

#600

Chapter 164
VEHICLES AND TRAFFIC

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ARTICLE I
General Provisions

§ 164-1. Definitions and interpretation.

- A. Words and phrases, when used in this ordinance, except for sections or Articles to which different or additional definitions apply, shall have the meanings ascribed to them in the Vehicle Code, 75 Pa.C.S.A. § 101 et seq. (the Act of June 17, 1976, P.L. 162, No. 81), as amended, except that in this chapter the word "street" may be used interchangeably with the word "highway" and shall have the same meaning as the word "highway" as defined in the Vehicle Code.
- B. The term "legal holidays", as used in this chapter, shall mean and include New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.
- C. In this chapter, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

§ 164-2. Manner of adopting permanent traffic and parking regulations.

All traffic and parking regulations of a permanent nature shall be enacted as ordinances or as parts of ordinances or as amendments to ordinances of the Borough of West Pittston.

§ 164-3. Temporary and emergency regulations.

- A. The President of Council shall have the following powers to regulate traffic and parking temporarily and in time of emergency:
 - (1) In the case of fire, flood, storm or other emergency, to establish temporary traffic and/or parking regulations.
 - (2) In the case of emergency public works or public events of limited scope or duration, to restrict or prohibit traffic and/or parking in limited areas for periods of not more than seventy-two (72) hours.
- B. These temporary and emergency regulations shall be enforced by the President of Council and the police in the same manner as permanent regulations. Any person who drives or parks a vehicle in violation of any such regulation or who shall move, remove, destroy, injure or deface any sign or marking erected, posted or made to give notice of any such regulation shall, upon conviction thereof, be liable to the penalty set forth in the law or elsewhere in this chapter for a violation of such nature.

§ 164-4. Experimental regulations.

- A. The Borough Council may, from time to time, designate places upon and along the streets in the borough where, for a period of not more than ninety (90) days, specific traffic and/or parking regulations, prohibitions and restrictions shall be in force and effect and shall designate those locations by proper signs and markings. Such regulations, prohibitions and restrictions shall be effective just as if they had been specified in this chapter. No person shall drive or park a vehicle in violation of any such regulation, prohibition or restriction, and no person shall move, remove, destroy or deface any sign or marking erected, posted or made by authority of this section. Any person who violates any provision of this section shall, upon conviction, be liable to the penalty set out in the law or elsewhere in this chapter for a violation of such nature.
- B. The purpose of this section is to allow for test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the borough relative to traffic and parking.

§ 164-5. Streets closed or restricted for construction, maintenance or special events.

- A. The Borough Council shall have authority to close any street or specific part of a street to vehicular traffic and to place barriers or station police officers at each end of the closed portion, while construction or maintenance work is under way or a special event is being conducted on the closed portion. It shall be unlawful for any person to drive a vehicle upon any such closed portion.
- B. The Borough Council shall have authority to establish a restricted traffic area upon any street where construction or maintenance work is under way and to station flagmen at each end of the restricted portion. It shall be unlawful for any person to drive a vehicle upon any such restricted traffic area at any time when the flagman is displaying a sign directing that vehicle to stop or is signaling that vehicle, by a flag or other device, not to proceed.

§ 164-6. Authority of police officers.

The police shall have authority to direct traffic on the streets in the borough, at intersections in public and in other places where the Vehicle Code or this chapter applies.

§ 164-7. Special powers of the President of Council.

The President of Council shall further have the power and authority to establish, change and abolish, and to designate by appropriate markings or signs, crosswalks, traffic lanes and parking spaces.

§ 164-8. Play or social streets.

A. The President of Council is hereby authorized to designate as play or social streets or alleys, whenever he or she deems such action advisable and for whatever period of time directed by him, any portion of any street or alley in the borough whereon sledding, coasting, playing or social gatherings may be permitted. Such streets or alleys shall be set apart and marked off for the designated purposes on orders of the President of Council.

B. No person shall operate a motor vehicle upon any play or social street or alley at any time when such street or alley shall be so designated except, in cases of emergency, with special permission of the President of Council or of the police officer in charge, who shall first clear such play or social street or alley of all persons using such street or alley for the purpose for which it was set apart.

ARTICLE II
Traffic Regulations

§ 164-9. Speed limits.

The speed limit for both directions of traffic along the streets or parts thereof described in Article VII, Schedule I (§ 164-40), is hereby established at the rate of speed indicated in said schedule. It shall be unlawful for any person to drive a vehicle at a higher speed than the maximum prescribed for that street or part of a street.

§ 164-10. Traffic control signals.

