Monroe Avenue	US. Rt. 11 & 15 and Old Trail
Old Trail	South Borough Limit and Circle
Seventh Avenue	Old Trail and Helen Street
Snyder Street	Eleventh Avenue to Kessler Street
Stetler Avenue	Susquehanna Trail and West Borough Limit
Susquehanna Trail	South Borough Limit and North Borough Limit
Spruce Street	Eleventh Avenue and Eighth Avenue

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988)

§213. Stop Intersections Established.

1. The following intersections (in addition to intersections with the through highways established by §212) are established as stop intersections, and official stop signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street (the intersecting or through street) on the first-named street (the stop street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first named or stop street, in the direction indicated in each case, shall stop the vehicle as required by Section 3323(b) of the Vehicle Code, and shall not proceed into or across the second-named or intersecting or through street until he has followed all applicable requirements of that section of the law:

<u>Stop Street</u>	<u>Intersecting or Through Street</u>	<u>Direction of Travel</u>
8 th Street	Cherry Street	East and West
Helen Street	7 th Avenue	North
Maple Street	Garden Circle	North and South
Maple Street [<u>Ord. 09-4</u>]	9 th Avenue	North and South
Maple Street [<u>Ord. 04-8</u>]	10 th Avenue	North and South
May Avenue	Unnamed alley at East Terminus of May Avenue	East
Snyder Street	Arbogast Avenue	North and South
Spruce Street	8 th Avenue	North
Spruce Street	King Avenue	North and South
Spruce Street	10 th Avenue	North and South

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 88-3, 10/17/1988; as amended by Ord. 93-4, 9/13/1993, §1; by Ord. 95-4, 10/2/1995, §1; by Ord. 02-4, 10/7/2002, §1; by Ord. 04-8, 11/1/2004, §1; and by Ord. 09-04, 4/6/2009, §1)

§214. Yield Intersections Established.

1. The following intersections (in addition to intersections with the through highways established by §212) are established as yield intersections, and official yield signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street (the through street) on the first-named street (the yield street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first-named or yield street, in the direction indicated in each case, shall slow down or stop the vehicle as required by Section 3323(c) of the Vehicle Code, and then yield the right-of-way as required by that subsection of the Vehicle Code:

<u>Yield Street</u>	<u>Through Street</u>	<u>Direction of Travel</u>
	(Reserved)	

(15, §214(2))

(15, §214(2))

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs. (Ord. 88-3, 10/17/1988)

§215. Operation of Motor Vehicles Restricted on Public Lands. No motor vehicle or motorcycle or minibike shall be operated on any lands owned by the Borough of Shamokin Dam or any other public body or agency within the Borough, except on those lands specifically designated for the operation of motor vehicles, motorcycles, snowmobiles, ATV's or minibikes by resolution of the Borough Council. (Ord. 88-3, 10/17/1988)

§216. Skates, Coasters, Sleds and Other Toy Vehicles.

1. It shall be unlawful for any person to ride on a sled upon any sidewalk in the Borough of Shamokin Dam, or upon any roadway unless that roadway is on a portion of a street blocked off for sledding by authority of §105 of Part 1 of this Chapter. Provided: nothing in this subsection shall prevent a pedestrian from pulling a sled, with or without a rider, upon a sidewalk.

2. It shall be unlawful for any person to engage in rollerskating or to ride upon or propel any coaster or other toy vehicle upon:

A. Any street except in order to cross the roadway; or

B. Any sidewalk located in a business district, except that nothing in this paragraph shall prevent a pedestrian from pulling a coaster or other toy vehicle, with or without a rider, upon a sidewalk.

3. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of five dollars (\$5.00) and costs. (Ord. 88-3, 10/17/1988)

§217. Blocking of Road Entrance at Certain Locations Prohibited.

1. It shall be unlawful for the driver of any vehicle stopped in a line of traffic at a red light or stop sign to block access to or from an intersecting street designated below:

<u>Street</u>	<u>Intersecting Street</u>	<u>Direction</u>
Baldwin Boulevard	Jonathan Road	East

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs. (Ord. 88-3, 10/17/1988; as added by Ord. 04-8, 11/1/2004, §3)

§218. Engine Brakes Prohibited.

1. No gasoline powered or diesel powered motor vehicles shall be operated on the streets, roads, alleys or highways listed below within the Borough of Shamokin Dam, Snyder County, Pennsylvania, utilizing, in said operation, an engine brake, engine suppression device or compression brake, without exhaust mufflers, or with defective or modified exhaust mufflers permitting excessive noise to be created by said motor vehicle.

(15, §218(2))

(15, §218(2))

2. The streets subject to this prohibition shall be as follows:

a. State Route 11-15, north and south from the southern Borough line to junction of Route 11 and Route 15.

