

MIDDLESEX TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 6-2009

AN ORDINANCE PROHIBITING TRUCKS OR NON-PASSENGER VEHICLES FROM USING WAGNER DRIVE (T-495), PROVIDING FOR THE ERECTION OF SIGNS AND ESTABLISHING PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, the Township of Middlesex is a Local Authority under the Pennsylvania Vehicle Code (Act of June 17, 1976, P.L. 162, No. 81), as amended [75 Pa.C.S.A. 101, et seq.] having certain roads or highways under its jurisdiction; and

WHEREAS, said Township of Middlesex has conducted all necessary engineering and traffic investigations incidental to its exercise of authority hereunder; and

WHEREAS, the Township of Middlesex deems it in the best interest of its residents and the users of certain roads and highways within said Township and in the interest of protecting and preserving the structural integrity of said roads and highways from abuse by heavy vehicles to limit the use of Wagner Drive to certain vehicles.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED and it is hereby enacted and ordained by the Board of Township Supervisors in and for the Township of Middlesex, Cumberland County, Pennsylvania as follows:

SECTION 1: PREAMBLE AND POLICY

The foregoing paragraphs or preamble are incorporated herein as the background and policy of this Ordinance.

SECTION 2: DEFINITIONS AND INTERPRETATION

Words and phrases used in this Ordinance shall have the meanings ascribed to them in the Pennsylvania Vehicle Code (Act of June 17, 1976, P.L. 162, No. 81), as amended.

SECTION 3: RESTRICTIONS ON THE USE OF WAGNER DRIVE;
PENALTIES FOR VIOLATION THEREOF.

(a) It shall be unlawful for any person to drive a vehicle other than a motorcycle or passenger car on any part or portion of Wagner Drive (T-495) from the intersection of Wagner Drive and Spring Road to the boundary of North Middleton Township.

Provided, however, that nothing in this Section shall prohibit any person from driving any school bus or emergency vehicle on any part or portion of Wagner Drive or from driving a truck or other commercial vehicle making local deliveries to or pickups from any premises located along Wagner Drive.

(b) Appropriate signs shall be posted noting the restrictions on the use of Wagner Drive as noted above, which signs shall be posted in accordance with regulations adopted by the Pennsylvania Department of Transportation.

(c) Any person who violates any provision of this section shall be prosecuted under Sections 4902(b) and 4902(g)(2) of the Pennsylvania Vehicle Code, and, upon conviction before a Magisterial District Judge, shall be sentenced to pay a fine of not more than \$500.00 and costs of prosecution.

SECTION 4: EFFECTIVE DATE

This Ordinance shall take effect in accordance with existing law.

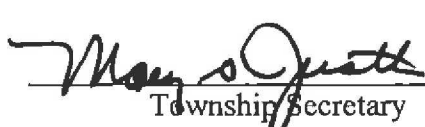
ENACTED AND ORDAINED this 29th day of May, 2009.

TOWNSHIP OF MIDDLESEX

ATTEST:

By:


Chairman, Board of Township Supervisors


Township Secretary

(Township Seal)