Traffic control signals shall be installed and operated at the intersection of those streets described in Article VII, Schedule II (§ 164-41).

§ 164-11. Prohibited right turns on red signal.

No person shall make a right turn (or a left turn from a one-way street into another one-way street) when facing a steady red signal at any of the locations described in Article VII, Schedule III (§ 164-42).

§ 164-12. Prohibited turns at intersections.

It shall be unlawful for the driver of any vehicle to make a turn of the kind designated (left, right, all) at any of the intersections described in Schedule IV (§ 164-43).

§ 164-13. One-way streets.

The streets or parts of streets described in Schedule V (§ 164-44) are hereby designated as one-way streets in the direction indicated, and it shall be unlawful for any person to drive a vehicle on any one-way street other than in the direction established for traffic on that street.

§ 164-14. No-passing zones.

No-passing zones are hereby established along those streets or parts of streets described in Article VII, Schedule VI (§ 164-45) and it shall be unlawful for the driver of any vehicle to overtake or pass another vehicle or to drive on the left side of the roadway in any no-passing zone described in said schedule.

§ 164-15. Through streets.

The streets or parts of streets described in Article VII, Schedule VII (§ 164-46) are hereby established as through streets; and the driver of any vehicle, upon approaching any such street at any intersection thereof (except for such intersections where there are now or shall hereafter be located official traffic signals), shall come to a full stop or yield the right-of-way, as the case may be, before entering any such through street.

§ 164-16. Stop intersections.

The intersections described in Article VII, Schedule VIII (§ 164-47)(in addition to intersections with the through streets established by this chapter), are hereby established as stop intersections, and official stop signs shall be erected in such a position upon the first-named street as to face traffic approaching the second-named street in the direction or directions indicated in said schedule. Every driver of a vehicle approaching any such intersection upon the first-named street, in the direction or directions indicated in each case, shall come to a full stop before entering any such intersection.

§ 164-17. Yield intersections.

The intersections described in Article VII, Schedule IX (§ 164-48)(in addition to intersections with the through streets established by this chapter), are hereby established as yield intersections, and official yield signs shall be erected in such a position upon the first-named street as to face traffic approaching the second-named street in the direction or directions indicated. Every driver of a vehicle approaching any such intersection upon the first-named street, in the direction or directions indicated in each case, shall slow down or stop the vehicle and then yield the right-of-way to any vehicle in the intersection or approaching on the second-named street so closely as to constitute a hazard during the time that the driver is moving across or within such intersection.

§ 164-18. Truck traffic restricted on certain streets or parts of streets.

It shall be unlawful for any person to drive any vehicle, except a passenger vehicle (but not including any passenger vehicle drawing any trailer or towing any other vehicle), upon any of the streets of the Borough of West Pittston except for the streets or parts of streets described in Schedule X (§ 164-47), attached to and made a part of this chapter.

**ARTICLE III
Parking Regulations**

§ 164-19. Vehicles to be parked within marked spaces.

Wherever a space is marked off on any street for the parking of an individual vehicle, every vehicle parked there shall be parked wholly within the lines bounding that space, and it shall be a violation of this Article for any person to park a vehicle or allow it to remain parked otherwise.

§ 164-20. Angle parking.

No person shall park a vehicle upon any of the streets or parts thereof described in Article VII, Schedule XI (§ 164-50), except at the angle designated and only within the painted stall lines. On all streets or portions thereof where angle parking is now or shall hereafter be authorized, all vehicles parked thereon shall be parked with the front thereof nearest the curb.

§ 164-21. Parking prohibited at all times.

No person shall park a vehicle at any time upon any of the streets or pails thereof described in Article VII, Schedule XII (§ 164-51). It shall also be unlawful for any person to park, or allow to be parked, any vehicle other than a passenger car, including but not limited to buses, motor homes or passenger cars with attached trailer upon any driveway, side-yard or upon any of the streets or pails thereof described in Article VII, Schedule XII (§ 164-51).

§ 164-22. Parking prohibited certain hours.

No person shall park a vehicle upon any of the streets or parts of streets described in Article VII, Schedule XIII (§ 164-52) during the hours specified in said schedule, on any day except: Saturdays, Sundays and holidays.

§ 164-23. Time limit parking.

No person shall park a vehicle or allow the same to remain parked upon any of the streets or parts of streets described in Article VII, Schedule XIV (§ 164-53) between the hours specified, for longer than the time indicated in said schedule.

§ 164-24. Special purpose parking zones.

It shall be unlawful for any person to park any vehicle or to allow the same to remain parked in any special purpose parking zone established in Schedule XV (§ 164-54), except as specifically provided for such zone.