3. This Section shall not apply to emergency driving situations requiring the utilization of an engine brake to protect the safety and property of the residents of Shamokin Dam Borough, other motor vehicle operators, pedestrians, and the operator and passengers of the motor vehicle involved in said emergency situation.

4. Any person, firm, corporation or organization violating any of the provisions of this Section shall, upon summary conviction before a District Magistrate having jurisdiction, be sentenced to pay a fine of not less than fifty dollars (\$50) or more than three hundred dollars (\$300) and costs of prosecution, and in default of the payment thereof, shall be sentenced to undergo imprisonment in any County Jail for a period not to exceed ten (10) days.
(Ord. 2016-03, 7/5/2016)

Part 3

Restrictions on Size, Weight and Type of Vehicle and Load

§301. Vehicle Weight Limits Established on Certain Streets and Bridges.

1. On the following bridges and streets or parts of streets, by authority granted by Section 4902(a) of the Vehicle Code, it shall be unlawful for any person or persons to drive any vehicle or combination having a gross weight in excess of the maximum prescribed below for that bridge or street or part of street, as the case may be:

<u>Street or Bridge</u>	<u>Between</u>	<u>Maximum Gross Weight</u>
All bridges		5 tons
8th Avenue East	N Susquehanna Trail & N Old Trail	10 tons
8th Avenue West	N Susquehanna Trail & Maple Street	10 tons
9th Avenue	N Susquehanna Trail & Maple Street	10 tons
10th Avenue	N Susquehanna Trail & Maple Street	10 tons
Spruce Street	11th Avenue & 8th Avenue	10 tons
Maple Street	Stetler Avenue & 8th Avenue	10 tons
Weatherfield Drive	11th Avenue & 8th Avenue	10 tons
Stetler Avenue East	N Susquehanna Trail & N Old Trail	10 tons
Stetler Avenue West	N Susquehanna Trail & Borough Line	10 tons
Monroe Avenue	N Susquehanna Trail & N Old Trail	10 tons
Center Street	8th Avenue & N Old Trail	10 tons
Arbogast Avenue East	N Susquehanna Trail & N Old Trail	10 tons
Arbogast Avenue West	N Susquehanna Trail & Snyder Street	10 tons
Baldwin Blvd West	Mall Entrance & Macintosh Road	10 tons
Jonathan Road	Baldwin Blvd & Macintosh Road	10 tons
Kessler Avenue	N Susquehanna Trail & Maple Street	10 tons
Snyder Street	Kessler Avenue & 11th Avenue	10 tons
Queen Avenue	11th Avenue & Maple Street	10 tons

2. Any person who violates any provision of this section shall be prosecuted under Sections 4902(a) and 4902(g-1) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of one hundred fifty dollars (\$150.00) plus one hundred fifty dollars (\$150.00) for each five hundred (500) pounds, or part thereof, in excess of three thousand (3,000) pounds over the maximum allowable weight, and costs.

3. Local traffic as defined herein may be exempt from the restrictions imposed under Subsection (1) above. However, if the Borough determines that local traffic has caused or is likely to cause damage to the highway, the Borough will notify the registrants of the motor vehicle or combination and will notify local law enforcement. After two (2) business days following delivery of the notice, or after five (5) days following mailing of the notice, such local traffic vehicles shall not exceed the weight limits except by permit. The following vehicle classes shall be considered local traffic for purposes of this exemption:

- a. School buses,
- b. Emergency vehicles,
- c. Vehicles making local deliveries or pickups,
- d. Borough owned vehicles,
- e. Contractors performing work on behalf of the Borough,
- f. Public utilities doing maintenance in the Borough, and
- g. Standard residential refuse collection in the Borough.

4. Individuals or entities wishing to operate vehicles in excess of established weight limits on restricted weight Borough highways may apply for a permit to do so. A permit shall not be issued until the application is approved, and the applicant enters into an Excess Maintenance Agreement with the Borough and accepts financial responsibility and security has been posted to the Borough. The amount of security shall be calculated in accordance with Title 67, Chapter 189 of the Pennsylvania Code or its equivalent. All actions taken under the authority of this section shall be taken in accordance with the rules and regulations found in Title 67 of the Pennsylvania Code.

5. The Borough shall erect or cause to be erected and maintained signs designating the restrictions in accordance with 75 Pa.C.S. §4902(e).

6. The Borough shall have the authority to suspend, revoke or deny permits if it is determined that there has been a violation of this Section, pertinent regulation or agreement.

(Ord. 88-3, 10/17/1988; as amended by Ord. 2016-2, 6/6/2016)

§302. Restrictions on Size of Vehicles on Certain Streets and Bridges.

