

ORDINANCE #275-94

AN ORDINANCE PROVIDING FOR THE DECLARATION OF A SNOW EMERGENCY, EMPOWERING THE SUPERVISORS TO ESTABLISH RULES AND REGULATIONS FOR PARKING OF VEHICLES ON PUBLIC ROADWAYS, WITH THE REMOVAL OF SNOW FROM SIDEWALKS AND IMPOSING PENALTIES FOR VIOLATIONS OF THE PROVISION OF ORDINANCE AND REGULATIONS ADOPTED PURSUANT THERETO.

WHEREAS, the Supervisors of Easttown Township deem it to be in the interest of the public health, safety and welfare to facilitate the movement of traffic and the removal of the obstacles of parked vehicles during the periods of time when the accumulation of ice, snow and/or freezing rain create emergency conditions on the public highways; and

WHEREAS, the Supervisors of Easttown Township find it to be in the public interest to provide for an unobstructed passage along sidewalks during such snow emergency conditions; and

WHEREAS, the Supervisors of Easttown Township, pursuant to the provisions of the Second Class Township Code have been granted the power and authority to provide ordinances, rules and regulations to preserve and protect the public health, safety and welfare during snow emergency conditions.

NOW, THEREFORE, IT IS HEREBY ENACTED AND ORDAINED by the Supervisors of Easttown Township as follows:

Section 1. The following words and phrases shall have the meanings as set forth hereinafter when used in this ordinance.

- A. Person: A natural person, firm, co-partnership, association, corporation or similar entity.
- B. Vehicle: Every device in, upon or by which any person or property may be transported or drawn upon a highway, which device must be licensed for such use by the Commonwealth of Pennsylvania or other governmental jurisdiction.
- C. Public Roadway: Each publicly maintained street, highway, lane or way open to the use of the public for purposes of vehicular travel.
- D. Snow: Snow, ice, sleet or other form of frozen precipitation.
- E. Snow Emergency: A condition which, because of the accumulation of snow, ice, freezing rain or similar condition, in the opinion of the Township Manager or designee creates a hazard or danger to

vehicular and/or pedestrian travel and is declared as such by the Manager or designee or is so defined in this ordinance or the regulations adopted pursuant thereto.

- F. Parking: Shall include any vehicle, or portion thereof, parked, stalled, incapable of moving under its own power or left unattended, resting upon or protruding over any portion of a public roadway.

Section 2. Snow Emergency Parking Regulations.

For purposes of the implementation of parking regulations, a snow emergency shall be deemed to exist, whether or not declared by the Township Manager or designee, at such time as the depth of snow shall accumulate to the depth of two inches on public roadways within the Township.

Section 3. Termination of Snow Emergency.

Once a snow emergency has been declared or otherwise arises pursuant to the terms of this ordinance, such emergency shall be deemed to continue until such time as the Township Manager or designee shall declare that such emergency has been terminated.

Section 4. Any vehicle parked without a permit issued pursuant to regulations hereunder, stalled, left unattended or otherwise unable to be moved under its own power upon any public roadway within the Township during a snow emergency shall be deemed to be in violation of the provisions of this ordinance and any regulations adopted hereunder.

Section 5. Deposit of Snow on Public Roadway. No person shall deposit in any manner any snow upon any public roadways within the Township during a snow emergency.

Section 6. Removal of Snow from Sidewalks. During the continuance of a snow emergency, the person owning, occupying or otherwise responsible for the property abutting such sidewalk shall maintain such sidewalk in accordance with this ordinance and any rules and regulations adopted pursuant thereto.

Section 7. The Supervisors of Easttown Township shall have the power to adopt, amend and revise rules and regulations to implement the purposes of this ordinance.

Section 8. Violation and Penalties. It shall be unlawful for any person to violate any of the provisions of this ordinance or the rules and regulations adopted pursuant hereto. Upon conviction in a summary proceeding, such person shall be subject to a penalty of not less than \$50.00, nor more than \$300.00 for each and every offense. Each day which such offense shall continue unabated shall constitute a separate offense.

Section 9. All ordinances, resolutions and regulations inconsistent with this ordinance are hereby repealed and rescinded.

ENACTED and ORDAINED this 3rd day of October, 1994.

EASTTOWN TOWNSHIP
BOARD OF SUPERVISORS

Howard R. [Signature]

Patricia [Signature]

[Signature]

ATTEST:

Gene R. Wilkins
Secretary