

TOWNSHIP OF MIDDLESEX

CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 5-87

AN ORDINANCE PROSCRIBING THE DRIVING, OPERATION
AND USE OF MOTOR VEHICLES ON TOWNSHIP LANDS AND
PROVIDING PENALTIES FOR THE VIOLATION THEREOF

BE IT ENACTED AND ORDAINED and it is hereby enacted and ordained by
the Board of Township Supervisors of this Township as follows:

SECTION 1. DEFINITIONS. The following words and phrases, when used in
this Ordinance, shall have the meaning given in this section:

- A. "Vehicle": Every device in, upon or by which any person
or property is or may be transported or drawn upon Town-
ship Lands.
- B. "Motor Vehicle": A Vehicle which is self-propelled except
one which is propelled solely by human power.
- C. "Township Lands": All lands owned by or leased to the
Township of Middlesex or the Middlesex Township Municipal
Authority, including but not limited to the following: parks,
recreational lands, sanitary sewer rights-of-way and ease-
ments, storm drainage rights-of-way and easements, and lands
occupied by municipal facilities and used for purposes such
as garages, offices, material storage, waste water treatment,
but specifically excluding and excepting from said definition
such portions of said lands as may be part of the public
road system of said Township and, therefore, subject to the
provisions of the Pennsylvania Vehicle Code (Act of June 17,
1976, P.L. 162, No. 81 as amended) and those Ordinances
of this Township regulating the use of public township roads.
- D. "Written Permission": (1) An express written statement
defining the extent of use to be allowed approved by the
Board of Township Supervisor, or (2) the documented reserva-
tion of right of use by the owner of the base title in any
lands used in common by such owner and the Township of Middlesex
or the Middlesex Township Municipal Authority.

SECTION 2. PROSCRIBED CONDUCT. No person, firm, partnership or corpora-
tion shall operate, drive or use any Motor Vehicle or Township Lands without

express written permission of the Township of Middlesex, and it shall be unlawful for any person, firm, partnership or corporation to operate, drive or use any Motor Vehicle on Township Lands without the express written permission of the Township of Middlesex.

SECTION 3. PENALTY. Any person, firm, partnership or corporation who shall violate the provisions of Section 2 of this Ordinance shall, upon conviction thereof in a summary proceeding before a district justice of the peace, be sentenced to pay a fine not exceeding Three Hundred (\$300.00) Dollars for the use of the Township of Middlesex and the costs of prosecution, and in default of payment of such fine and costs, to undergo imprisonment for not more than thirty (30) days in the Cumberland County Prison.

SECTION 4. SEVERABILITY. The provisions of this Ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared to be the legislative intent that this Ordinance would have been adopted and enacted as if such unconstitutional, illegal or invalid provisions had not been included therein.

ENACTED AND ORDAINED this 21st day of May, 1987.

TOWNSHIP OF MIDDLESEX
Cumberland County, Pennsylvania

By Robert M. Shaw
Chairman, Board of Township Supervisors

ATTEST:

Robert M. Shaw
Township Secretary