1. On the following bridges and streets or parts of streets, by authority granted by Section 4902(a) of the Vehicle Code, it shall be unlawful for any person to drive any vehicle or combination in violation of the size restrictions prescribed below for that bridge or street or part of street:

<u>Street or Bridge</u>	<u>Between</u>	<u>Restriction</u>
	(Reserved)	

(15, §302 cont'd)

(15, §302 cont'd)

2. Any person who violates any provision of this section shall be prosecuted under Section 4902(a) and Section 4902(g-1) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of seventy-five dollars (\$75.00) and costs.
(Ord. 88-3, 10/17/1988)

§303. Restrictions as to Weight and Size of Vehicles on Certain Streets and Bridges.

1. By reason of hazardous traffic conditions and other safety factors, by authority granted by Section 4902(b) of the Vehicle Code, it shall be unlawful for any person to drive any vehicle or combination in violation of the restriction prescribed below for that bridge or street or part of street.

<u>Street or Bridge</u>	<u>Between</u>	<u>Restriction</u>
	(Reserved)	

2. Any person who violates any provision of this section shall be prosecuted under Section 4902(b) and 4902(g-1) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of not less than twenty-five dollars (\$25.00) and not more than one hundred dollars (\$100.00) and costs.
(Ord. 88-3, 10/17/1988)

§304. Truck Traffic Restricted on Certain Streets.

1. It shall be unlawful for any person to drive a vehicle other than a passenger car on any of the following streets or parts of streets:

<u>Street</u>	<u>Between</u>
	(Reserved)

Provided: nothing in this section shall prohibit any person from driving an emergency vehicle on any of those streets or parts of streets, or from driving on any of those streets or parts of streets a truck or other commercial vehicle making local deliveries to or pickups from premises located along that street or part of a street.

2. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.
(Ord. 88-3, 10/17/1988)

Part 4

General Parking Regulations

§401. Vehicles to be Parked Within Marked Spaces. Wherever a space is marked off on any street for the parking of an individual vehicle, every vehicle parked there shall be parked wholly within the lines bounding that space, and it shall be a violation of this Part for any person to park a vehicle or allow it to remain parked otherwise. (Ord. 88-3, 10/17/1988)

§402. Angle Parking Required on Portions of Certain Streets. Only angle parking shall be permitted on the following portions of streets:

<u>Street</u>	<u>Side</u>	<u>Between</u>
		(Reserved)

On all streets where angle parking is required, every vehicle parked at the angle shall be parked with its front nearest the curb.

(Ord. 88-3, 10/17/1988)

§403. Parking Prohibited at All Times in Certain Locations. Parking shall be prohibited at all times in the following locations:

<u>Street</u>	<u>Side</u>	<u>Between</u>
Arbogast Avenue	North	Entire length
Center Street	East	Entire length
Chestnut Street	East	Entire length
Courtland Drive	East	Entire length
Eighth Avenue	North	US 11 & 15 and Chestnut St.
Eighth Avenue	Both Sides	US 11 & 15 and Old Trail Rd.
Eleventh Avenue	Both Sides	US 11 & 15 and Old Trail Rd.
Eleventh Avenue	Both Sides	US 11 & 15 and West Boro limit
Helen Street	East	Eighth Ave. & PP&L pole #2647
Helen Street	Both Sides	PP&L pole 2647 & pole #2646
Helen Street	West	PP&L pole 2646 & Seventh Ave.
Helen Street	East	Seventh Ave. & Sixth Ave.
Jonathan Road	North	Baldwin Blvd. & Courtland Dr.
Kessler Avenue	North	Entire length
King Avenue	North	Entire length
King Street	North	Chestnut St. & Eastern end
Macintosh Road	East	Jonathan Rd & Baldwin Blvd.
Maple Street	East	Stetler Ave. & Eighth Ave.
Monroe Avenue	North	Entire length
Ninth Avenue	North	Entire length
Old Trail Road	West	Southern & Northern Boro. lines
Queen Avenue	North	Entire length
Rome Court	North	Entire length
Seventh Avenue	North	Entire length
Smokehouse Road	West	Entire length
Stayman Road	East	Entire length

<u>Street</u>	<u>Side</u>	<u>Between</u>
Stetler Avenue	Both sides	US 11 & 15 and Old Trail Rd.
Stetler Avenue	Both sides	US 11 & 15 and West terminus
Snyder Street	East	Kessler Ave. and Eighth Ave.
Spruce Street	East	Entire length
Tenth Avenue	North	Entire length
U.S. Rts. 11 & 15	Both Sides	South & North Borough limits

(Ord. 88-3, 10/17/1988)

§404. Parking Prohibited in Certain Locations Certain Days and Hours.

