

TOWNSHIP OF MIDDLESEX
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 7 - 2005

AN ORDINANCE PROHIBITING THE PARKING OF
VEHICLES ON A PORTION OF STOVER DRIVE
(T-409).

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 incident to its exercise of authority hereunder; and

WHEREAS, the Township of Middlesex deems it is the best interest of its residents and users of roads and highways within said Township to prohibit parking (including standing and stopping) of vehicles on a portion of Stover Drive as more fully described below.

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

SECTION 1: PREAMBLE AND POLICY.

The foregoing paragraphs and 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, 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 A CERTAIN PORTION OF STOVER DRIVE AND PENALTIES THEREFOR.

(a) It shall be unlawful for any person at any time to park a vehicle on the eastern side of Stover Drive (T-409), beginning at the intersection of Stover Drive and Claremont Road closest to South Middlesex Road, thence north and west along the eastern side of Stover Drive a distance of 800 feet.

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

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

(d) 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.

(e) 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 Middlesex 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.

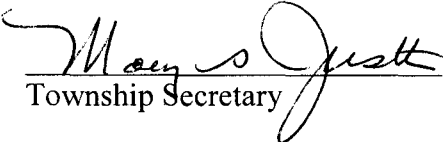
SECTION 7: EFFECTIVE DATE.

This Ordinance shall take effect in accordance with existing law.

ENACTED AND ORDAINED this 7th day of December, 2005.

ATTEST:

TOWNSHIP OF MIDDLESEX


Township Secretary

By: 
Chairman, Board of Township
Supervisors

(Township Seal)