

TOWNSHIP OF MIDDLESEX
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 3 - 2014

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF MIDDLESEX TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA ESTABLISHING PROCEDURES IN THE EVENT OF A SNOW EMERGENCY AND PROVIDING FOR ENFORCEMENT RELATING THERETO.

WHEREAS, pursuant to Section 1506 of the Second Class Township Code (53 P.S. § 66506) the Board of Supervisors (the “Board”) is authorized to adopt ordinances necessary for the proper management, care and control of Middlesex Township (the “Township”) and for the health and welfare of the Township and its citizens; and

WHEREAS, pursuant to Section 1527 of the Second Class Township Code (53 P.S. § 66527), the Board is authorized to adopt ordinances to secure the safety of persons or property within the Township; and

WHEREAS, snow storms or accumulations of hail, sleet, freezing rain or ice can and do impair the flow of vehicular traffic, fire and emergency equipment and vehicles which may jeopardize the health, welfare and safety of Township residents and persons upon Township roadways.

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: Title. This Ordinance shall be known and may be cited as the Middlesex Township Snow Emergency Ordinance.

SECTION 2: Definitions. The following words and terms shall have the meanings indicated:

SNOW – any precipitation depositing any accumulation on streets or roadways of the Township, including snow, sleet, hail, ice or freezing rain.

SNOW EMERGENCY – the existence of a hazardous or dangerous condition of the streets or roadways of the Township due to the presence of snow or the anticipated effects of snow as the weather may dictate as declared by the Township Manager and/or Township Highway Superintendent.

TOWNSHIP – Middlesex Township.

VEHICLES – Any device defined as a vehicle under the Pennsylvania Vehicle Code, 75 Pa.C.S.A. § 102, or any successor provision or statute.

SECTION 3: Declaration of a Snow Emergency. The Township Manager and/or the Township Highway Superintendent is authorized to declare a Snow Emergency in Middlesex Township. Upon such a declaration, the Township may provide information on the existence of a Snow Emergency through available Township and public media, such as the Township website, radio, newspaper, television or any other available media. Information on the termination of the Snow Emergency, the termination of which shall also be determined by the Township Manager and/or Township Highway Superintendent, shall also be given by use of the same media.

SECTION 4: Prohibition Upon Declaration of Snow Emergency. After the declaration of a Snow Emergency applicable to Middlesex Township, it shall be unlawful, at any time during the continuance of a Snow Emergency, for any person, firm, corporation or entity to

park, stand, stop or place any vehicle or to allow any vehicle to remain parked or stopped on any part, portion, shoulder or cartway of any Township street or roadway.

SECTION 5: Towing Authorized. The Middlesex Township Police Department is hereby authorized to have any motor vehicle or vehicle parked, stopped, standing or placed in violation of Section 4, above, towed away at the expense of the owner of said vehicle.

SECTION 6: Penalty. Any person who violates Section 4 of this Ordinance upon conviction before a Magisterial District Justice shall be subject to a fine of not less than \$50.00 and not more than \$300.00 together with costs of prosecution and costs for towing and storage of the vehicle or vehicles.

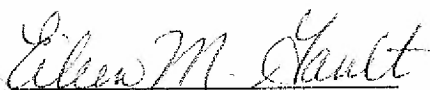
SECTION 7: Severability. The provisions of this Ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal or otherwise invalid, that decision shall not affect the validity of any of the remaining provisions of this Ordinance.

SECTION 8: Effective Date. This Ordinance shall take effect in accordance with existing law.

ORDAINED AND ENACTED this 28th day of March, 2014.

ATTEST:

TOWNSHIP OF MIDDLESEX


Township Secretary

By: 
Chairman, Board of Township
Supervisors

(Township Seal)