Parking shall be prohibited in the following locations at all times on the days and between the hours indicated in this section, as follows:

<u>Street</u>	<u>Side</u>	<u>Between</u>	<u>Days</u>	<u>Hours</u>
Seventh Avenue	South	Entire Length	All Days	10:00 PM to 4:00 AM

(Ord. 88-3, 10/17/1988; as amended by Ord. 89-3, 12/4/1989)

§405. Parking of Trucks, Buses and Certain Other Vehicles Prohibited in Certain Locations. It shall be unlawful for any person to park, or to allow to remain parked, on any of the following streets or parts of streets any vehicle other than a passenger car (which shall not include any bus, motor home or passenger car attached to a trailer of any kind):

<u>Street</u>	<u>Between</u>
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(Reserved)

(Ord. 88-3, 10/17/1988)

§406. Parking Time Limited in Certain Locations Certain Days and Hours. No person shall park a vehicle, or allow it to remain parked, for longer than the time indicated, in any of the following locations, at any time on the days and between the hours indicated:

<u>Street</u>	<u>Side</u>	<u>Between</u>	<u>Days</u>	<u>Hours</u>	<u>Parking Time Limit</u>
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(Reserved)

(Ord. 88-3, 10/17/1988)

§407. Special Purpose Parking Zones Established; Parking Otherwise Prohibited. The following are established as special purpose parking zones, and it shall be unlawful for any person to park a vehicle or to allow it to remain parked, in any such zone, except as specifically provided for that zone:

<u>Street</u>	<u>Side</u>	<u>Location</u>	<u>Authorized Purpose or Vehicle</u>
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(Reserved)

(Ord. 88-3, 10/17/1988)

§408. Standing or Parking on Roadway for Loading or Unloading. It shall be unlawful for any person to stop, stand or park a vehicle (other than a pedalcycle) on the roadway side of any vehicle stopped or parked at the edge or curb of any street, except that standing or parking for the purpose of loading or unloading persons or property shall be permitted on the following named streets on Monday through Saturday, between the hours of 9:00 a.m. and 11:30 a.m. and between the hours of 1:30 p.m. and 4:00 p.m., and for no longer than necessary for the loading or unloading.

<u>Street</u>	<u>Side</u>	<u>Between</u>
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(Reserved)

(Ord. 88-3, 10/17/1988)

§409. Residential Permit Parking.

1. Findings and Purpose: The Borough of Shamokin Dam finds that:

A. Certain residential areas in the Borough are subjected to commuter vehicle parkings, therefore depriving the residents of those areas of spaces in which to park their own vehicles;

B. Those residential streets are also subjected to a high degree of commuter traffic which substantially reduces the quality of the ambient air level; and

C. The establishment of a parking permit program for certain affected areas should facilitate efficient movement of traffic by providing for parking preference during certain hours of the day and days of the week. Therefore, the Borough of Shamokin Dam considers it to be in the interest of the people of the Borough to provide for the establishment of a residential permit parking program to insure primary access to available parking spaces by neighborhood residents and also to provide a cleaner ambient air level.

2. Definitions - For the purpose of this section, words and terms listed in this subsection, as follows, shall have the following meanings:

COMMUTER VEHICLE - a motor vehicle parked in a residential area by a person not a resident of that residential area;

PROPRIETOR - a person who owns or leases real estate within a residential area of which he is not a resident, but who owns or manages a business enterprise or professional office maintained at that address; for the purpose of this section, a proprietor shall be entitled to one (1) parking permit for that business or professional office address;

RESIDENT - a person who owns or leases real property within a residential area and who maintains either a voting residence, or bona fide occupancy, or both, at that address;

RESIDENTIAL AREA - a contiguous area containing public highways or parts of public highways primarily abutted by residential property or residential and non-business property (such as schools, parks, places of worship, hospitals and nursing homes).

3. Criteria - The residential areas designated in subsection 4 of this section are those deemed impacted and hence eligible for residential parking on the basis of the following criteria:

A. During any period between the hours of 7:00 a.m. and 6:30 p.m., Monday through Saturday, except legal holidays, the number of vehicles parked (or standing), legally or illegally, on the streets in the area is equal to seventy percent (70%) or more of the legal, on-street parking capacity of the area. For the purpose of this criterion, a legal parking space shall be twenty (20) linear feet.

B. During the same period as specified in A, directly above, ten percent (10%) or more of the vehicles parked (or standing) on the streets in the area are not registered in the name of a person residing in the area. For the purpose of this criterion, the latest available information from the Bureau of Motor Vehicles and Licensing of the Pennsylvania Department of Transportation regarding registration of motor vehicles shall be used.

