

Ordinance No. 331

MOTOR VEHICLES AND TRAFFIC ORDINANCE

AN ORDINANCE RATIFYING PRIOR AND EXISTING TRAFFIC STUDIES, ORDINANCES, AND SIGNS; CONSOLIDATING PRIOR AND EXISTING TRAFFIC ORDINANCES AND SIGNS INTO A SINGLE ORDINANCE; AND UPDATING AND REVISING PENALTIES FOR VIOLATIONS.

WHEREAS, the Borough Council of the Borough of South Connellsville has previously completed traffic studies, enacted traffic ordinances, and installed traffic signs; and

WHEREAS, such studies, ordinances, and signs are located in multiple locations and not subject to easy identification and reference; and

WHEREAS, the Borough Council of the Borough of South Connellsville desires to consolidate all of said ordinances and signs into one unitary ordinance for ease of identification and reference; and

WHEREAS, the Borough Council of the Borough of South Connellsville wishes to update and revise its traffic ordinances to be consistent with current best practices and policy and in accordance with the Pennsylvania Motor Vehicle Code.

NOW, THEREFORE, the Borough Council of South Connellsville, Fayette County, Pennsylvania, does hereby ordain as follows:

PART 1 GENERAL REGULATIONS

101. Definitions And Interpretation.

- A. Words and phrases, when used in this Ordinance, except for sections or Ordinances to which different or additional definitions apply, shall have the meanings ascribed to them in the Vehicle Code, 75 Pa. C.S.A. §101, et seq., except that in this Ordinance 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.
- B. The term “legal holidays” as used in this Ordinance shall mean and include: New Year’s Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.
- C. In this Ordinance, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

102. Manner Of Adopting Permanent Traffic And Parking Regulations.

All traffic and parking regulations of a permanent nature shall be enacted as ordinances, as Ordinances of ordinances, as amendments to ordinances, or as amendments to this Ordinance, except where the law specifically authorizes less formal action.

103. Provisions To Be Continuation Of Existing Regulations.

All prior and pre-existing traffic studies, ordinances, and signs previously installed, enacted, placed, or installed by the Borough, or its representatives, are hereby ratified and, with the exception of all penalty provisions, shall be consolidated into this Ordinance. All such prior and pre-existing ordinances and signs shall be entered into the appropriate sections hereunder, consistent with the wording and intent of such respective prior or pre-existing ordinance or sign.

The provisions of this Ordinance, so far as they are the same as those of ordinances and regulations in force immediately before the enactment of this Ordinance, are intended as a continuation of those earlier ordinances and regulations, and not as new enactments. Nothing in this Ordinance 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.

104. Temporary And Emergency Regulations.

- A. The Borough Council 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;
 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.
- B. Such temporary and emergency regulations shall be enforced in the same manner as permanent regulations. Any person who shall operate or park a vehicle 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 Ordinance 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 Ordinance, to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

105. Experimental Regulations.

The Borough Council may, from time to time by resolution, designate places upon and along the highways in the Borough of South Connellsville 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 Ordinance. No

person shall operate or park a vehicle 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 Ordinance 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 Ordinance, to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days; 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.

106. Traffic On Streets Closed Or Restricted For Construction, Maintenance Or Special Events.

- A. Borough Council shall have authority to close any street or specific Ordinance 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.
- B. 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.
- C. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

107. Use Of Streets By Processions And Assemblages.

- A. 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.

- B. 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 Borough Council, 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 will 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.

- C. 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 Borough Council, 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, a location shall be made at least three (3) weeks in advance of proposed date. The permit shall specify the date on which the procession is to held, the route to be followed by the procession, the hour when and place where participants will commence to assemble and form before. The procession is under way, the time when the procession will 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.
- D. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

108. Authorization For Use Of Speed Timing Devices.

The Borough Council hereby authorizes the use of 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 75 Pa.C.S.A. §3368.

This section authorizes the use of said devices upon all highways within the Borough, be they borough, county, or state highways.

