

CHAPTER 15

MOTOR VEHICLES

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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.

(Ord. 3-1991, 12/30/1991)

§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. 3-1991, 12/30/1991)

§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affect any act done or liability incurred, or any suit or prosecution pending or to be instituted under any of those repealed or superseded ordinances or regulations.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. 3-1991, 12/30/1991)

§104. Temporary and Emergency Regulations.

The Chief of Police shall have the following powers to regulate traffic and parking temporarily and in time of emergency:

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

2. 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. 3-1991, 12/30/1991)

§105. Experimental Regulations. The Board of Supervisors may, from time to time by resolution, designate places upon and along the highways in the Township of West Nottingham 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 Township of West Nottingham relative to traffic and parking. (Ord. 3-1991, 12/30/1991)

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

1. Board of Supervisors 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. Board of Supervisors 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. 3-1991, 12/30/1991)

§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 [designated official], 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 [designated official], 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. 3-1991, 12/30/1991)

§108. Authority of Police Officers. The police officers of the Township of West Nottingham are hereby given authority to direct traffic on the highways of the Township of West Nottingham and at intersections thereof.

(Ord. 3-1991, 12/30/1991)

§109. Authorization for Use of Speed Timing Devices. The Township of West Nottingham 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 Township of West Nottingham, be they Township of West Nottingham, 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. 3-1991, 12/30/1991)

§110. Prohibiting the Use of Engine Retardants.

1. Legislative Intent. The Board of Supervisors of West Nottingham Township, Chester County, Pennsylvania, finds, as a fact, that the operation of an engine retardant on a gasoline powered or diesel powered motor vehicle so as to create excessive noise through the use of said engine retardant, adversely affects the public health, safety and welfare of the residents of the West Nottingham Township, and, therefore, is a nuisance in fact.

2. Engine Retardant Prohibited. No gasoline powered or diesel powered motor vehicle shall be operated on the streets, roads, alleys or highways within the Township of West Nottingham utilizing, in said operation, an engine retardant. This Section applies to all streets and roads within the municipal limits.

3. Posting. Signs shall be posted at the following locations:

Ewing Drive	Lees Bridge Road (East	Route 131 (South)	Union Square Road
Fremont Road (North)	Lees Bridge Road (West)	Route 272 (North)	Woodland Drive
Fremont Road (South)	Red Pump Road	Route 272 (South)	
Graves Road	Route 1 (North)	Stoney Lane	
Hopewell Road	Route 1 (South)	Sylmar Road	

4. Enforcement. For each violation of the provisions of this Section, any person who commits, takes part in or assists in any such violation shall be liable upon conviction thereof in a summary proceeding to pay a civil enforcement penalty of three hundred dollars (\$300.00) for the first such offense, together with the costs of enforcement. Each day or portion thereof in which a violation exists shall be considered a separate violation of this Section, and each subsection of this Section which is violated shall be considered a separate violation. Any person who violates this Section a second time within a one (1) year period shall pay a civil enforcement penalty of three hundred dollars (\$300.00) together with the costs of enforcement. Any person who fails to pay the penalty directly to the Township shall be given notice that the Township will proceed in an enforcement action against them before the local District Justice for the collection of the penalty for violation of the Section as well as the costs of service and filing costs.

(Ord. 3-1991, 12/30/1991; as added by Ord. 3-2001, 10/9/2001)

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>
Glenroy Road	Entire length through Nottingham Manor Mobile Home Park (top of hill to top of hill)	25 MPH
Herr Drive	PA Route 272 and T.131	25 MPH
Old Baltimore Pike	At all locations within Twp.	25 MPH
Park Road	Old Baltimore Pike to Cemetery Rd.	25 MPH
Park Road	Cemetery Rd. to Lee's Bridge Rd.	35 MPH

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. 3-1991, 12/30/1991)

§202. 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>
T-308	T-131	PA Route 272 (North)	Northbound 268 feet

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. 3-1991, 12/30/1991)

§203. Operation of Motor Vehicles Restricted on Public Lands. No motor vehicle or motorcycle or minibike shall be operated on any lands owned by the Township of West Nottingham or any other public body or agency within the Township of West Nottingham, except on those lands specifically designated for the operation of motor vehicles, motorcycles or minibikes by resolution of the Board of Supervisors. (Ord. 3-1991, 12/30/1991)

§204. 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 Township of West Nottingham, 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. 3-1991, 12/30/1991)

Part 3

Restrictions on Size, Weight and Type of Vehicle and Load

§301. 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>
Grave's Road	Entire length
Old Forge Road	Entire length

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. 3-1991, 12/30/1991)

§302. Unloading/Loading and Movement of Vehicles and/or Equipment Without Proper Tires: Prohibited. The loading or unloading of certain vehicles and equipment on roadways in West Nottingham Township is hereby regulated because of the acute damage to the Township infrastructure and the potential for traffic hazards in the Township caused by such activity.

1. Declaration of Prohibition. It is hereby declared unlawful for any individual or corporation to engage in the practice of loading or unloading any vehicle or equipment without fully inflated pneumatic tires from or onto another vehicle on any roadway in the Township. It shall also be unlawful to operate any such on any road within the Township.

2. Exemption. Vehicles which are currently permitted to be operated on roadways in the Commonwealth of Pennsylvania are exempt from this Section.

3. Violation and Penalties. Any person who shall be convicted of a violation of any of the provisions of this Section shall be sentenced to pay a fine of not more than five hundred (\$500.00) dollars, together with the costs of prosecution, or to suffer imprisonment for a term not to exceed thirty (30) days or both.