Provided: In determining that a specific area identified as impacted and eligible for residential permit parking is designated as a residential permit parking area, the following factors are taken into consideration:

(1) The local and metropolitan needs with respect to clean air and environment;

(2) The possibility of a reduction in total vehicle miles driven in the Borough of Shamokin Dam;

(3) The likelihood of alleviating traffic congestion, illegal parking and related health and safety hazards;

(4) The proximity of public transportation to the residential area;

(5) The desire and need of the residents for residential permit parking and their willingness to bear the administrative costs in connection with it; and

(6) The need for parking in excess of the residential permit parking program in proximity to establishments located in the residential permit parking area and used by the general public for religious, health or educational purposes.

4. Designation of residential permit parking areas - The following are designated as residential permit parking areas:

Area

Bounded by and Including

(Reserved)

Signs shall be erected along the streets in each residential permit parking area, indicating the days, hours, locations and conditions under which parking shall be by permit only.

5. Application for permit - Application for a residential parking permit shall be made to the Chief of Police by the person desiring the permit, who shall be only the owner or the driver of a motor vehicle who resides on or is a proprietor of property immediately adjacent to a street or other location within a residential parking permit area. A separate application shall be required for each motor vehicle, and each application shall be accompanied by a ten dollar (\$10.00) permit fee, which shall be for the use of the Borough of Shamokin Dam, to be applied to the cost of administering the residential permit parking program. Each application shall contain the following information: the name of the owner or the driver, as the case may be, of the motor vehicle; the address of the resident or the proprietor, as the case may be; the make, model and registration number of the motor vehicle; and the driver number as taken from the applicant's current driver's license. At the discretion of the Chief of Police, the applicant shall be required, at the time of making application, to present his driver's license and the vehicle registration card.

6. Issuance of permit - Upon receipt of the application and the permit fee, and determination by him that the information upon the application shows that the applicant is entitled to a residential parking permit, the Chief of Police shall issue to the applicant a residential parking permit, which shall be valid for the remainder of the calendar year. The permit shall display the serial and registration numbers of the motor vehicles, the residential parking area number, and the expiration date. The permit shall be renewable annually before the expiration date, upon making application for renewal and payment of the ten dollar (\$10.00) permit fee. It shall be unlawful and a violation of this Section for any person to display other than the current and valid permit while standing or parking in a residential permit parking area at any time when those permits are to be displayed.

7. Temporary and exemption parking permits - Temporary parking permits may be issued by the Chief of Police, upon payment of a fee of two dollars (\$2.00), to bona fide visitors of residents of a designated residential permit parking area, and exemption parking permits may be issued, without payment of a fee, to handicapped persons.

8. Responsibility of permit holder

A. Notwithstanding any provision of this Section to the contrary, the holder of a residential parking permit shall be permitted to stand or park a motor vehicle operated by him in any designated residential parking area during those times when parking of motor vehicles is permitted in that area. While a vehicle for which a residential parking permit has been issued is so parked, that permit shall be displayed so

as to be clearly visible through the windshield of the vehicle. A residential parking permit shall not guarantee or reserve to the holder a parking space within a designated residential permit parking area.

B. A residential parking permit shall not authorize its holder to stand or park a motor vehicle in any place where or at any time when stopping, standing or parking of motor vehicles is prohibited or set aside for other specified types of vehicles, nor shall the permit exempt its holder from the observance of any traffic or parking regulation other than residential permit parking regulation or restriction.

C. No person other than the permit holder whose name appears on the permit shall use a residential parking permit or display it on a vehicle operated; any such use or display by a person other than the permit holder shall constitute a violation of this section by the permit holder and by the person who so used or displayed the parking permit.

D. It shall constitute a violation of this Section for any person falsely to represent himself as eligible for a residential parking permit or to furnish false information in an application to the Chief of Police in order to obtain a residential parking permit.

(1) Revocation of permits: The Chief of Police shall have authority to revoke the residential parking permit of any permit holder found to be in violation of any provision of this Section. Upon written notification to him of the revocation, the permit holder shall surrender the permit to the Chief of Police. Failure to do so, when so requested, shall constitute a violation of this Section. Provided: any person receiving such a notice may, within ten (10) days after the date of the notice, appeal to Borough Council for a hearing on the revocation, and the decision of Borough Council shall be final.

(Ord. 88-3, 10/17/1988)

§410. Penalties.

1. Any person who violates the provision of this Part that prohibits parking on both sides of US Routes 11 & 15 throughout the Borough shall, upon conviction, be sentenced to pay a fine of not more than fifty dollars (\$50.00) and costs. Provided: it shall be the duty of the police officers and of parking enforcement personnel of the Borough of Shamokin Dam to report to the appropriate official such violation indicating the specific violation; the license number of the vehicle involved in the violation; the specific location where the violation took place; and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending the violation. The police officer or such other person making the report shall also attach to or place upon every such vehicle a notice stating that the vehicle was parked in violation of this Part. The notice shall contain instructions to the owner or driver of the vehicle that if he will report to the Police Department at the Borough Office and pay the sum of twenty-five dollars (\$25.00) within one hundred twenty (120) hours after the time of the notice, that act will save the violator from prosecution and from payment of the fine and costs prescribed in the first sentence of this Section.

