

TOWNSHIP OF MIDDLESEX
CUMBERLAND COUNTY, PENNSYLVANIA
ORDINANCE NO. 12-94 OF 1994

AN ORDINANCE PROHIBITING THE PARKING OF
VEHICLES ON CERTAIN ROADS AND HIGHWAYS OR
PORTIONS THEREOF, PROVIDING FOR THE ERECTION
OF SIGNS, AND ESTABLISHING PENALTIES FOR
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 investigation 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 to prohibit the parking (including
standing and stopping) of vehicles on certain roads and highways;

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, Ho. 81), as amended, except that in this Ordinance the word "road" may be used interchangeably with the word "highway" and shall have the same meaning as the word "highway" as defined in the Vehicle Code.

SECTION 3: PARKING PROHIBITED ALONG OR ON CERTAIN ROADS AND HIGHWAYS AND PENALTIES THEREFOR

(a) It shall be unlawful for any person at any time to park a vehicle on the following road or highway and the sides, berms or shoulders thereof:

(1) Both sides of Wertzville Road (S.R. 0944) for a distance of eight hundred (800) feet measured westwardly from the intersection of centerlines of said Wertzville Road and Deer Lane (T-636).

(b) It shall be unlawful for any person between December 1 of any year and April 1 of the succeeding year to park a vehicle within any portion of the cul-de-sac ends or areas of the following roads and highways: Teaberry Drive, Deer Lane (T-636), Barley Field Circle (T-541), Hill Drive (T-396), Fairview Drive (T-394) and Redwood Hills Circle (T-592).

(c) Appropriate signs shall be posted at the areas where parking is prohibited.

(d) The term "park" shall be construed to include the terms "park" or "parking", "stand" or "standing" and "stop" or "stopping".

(e) The Middlesex Township Police Department is

authorized and empowered to physically remove any vehicle which is parked, stopped or standing in violation of this ordinance and to impound the same in the custody of the Township of Middlesex. Any costs of removal shall be paid by the owner of the vehicle, which costs shall be a lien on the vehicle during its impoundment.

(f) Any person who violates any provision of this Section shall upon conviction before a District Justice, be sentenced to pay a fine of Fifteen (\$15.00) Dollars.

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 otherwise invalid, that decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is declared to be the legislative intention that this Ordinance would have been enacted had the unconstitutional, illegal or otherwise invalid provisions not been included in the Ordinance.

SECTION 5: CONTINUATION OF EXISTING REGULATIONS

The provisions of this Ordinance insofar 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. Nothing in this Ordinance shall affect any act done or any suit

or prosecution pending or to be instituted under any earlier ordinances or regulations repealed or superseded hereby.

SECTION 6: REPEAL OF CERTAIN PRIOR ORDINANCES

All prior ordinances of this Township insofar as they deal with the precise subject matter of this Ordinance are repealed and declared to be unenforceable insofar as they are inconsistent with any provisions of this Ordinance.

SECTION 7: EFFECTIVE DATE

This Ordinance shall take effect in accordance with existing law.

ENACTED AND ORDAINED this day of , 1994.

TOWNSHIP OF MIDDLESEX

By Robert M. Eppley
Chairman, Board of Township
Supervisors

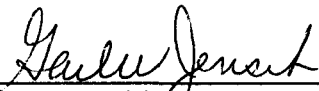
ATTEST:

Gail Wenzel
Township Secretary

(Township Seal)

CERTIFICATION AND ATTESTATION

I, the undersigned, being the duly appointed Township Secretary in and for the Township of Middlesex, Cumberland County, Pennsylvania, do hereby certify and attest that the attached document is a true, correct and complete copy of the full text of an ordinance enacted at a meeting of the Board of Township Supervisors in and for said Middlesex Township at a public meeting held on the 2nd , November , 1994 at 7:00 o'clock, P.M., prevailing time, at the Middlesex Township Municipal Building, 350 N. Middlesex Road, Carlisle (Middlesex Township), PA 17013.



Gail W. Jensik
Township Secretary

Dated: 3 November , 1994