PART 2 TRAFFIC REGULATIONS

201. Maximum Speed Limits Established On Certain Streets.

- A. 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 Ordinance of a

street where the maximum speed limit applies, at a higher speed than the maximum prescribed for that Ordinance of the street:

Street	Between	Maximum Speed Limit

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

202. Maximum Speed Limits Established On Certain Bridges And Elevated Structures.

- A. 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:

Bridge or Elevated Structure	Location	Maximum Speed Limit

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

203. Maximum Speed Limits Established For Certain Vehicles On Hazardous Grades.

- A. 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 very such vehicle shall stop the vehicle before proceeding downhill:

Street	Between	Direction of Travel	Maximum Gross Weight	Maximum Speed Limit	Required to Stop Before Proceeding Downhill

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

204. Maximum Speed Limits Established In Parks.

- A. 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, except in the following locations, Where the lower maximums, as specified, shall apply:

Park	Street	Location	Maximum Speed Limit

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

205. Traffic Signals At Certain Locations.

- A. 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:

Location	Type of Signal

- B. Any driver of a vehicle who disobeys the directions of any traffic signal shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

206. Intersections Where Turn Prohibited On Red Signal.

- A. 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:

Intersection	Vehicles Traveling on	Facing

- B. Any driver of a vehicle who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

207. One-Way Streets Established.

- A. 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:

Street	From	To	Direction of Travel

Pine St	S. Pittsburgh St	Hyndman St	West
Atlas Ave	S. Pittsburgh St	Albert White Drive	East
Unnamed Alley	Albert White Drive	E. Wine St	South

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

208. Turning At Certain Intersections Prohibited Or Restricted.

- A. 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:

Vehicles Traveling on	Direction of Travel	Not to Make	Into	When	Type of Vehicle Applicable to
S. Pittsburgh St	South	Right Turn	W. Park Ave	Anytime	Tractor Trailers
S. Pittsburgh St	South	Right Turn	Murphy St	Anytime	Tractor Trailers
S. Pittsburgh St	South	Right Turn	W. Wine St	Anytime	Tractor Trailers
S. Pittsburgh St	South	Right Turn	W. Allegheny Ave	Anytime	Tractor Trailers
S. Pittsburgh St	South	Right Turn	W. Youghioghenny Ave	Anytime	Tractor Trailers

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

209. Right Turn Only Permitted At Certain Intersections.

- A. 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:

Vehicles Traveling on	Direction of Travel	Times	Not to Make Left turn into or travel straight across

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

210. U-Turns Prohibited at Certain Locations.

- A. 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:

Street	Portion	Direction of Travel

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

211. No Passing Zones Established.

- A. 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:

Street	Direction of Travel	Between

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

212. Through Highways Established.

- A. 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 following all applicable requirements of that section of the law:

Highway	Between

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of

prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

213. Stop Intersections Established.

- A. 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.

Stop Street	Intersecting or Through Street	Direction of Travel
Isabella Rd	Reidmore Rd	Southeast
Walnut St	Reidmore Rd	South
Reidmore Rd	E. Gibson Ave	West Southwest
Martin Rd	E. Gibson Ave	North
Chestnut St	E. Gibson Ave	North
Chestnut St	E. Gibson Ave	South
Sycamore St	E. Gibson Ave	North
Sycamore St	E. Gibson Ave	South
E. Gibson Ave	Sycamore St	West
E. Gibson Ave	Sycamore St	East
Vine St	E. Gibson Ave	South
Race St	E. Gibson Ave	South
W. Gibson Ave	S. Pittsburgh St	East
E. Gibson Ave	S. Pittsburgh St	West Northwest
Aetna St	W. Gibson Ave	South
Albert White Dr	E. Gibson Ave	North
Albert White Dr	E. Painter St	South
Albert White Dr	E. Painter St	North
Albert White Dr	Atlas Ave	South
Albert White Dr	Atlas Ave	North
Albert White Dr	Unnamed Alley Between Atlas Ave and E. Wine St	West Southwest
Albert White Dr	Unnamed Alley Between Atlas Ave and E. Wine St	East Northeast
Albert White Dr	S. Pittsburgh St	West Southwest