2. Any person who violates any other provision of this Part shall, upon conviction, be sentenced to pay a fine of not more than fifteen dollars (\$15.00) and costs. Provided: it shall be the duty of the police officers and of parking enforcement personnel of the Borough of Shamokin Dam to report to the appropriate official all violations of any provision of this Part, indicating, in each case: the section violated; the license number of the vehicle involved in the violation; the location where the violation took place; and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending the violation. The police officer or other person making the report shall also attach to or place upon every such vehicle a notice stating that the vehicle was parked in violation of this Part. The notice shall contain instructions to the owner or driver of the vehicle that if he will report to the Police Department at the Borough Office and pay the sum of five dollars (\$5.00) within twenty-four (24) hours after the time of the notice, that act will save the violator from prosecution and from payment of the fine and costs prescribed in the first sentence of this Section.

(Ord. 88-3, 10/17/1988; as amended by Ord. 00-5, 11/6/2000, §1)

Part 5

Unmetered Off-Street Parking

§501. Unmetered Parking Lots Established. The following are established as the unmetered parking lots operated by the Borough of Shamokin Dam:

<u>Lot</u>	<u>Location</u>	<u>Maximum Parking Time</u>	<u>Days in Operation</u>	<u>Hours in Operation</u>
		(Reserved)		

(Ord. 88-3, 10/17/1988)

§502. Reserved Parking Spaces for Handicapped May be Provided. Borough Council at its discretion, may provide, at convenient and suitable locations in one or both of the unmetered parking lots, reserved parking spaces for handicapped, and shall designate those spaces by appropriate signs. It shall be unlawful, and a violation of this Part, for any person to park in any such reserved parking space, any vehicle unless that vehicle bears or displays either: a "handicapped registration plate", a "handicapped parking placard", a "disabled veteran registration plate", or a "disabled veteran placard". Provided: all provisions, requirements and restrictions contained in the other sections of this Part shall apply to vehicles lawfully parked in reserved parking spaces for handicapped. (Ord. 88-3, 10/17/1988)

§503. Unlawful to Park Overtime or When Lot Closed. It shall be unlawful for any person to park a vehicle, or to allow a vehicle to remain parked in any unmetered parking lot:

1. For longer than the maximum parking time prescribed by §501 of this Part; or
2. At any time when the lot is not in operation and is closed to public use.

(Ord. 88-3, 10/17/1988)

§504. Unmetered Lots for Certain Types of Vehicles. The unmetered parking lots established by §501 of this Part shall be for the use of passenger cars, passenger vans and pickup trucks only, and it shall be unlawful for any person to park any other kind or class of vehicle in any such lot. (Ord. 88-3, 10/17/1988)

§505. Manner of Parking. Every vehicle parked in an unmetered parking lot shall be parked wholly within the lines bounding or marking the individual parking space assigned to that vehicle, and shall be parked headed into the parking space. It shall be unlawful for any person:

1. To park a vehicle in a space not rented by him;
2. To park a vehicle otherwise than as required by this section; or
3. To park a vehicle elsewhere than in an individual parking space, the prohibited areas including, but not limited to, the access and exit driveways and turning and maneuvering spaces.

(Ord. 88-3, 10/17/1988)

§506. Parking on Rental Basis Only. The parking spaces in the unmetered parking lots shall be available for parking on a monthly rental basis only. The rental fee shall be fixed by Borough Council from time to time and shall be for a calendar month or the part of a calendar month remaining after the rental arrangements are made. The rental fee shall be paid in advance to the Borough Secretary, for the use of the Borough of Shamokin Dam, and after the first month shall be automatically renewable until the renter notifies the Borough that he wishes to terminate the rental arrangements. At any time, however, the Borough may, by amending §501 of this Part, discontinue provision of a specific unmetered parking lot or a portion of the parking spaces in any such lot, or may change any unmetered parking lot, or part of an unmetered parking lot, to a metered parking lot or to metered parking spaces. The rental parking spaces shall be assigned by the Borough Secretary. The name of the renter of a parking space and/or the numbers and/or letters on the registration tag of the vehicle entitled to be parked there shall be posted by the Borough at the rental space or shall be painted on the surface of that parking space. (Ord. 88-3, 10/17/1988)

§507. Penalty for Violation.