(Ord. 3-1991, 12/30/1991)

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. 3-1991, 12/30/1991)

§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>
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(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. 3-1991, 12/30/1991)

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

<u>Street</u>	<u>Side</u>	<u>Between</u>
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Forge Road	West	From its intersection with Pennsylvania Rt. 272 to its intersection with Old Baltimore Pike
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East and West Christine Road	Both	From the intersection of Graves Road to the intersection of Cemetery Road
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North and South Route 131 (Baltimore Pike)	Both	From the Township Line to the intersection of Route 272
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(Ord. 3-1991, 12/30/1991; as amended by Ord. 2-2001, 10/9/2001)

§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>
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(Reserved)

(Ord. 3-1991, 12/30/1991)

§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>
	(Reserved)

(Ord. 3-1991, 12/30/1991)

§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>
					(Reserved)

(Ord. 3-1991, 12/30/1991)

§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>
			(Reserved)

(Ord. 3-1991, 12/30/1991)

§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>
		(Reserved)

(Ord. 3-1991, 12/30/1991)

§409. Residential Permit Parking.

1. Findings and Purpose: The Township of West Nottingham finds that:

A. certain residential areas in the Township of West Nottingham 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 Township of West Nottingham considers it to be in the interest of the people of the Township of West Nottingham 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 nonbusiness 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 Township of West Nottingham;

(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:

<u>Area</u>	<u>Bounded by and Including</u>
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(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 permit fee as established and set, from time to time, by resolution of the Board of Supervisors which shall be for the use of the Township of West Nottingham, 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 established and set, from time to time, by resolution of the Board of Supervisors, 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 Board of Supervisors for a hearing on the revocation, and the decision of Board of Supervisors shall be final.

(Ord. 3-1991, 12/30/1991)

§410. Penalties. Any person who violates any provision of this Part shall, upon conviction, be sentenced to pay a fine of one hundred dollars (\$100.00) and costs. Provided: it shall be the duty of the police officers and of parking enforcement personnel of the Township of West Nottingham 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 office of the Chief of Police and pay the sum of five dollars (\$5.00) within forty-eight (48) hours after the time of the notice, or if he 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 Township of West Nottingham, 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. 3-1991, 12/30/1991; as amended by Ord. 2-2001, 10/9/2001)

Part 5

Removal and Impoundment of Illegally Parked Vehicles

§501. Applicability and Scope. This Part is enacted under authority of Section 6109(a-22) of the Vehicle Code,* and gives authority to the Township of West Nottingham to remove and impound those vehicles which are parked in a tow away zone and in violation of parking regulations of this Chapter. 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. 3-1991, 12/30/1991)

§502. Authority to Remove and Impound. The Township of West Nottingham 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 §501 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. 3-1991, 12/30/1991)

§503. 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 Township parking regulations:

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

(Ord. 3-1991, 12/30/1991)

§504. Designation of Approved Storage Garages; Bonding; Towing and Storage. Removal and impounding of vehicles under this Chapter shall be done only by "approved storage garages" that shall be designated from time to time by Board of Supervisors. Every such garage shall submit evidence to Board of Supevisors that it is bonded or has acquired liability insurance in an amount satisfactory to Board of Supervisors 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 Board of Supervisors its schedule of charges for towing and storage of vehicles under this Chapter, and, when the schedule is approved by Board of Supervisors, 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 Chapter by any approved storage garage. Board of Supervisors 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 Chapter. (Ord. 3-1991, 12/30/1991)

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

§505. 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 Chapter for which the vehicle was removed or impounded. (Ord. 3-1991, 12/30/1991)

§506. 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. 3-1991, 12/30/1991)

§507. Records of Vehicles Removed and Impounded. The Township of West Nottingham 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. 3-1991, 12/30/1991)

§508. 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. 3-1991, 12/30/1991)

§509. Penalty. Any person who shall violate any provision of this Part 5 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. 3-1991, 12/30/1991)

§510. 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. 3-1991, 12/30/1991)

Part 6

Snow and Ice Emergency

§601. Declaration of Snow and Ice Emergency. In order to facilitate the movement of traffic and to combat the hazards of snow and ice on the snow emergency routes named in §603 of this Part, the Police Chief, in his discretion, may declare a snow and ice emergency (designated in this Part as a "snow emergency"). Information on the existence of a snow emergency may be given by the Township of West Nottingham through radio, newspaper or other available media, and information on the termination of the emergency may be given by use of the same media. (Ord. 3-1991, 12/30/1991)

§602. Parking Prohibited, Driving Motor Vehicles Restricted, on Snow Emergency Routes During Emergency. After any snow emergency is declared, it shall be unlawful, at any time during the continuance of the emergency, for any person:

- 1. to park a motor vehicle or to allow that vehicle to remain parked anywhere on any snow emergency route designated in §603 of this Part; or
- 2. to drive any motor vehicle on any such snow emergency route, unless that vehicle is equipped with snow tires or chains.

(Ord. 3-1991, 12/30/1991)

§603. Snow Emergency Routes Designated. The following are designated as snow emergency routes:

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

(Ord. 3-1991, 12/30/1991)

§604. Penalty for Violation.

1. If, at any time during a period of snow emergency declared under §601 of this Part, a person shall park a motor vehicle or allow a motor vehicle to remain parked anywhere upon a snow emergency route, that person shall be guilty of a violation of this Part, and, upon conviction, shall be sentenced to pay a fine of not more than fifteen dollars (\$15.00) and costs.

2. If, at any time during a period of snow emergency declared under §601 of this Part, a person shall drive a motor vehicle upon a snow emergency route, without having that vehicle equipped with snow tires or chains, that person shall be guilty of a violation of this Part, and, upon conviction, shall be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs.

(Ord. 3-1991, 12/30/1991)