Unnamed Alley Between E. Gibson Ave and E. Painter St	Unnamed Alley Between S. Pittsburgh St and Albert White Dr	South
Unnamed Alley Between E. Gibson Ave and E. Painter St	Unnamed Alley Between S. Pittsburgh St and Albert White Dr	North
Unnamed Alley Between Marie St and E. Painter St	E. Painter St	North
E. Painter St	S. Pittsburgh St	West
W. Painter St	S. Pittsburgh St	East
Marie St	S. Pittsburgh St	West
New St	Hyndman St	Southwest
Pine St	Hyndman St	Southwest
Isabella Ave	Hyndman St	Northeast
Murphy Ave	Hyndman St	Southwest
Cramer St	Hyndman St	Northwest
W. Wine St	Hyndman St	Southwest
Vine St	New St	Southeast
Vine St	Hampton St	Northwest
Vine St	Pine St	South
Vine St	Murphy Ave	Southeast
Vine St	Murphy Ave	Northwest
Vine St	W. Wine St	Southeast
Unnamed Alley Between Murphy Ave and Pine St	Pine St	Northwest
Murphy Ave	Vine St	Southwest
Murphy Ave	Vine St	Northeast
Sullivan Alley	Vine St	Southwest
Sullivan Alley	Vine St	Northeast
Sullivan Alley	S. Pittsburgh St	Northeast
Unnamed Alley Between Murphy Ave and E. Wine St	Sullivan Alley	Southeast
Unnamed Alley Between Murphy Ave and E. Wine St	Sullivan Alley	Northwest

Unnamed Alley Between Atlas Ave and E. Wine St	E. Wine St	Southeast
Unnamed Alley Between Murphy Ave and E. Wine St	W. Wine St	Southeast
Unnamed Alley Between Murphy Ave and E. Wine St	W. Wine St	Northwest
Vine St	W. Wine St	Northwest
W. Wine St	S. Pittsburgh St	Northeast
Sycamore St	W. Wine St	South
Chestnut St	W. Wine St	South
Martin Rd	W. Wine St	South
Searson St	W. Wine St	North
Searson St	S. Pittsburgh St and E. Allegheny Ave	South
Second St	W. Wine St	North
Third St	W. Wine St	North
Fourth St	W. Wine St	North
Fifth St	W. Wine St	North
Unnamed Alley Between W. Wine St and W. Allegheny Ave	W. Allegheny Ave	Southeast
W. Allegheny Ave	S. Pittsburgh St	East
Second St	E. Allegheny Ave	South
Third St	E. Allegheny Ave	South
Fourth St	E. Allegheny Ave	South
Second St	E. Allegheny Ave	North
Third St	E. Allegheny Ave	North
Fourth St	E. Allegheny Ave	North
First St	W. Allegheny Ave	North
Second St	E. Youghioghenny Ave	South
Third St	E. Youghioghenny Ave	South
Fourth St	E. Youghioghenny Ave	South
E. Youghioghenny Ave	S. Pittsburgh St	West
Second St	E. Youghioghenny Ave	North
Fourth St	E. Youghioghenny Ave	North
W. Youghioghenny Ave	S. Pittsburgh St	East
W. Youghioghenny Ave	Baldrige Ave	West

First St	W. Youghiogheny Ave	North
First St	W. Park Ave	North
First St	W. Park Ave	South
Mentzer Ave	First St	East
First St	W. Dushane Ave	North
First St	W. Dushane Ave	South
First St	McCormick Ave	North
First St	McCormick Ave	South
E. Park Ave	S. Pittsburgh St	West
W. Park Ave	S. Pittsburgh St	East
Mentzer Ave	Baldrige Ave	West
W. Dushane Ave	S. Pittsburgh St	East
E. Dushane Ave	S. Pittsburgh St	West
Second St	E. Park Ave	North
Second St	E. Park Ave	South
Second St	McCormick Ave	South
Second St	McCormick Ave	North
E. Dushane Ave	Second St	West

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

214. Yield Intersections Established.

- A. 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.

Yield Street	Through Street	Direction
McCormick Ave	S. Pittsburgh St	West

- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

215. Operation Of Motor Vehicles Restricted On Public Lands.

- A. No motor vehicle or motorcycle or minibike shall be operated on any lands owned by the Borough of South Connellsville or any other public body or agency within the Borough, except on those lands specifically designated for the operation of motor vehicles or minibikes by resolution of the Borough Council, without the permission of the property owner and a permit from the Borough Council of the Borough of South Connellsville.
- B. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

PART 3
RESTRICTIONS ON SIZE, WEIGHT AND TYPE OF VEHICLE AND
LOAD

301. Vehicle Weight Limits Established On Certain Streets And Bridges.

- A. On the following bridges and streets or Ordinances 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 Ordinance of street, as the case may be:

Street or Bridge	Between	Maximum Gross Weight
Reidmore Rd	The intersection of Isabella Rd and Reidmore and the Eastern end of Reidmore Rd	5 Tons
Searson St	S. Pittsburgh St and E. Wine St	10 Tons
E. Painter St	Vine St and S. Pittsburgh St	10 Tons

- B. Local traffic may exceed the aforesaid weight limits unless the Borough determines that an over posted weight vehicle or vehicles being driven to or from a particular destination or destinations are likely to damage the street and/or bridge.
- C. For the purposes of this section, local traffic is limited to the following:
1. Emergency vehicles
 2. School buses
 3. Vehicles and combination of governmental agencies and utilities or their

contractors engaged in construction or maintenance on a posted road or in a location which can only be reached via a posted road

4. Vehicles or combination going to or from a residence, commercial establishment, or farm located on a posted road or which can be reached only via posted road.
- D. In the event that the Borough determines that local over posted weight traffic is likely to damage the roadway, it shall be unlawful for any person or persons to drive any vehicle or combination of vehicles in excess of the maximum gross weight limit set forth above unless the Borough has issued a permit for the vehicle or vehicles in accordance with this Section.
- E. The Borough may issue a permit to exceed a posted weight limit or limits provided that the permittee to accept financial responsibility for excess maintenance of the posted road or portion thereof to be used by the permittee in the form of an Excess Maintenance Agreement. For the purpose of this section, excess maintenance shall mean maintenance or restoration or both (but not betterment) of a posted road in excess or normal maintenance, caused by use of over-posted-weight vehicles. For the purposes of this section, normal maintenance shall mean the usual and typical activities necessary to maintain the roadway, shoulders, and drainage facilities in the state of repair existing as of the date of the inspection of the roadway as set forth below.
- F. The Borough may, in addition to an Excess Maintenance Agreement, require the permittee to provide security in favor of the Borough to ensure compliance with the Excess Maintenance Agreement.
- G. The Borough, prior to issuing a permit, shall make a determination of the roadway condition as follows:
 1. Inspection. Representatives of the Borough and of the permittee will make an onsite inspection of the roadway immediately before issuance of each permit to determine its condition.
 2. Reinspection. The posted roadway will be reinspected:
 - a. Upon issuance of any new permit;
 - b. From time to time as the Borough determines repairs may be required;
 - c. Upon termination of any permit to determine the amount of any damage for which the permittee may be responsible.
 3. Inspection Costs. The inspection costs of the Borough, as set by resolution,

shall be paid by the permittee

- H. The Borough will charge administrative fee for the issuance of each permit in an amount set by Resolution of the Borough from time to time.
- I. 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 (\$150.00) dollars plus one hundred fifty (\$150.00) dollars for each five hundred (500) pounds, or Ordinance thereof, in excess of three thousand (3,000) pounds over the maximum allowable weight, plus costs.

302. Restrictions On Size Of Vehicles On Certain Streets And Bridges.

- A. On the following bridges and streets or Ordinances 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 Ordinance of street:

Street or Bridge	Between	Restriction

- B. 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 as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

303. Restrictions As To Weight And Size Of Vehicles On Certain Streets And Bridges.

- A. 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 restrictions prescribed below for that bridge or street or Ordinance of street.

Street or Bridge	Between	Restriction

- B. 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 as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

304. Truck Traffic Restricted On Certain Streets.

- A. It shall be unlawful for any person to drive a vehicle other than a passenger car on

any of the following streets or Ordinances of streets:

Street	Between
W. Park Ave	S. Pittsburgh St and Baldrige Ave
Murphy St	S. Pittsburgh St and Baldrige Ave
W. Wine St	S. Pittsburgh St and Baldrige Ave
W. Allegheny Ave	S. Pittsburgh St and Baldrige Ave
W. Youghiogheny Ave	S. Pittsburgh St and Baldrige Ave

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

- B. Any person who violates any provisions of this section shall, upon conviction, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

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 Ordinance for any person to park a vehicle or allow it to remain parked otherwise.