1. The police officer or other person making the report shall also place on or attach to the vehicle a notice to the owner or driver of the vehicle that the vehicle was parked in violation of this Part, and instructing the owner or driver that if he will report to the office of the Chief of Police and pay, for the use of the Borough, the sum of five dollars (\$5.00) within forty-eight (48) hours after the time of the notice, or will place the sum of five dollars (\$5.00) enclosed within the envelope provided, in any of the special parking fine boxes installed at various locations within the Borough, within that time limit, that act will save the violator from prosecution and from payment of the fine prescribed in Subsection 2 hereof.

2. Any person who violates any provision of this Part and who fails to pay the fine set forth in this §507, shall be cited within fifteen (15) days of the violation and upon conviction, be sentenced to pay a fine of not more than fifteen dollars (\$15.00) and costs.

(Ord. 88-3, 10/17/1988)

Part 6

Removal and Impoundment of Illegally Parked Vehicles

§601. Applicability and Scope. This Part is enacted under authority of Section 6109(a-22) of the Vehicle Code, and gives authority to the Borough of Shamokin Dam to remove and impound those vehicles which are parked in a tow away zone and in violation of parking regulations of this Part. Vehicles which have been abandoned (as defined by the Vehicle Code) or which are parked in such a manner as to interfere with traffic or pose a hazard to others, may be towed under the provisions of the Pennsylvania Motor Vehicle Code. (Ord. 88-3, 10/17/1988)

§602. Authority to Remove and Impound. The Borough of Shamokin Dam shall have authority to remove and impound, or to order the removal and impounding, of any vehicle parked overtime or otherwise illegally, provided that the circumstances of its parking were within the conditions stated in §601 of this Part. Provided: no such vehicle shall be removed or impounded except in strict adherence to the provisions of this Part, or the provisions of the Pennsylvania Vehicle Code. (Ord. 88-3, 10/17/1988)

§603. Tow Away Zones Designated. The following designated streets and/or parking lots are hereby established as towaway zones. Signs shall be posted to place the public on notice that their vehicles may be towed for violation of the Borough parking regulations:

<u>Street</u>	<u>Side</u>	<u>Between</u>
<u>Parking Lot</u>		

(Reserved)

(Ord. 88-3, 10/17/1988)

§604. Designation of Approved Storage Garages; Bonding; Towing and Storage. Removal and impounding of vehicles under this Part shall be done only by "approved storage garages" that shall be designated from time to time by Borough Council. Every such garage shall submit evidence to Borough Council that it is bonded or has acquired liability insurance in an amount satisfactory to Borough Council as sufficient to indemnify owners of impounded vehicles against loss or damage to those vehicles while in the custody of the garage keeper for the purpose of towing or storage. The approved storage garage shall submit to Borough Council its schedule of charges for towing and storage of vehicles under this Part, and when the schedule is approved by Borough Council, those charges shall be adhered to by the approved storage garage; no different schedule of charges shall be demanded of or collected from any person whose vehicle is removed or impounded under this Part by any approved storage garage. Borough Council shall delete from its list of approved storage garages any garage that makes any unapproved charge in connection with any vehicle removed or impounded under this Part. (Ord. 88-3, 10/17/1988)

* 75 Pa C.S.A. §§101 et seq. as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania.

§605. Payment of Towing and Storage Charges. The payment of towing and storage charges shall not relieve the owner or driver of any vehicle from liability for any fine or penalty for the violation of the provision of this Part for which the vehicle was removed or impounded. (Ord. 88-3, 10/17/1988)

§606. Reclamation Costs. In order to reclaim his vehicle, the owner shall pay towing and storage costs, plus a twenty-five dollar (\$25.00) fee of which ten dollars (\$10.00) shall be transferred to the Pennsylvania Department of Transportation by the garage to which the vehicle was taken. (Ord. 88-3, 10/17/1988)

§607. Records of Vehicles Removed and Impounded. The Borough shall cause a record to be kept of all vehicles impounded under this Part and shall be able at all reasonable times to furnish the owners or the agents of the owners of those vehicles with information as to the place of storage of the vehicle. (Ord. 88-3, 10/17/1988)

§608. Restrictions upon Removal of Vehicles. No vehicle shall be removed under the authority of this Part or the Vehicle Code if, at the time of the intended removal, the owner or the person for the time being in charge of the vehicle is present and expresses a willingness and intention to remove the vehicle immediately. (Ord. 88-3, 10/17/1988)

§609. Penalty. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of fifty dollars (\$50.00) together with all costs of disposing of the vehicle under provisions of the Vehicle Code, 75 P.S. §§7301 et seq. (1977), as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania. (Ord. 88-3, 10/17/1988)

§610. Reports and Disposition of Unclaimed Vehicles. If after a period of fifteen (15) days the vehicle in storage remains unclaimed, a report shall be filed with PennDOT in accordance with §7311 of The Vehicle Code, by the person having legal custody of the vehicle. If the vehicle has not been claimed after thirty (30) days, the vehicle may be transferred to a licensed Salvor who will then be responsible for filing the proper reports and disposing of the vehicle in accordance with the provisions of Chapter 73 of the Pennsylvania Motor Vehicle Code (75 Pa C.S.A. §§101 et seq., as amended). (Ord. 88-3, 10/17/1988)

Part 7

Snow and Ice Emergency

§701. Snow Emergency Routes Determined. The following are hereby designated permanent Snow Emergency Routes in the Borough of Shamokin Dam subject to the regulations set forth in this Part:

1. Baldwin Boulevard from its intersection with U.S. Routes 11 & 15 to the point of its intersection with Cortland Road.

2. Cortland Road from its intersection with Baldwin Boulevard to the point of its intersection with Baldwin Boulevard.

(Ord. 88-3, 10/17/1988)

§702. Parking Prohibited on Snow Emergency Routes. No person shall park or leave stand at rest any motor vehicle or other vehicle, by whatsoever means the same be propelled or moved, on either side of those streets designated herein as Snow Emergency Routes for the period of time from one hour after the commencement of any snow fall in the Borough of Shamokin Dam until the forty-eighth hour thereafter to provide sufficient time for the clearing of snow and ice from the said streets. (Ord. 88-3, 10/17/1988)

§703. Mayor Declared Borough-Wide Snow Emergency. At such times as he deems it necessary for the health, safety, and protection of the residents of Shamokin Dam Borough the Mayor may call a Special Snow Emergency and designate parking restrictions throughout the entire Borough of Shamokin Dam as he deems necessary to carry out a plan of snow removal as established by the Borough Manager. (Ord. 88-3, 10/17/1988)

§704. Parking Restrictions During Mayor Declared Special Snow Emergency. No person shall park or leave stand at rest any motor vehicle or other vehicle, by whatsoever means the same be propelled or moved on either side of any street in the Borough of Shamokin Dam during a Mayor Declared Special Snow Emergency at the times designated by the Mayor for the clearing of said vehicles from the streets to implement a plan of snow removal established by the Borough Manager. (Ord. 88-3, 10/17/1988)

§705. Towing of Vehicles Illegally Parked on Snow Emergency Routes or on any Street During a Special Snow Emergency. Any vehicle parked on a street of the Borough of Shamokin Dam in violation of the parking prohibitions of §§702 and 704 of this Part which is not removed immediately upon the request to remove said vehicle made to the owner or agent of the owner by the Shamokin Dam Police or any other representative of the Borough as designated by the Borough Manager or where the owner of such vehicle or his agency cannot be reached to request that the vehicle be removed and it is deemed by the Borough that removal of the vehicle is in the interest of the health, safety, or protection of the Borough Residents to facilitate the removal of snow and ice from said street then the Borough shall have the power and authority to impound the vehicle and may impound the vehicle and cause the vehicle to be towed from the street and stored at any location the Borough may from time to time designate. The cost or charges for towing the storage of a vehicle are hereby assessed against the owner of

the vehicle and must be paid before the vehicle is released from impoundment. Any costs or charges of towing or storage may be collected by the Borough under municipal lien law or an Action in Assumpsit and such costs and charges are in addition to fine or penalty imposed for the conviction of a violation under this part. (Ord. 88-3 10/17/1988)

§706. Plowing, Shoveling or Dumping of Snow unto a Borough Street Prohibited. In order to insure the health, safety or protection of the residents of the Borough of Shamokin Dam the plowing, shoveling or dumping of snow on to a Shamokin Dam Borough Street, except by a designated agency of the Borough in a plan of snow removal, is hereby prohibited. (Ord. 88-3 10/17/1988)

§707. Penalty.

1. It is a summary offense for any person to violate §§702, 704 and 706 of this Part.

2. Every person convicted of a summary offense for a violation of any of the provisions of this Part which conviction is a first offense under this Part shall be sentenced to pay a fine of twenty-five (\$25.00) dollars and costs.

3. Every person convicted of a summary offense for a violation of any of the provisions of this Part which conviction is other than a first offense under this Part shall be sentenced to pay a fine not less than twenty-five (\$25.00) nor more than three hundred (\$300.00) dollars and costs.

4. Upon plea and proof that a person is unable to pay a fine and costs imposed under this Part a court may, in accordance with the Pennsylvania Rules of Criminal Procedure, order payment of the time and costs in installments and shall fix the amounts, times and manner of payment.

5. Any person who does not comply with an order entered under this section may be imprisoned for a number of days equal to one day for each ten (\$10.00) dollars of the unpaid balance of the fine and costs.

(Ord. 88-3, 10/17/1988)