402. Parking Prohibited At All Times In Certain Locations.

Parking shall be prohibited at all times in the following locations:

Street	Side	Between
Atlas Avenue	Northern/Northeastern	S. Pittsburgh St and Albert White Drive
Reidmore Road	Northern Side of Road	Oak St and the Intersection of Reidmore Rd and Isabella Rd
Albert White Drive	East	S. Pittsburgh St and Painter St(In the grass at the park)
W. Painter	South	S. Pittsburgh St and Albert White Drive
Albert White Drive	East	S. Pittsburgh St and Vine St

403. 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:

Street	Side	Between	Days	Hours

404. 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 Ordinances 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):

Street	Between

405. 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:

Street	Side	Between	Days	Hours	Parking Time Limit

406. 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:

Street	Side	Between	Days	Hours	Parking Time Limit

407. 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.

Street	Side	Between

408. Penalties.

Any person who violates any provision of this Ordinance shall, upon conviction, be sentenced to

pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, in default of payment of such fine and costs, to imprisonment for not more than five days.

PART 5
REMOVAL AND IMPOUNDMENT OF ILLEGALLY PARKED
VEHICLES

501. Applicability And Scope.

This Ordinance is enacted under authority of Section 6109(a) (22) of the Vehicle Code, and gives authority to the Borough of South Connellsville to remove and impound those vehicles which are parked in a tow away zone and in violation of parking regulations of this Ordinance. 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.

502. Authority To Remove And Impound.

The Borough 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 Ordinance. Provided: no such vehicle shall be removed or impounded except in strict adherence to the provisions of this Ordinance, or the provision of the Pennsylvania Vehicle Code.

503. Tow Away Zones Designated.

The following designated streets and/or parking lots are hereby established as tow-away zones. Signs shall be posted to place the public on notice that their vehicles may be towed for violation of the Borough parking regulations:

Street	Side	Between	Parking Lot

504. Designation Of Approved Storage Garages; Bonding; Towing And Storage.

Removal and impounding of vehicles under this Ordinance shall be done only by "approved storage garages" that shall be designated from time to time by the Borough Council. Every such garage shall submit evidence to the Borough Council that it is bonded or has acquired liability insurance in an amount satisfactory to the 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 the Borough Council its schedule of charges for towing and storage of vehicles under this Ordinance, and, when the schedule is approved by the 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 Ordinance by any approved

storage garage.

The 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 Ordinance.

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 Ordinance for which the vehicle was removed or impounded.

506. Reclamation Costs.

In order to reclaim his vehicle, the owner shall pay towing and storage costs, plus a twenty-five (\$25.00) dollars fee of which ten (\$10.00) dollars shall be transferred to the Pennsylvania Department of Transportation by the garage to which the vehicle was taken.

507. Records Of Vehicles Removed And Impounded.

The Borough of South Connellsville shall cause a record to be kept of all vehicles impounded under this Ordinance 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.

508. Restrictions Upon Removal Of Vehicles.

No vehicle shall be removed under the authority of this Ordinance 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.

509. Penalty.

Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine as per the Pennsylvania Motor Vehicle Code, and costs of prosecution and, together with all costs of disposing of the vehicle under provisions of the Vehicle Code, 75 Pa.C.S.A. §7301 et seq. (1977), as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania.


510. Reports And Disposition Of Unclaimed Vehicles.

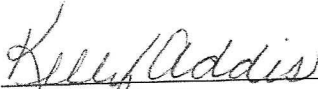
If after a period of fifteen (15) days the vehicle in storage remains unclaimed, a report shall be filed with Penn DOT in accordance with §7311 of the Vehicle Code, by the person having legal custody of the vehicle. If the vehicle has not been claimed after thirty (30) days, the vehicle may be transferred 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 the Pennsylvania Motor Vehicle Code (75 Pa C.S.A. §101 et seq., as amended).

ORDAINED AND ENACTED by the Borough Council of the Borough of South
Connellsville, Fayette County, Pennsylvania, this 14 day of November, 2022.

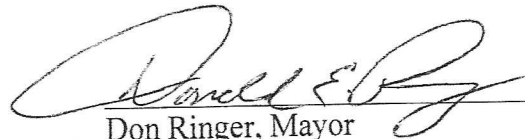
Borough of South Connellsville

Attest:

By: 
George Jay, Council President


Kelly Addis, Secretary

EXAMINED and APPROVED this 14 day of November, 2022.


Don Ringer, Mayor