§ 164-25. Penalties for parking violations.

Any person who violates any provision of this Article shall upon conviction pay a fine as set forth below:

Street Cleaning	\$10.00
Snow Routes/Emergency Snow Routes	\$10.00
Handicapped designated/posted area	\$250.00
All other parking violations	\$30.00

However, that it shall be the duty of the police officers and of parking enforcement personnel of the borough to report to the Chief of Police all violations of any provision of this Article, indicating, in each case, the section violated, the license number of the vehicle involved in the violation, the location where the violation took place and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending the violation. The police officer or other person making the report shall also attach to or place upon every such vehicle a notice stating that the vehicle was parked in violation of this Article.

If any person shall pay said fine within ten (10) days of issuance of said fine/ticket then the fines shall be as follows:

Street Cleaning	\$5.00
Snow Routes/Emergency Snow Routes	\$5.00
Handicapped designated/posted area	\$50.00
All other parking violations	\$15.00

(Fines may be paid by mail)

ARTICLE IV
Removal and Impounding of Certain Vehicles

§ 164-26. Applicability and scope.

This Article is enacted under authority of Section 6109(a)(22) of the Vehicle Code and gives authority to the borough to remove and impound vehicles that are parked overtime on any street in the borough, or in metered and unmetered parking lots in the borough, in violation of any provision of this chapter.

§ 164-27. Authority to remove and impound.

The borough shall have authority to remove and impound or to order the removal and impounding of any vehicle parked overtime or otherwise illegally, provided that the circumstances of its parking were within the conditions stated in § 164-26 of this Article and provided that no such vehicle shall be removed or impounded except in strict adherence to the provisions of this Article.

§ 164-28. Designation of approved storage garages; bonding; towing and storage.

Removal and impounding of vehicles under this Article shall be done only by approved storage garages that shall be designated from time to time by the Borough Council. Every such garage shall submit evidence to the Borough Council that it is bonded or has acquired liability insurance in an amount satisfactory to the Borough Council as sufficient to indemnify owners of impounded vehicles against loss or damage to those vehicles while in the custody of the garagekeeper for the purpose of towing or storage. The approved storage garage shall submit to the Borough Council its schedule of charges for towing and storage of vehicles under this Article, and when the schedule is approved by the Borough Council, those charges shall be adhered to by the approved storage garage. No different schedule of charges shall be adopted without approval of the Borough Council, and no different charges shall be demanded of or collected from any person whose vehicle is removed or impounded under this Article by any approved storage garage. The Borough Council shall delete from its list of approved storage garages any garage that makes any unapproved charge in connection with any vehicle removed or impounded under this Article.

§ 164-29. Notification of removal and impounding.

Within twelve (12) hours from the time of removal of any vehicle under authority granted by this Article, notice of the fact that the vehicle was removed shall be sent by the borough to the owner of record of the vehicle. The notice shall designate the place from which the vehicle was removed, the reason for its removal and impounding and the garage in which it was impounded.

§ 164-30. Effect of payment of towing and storage charges.

The payment of any towing and storage charges authorized by this Article shall, unless payment is made under protest, be final and conclusive and shall constitute a waiver of any right to recover the money so paid. If payment of any towing or storage charges is made under protest, the offender shall be entitled to a hearing before a District Justice. Payment of towing and storage charges shall not relieve the owner or driver of any vehicle from liability for any fine or penalty for the violation of the provision of this chapter for which the vehicle was removed or impounded.

§ 164-31. Records of vehicles removed and impounded.

The borough shall cause a record to be kept of all vehicles impounded under this Article and shall be able at all reasonable times to furnish the owners or the agents of the owners of those vehicles with information as to the place; of storage of the vehicle.

§ 164-32. Restrictions upon removal of vehicles.

No vehicle shall be removed under the authority of this Article if, at the time of the intended removal, the owner or the person for the time being in charge of the vehicle is present and expresses a willingness and intention to remove the vehicle immediately.

ARTICLE V
Snow and Ice Emergencies

§ 164-33. Prohibited Parking.

Beginning at 7:00 a.m. on the day of a snow fall, if said day is an even numbered day of the month, then parking will be permitted on the even numbered sides of the Borough streets. If the said day is an odd numbered day of the month, then parking will be permitted on the odd numbered side of the Borough streets.

§ 164-34. Towing.

Any vehicle parked, stalled or incapable of moving under its own power, or left unattended on a side of the street where parking is prohibited for that day, it may be removed or towed away to any other location by the Bureau of Police or by persons authorized by such Bureau to do so.

§ 164-35. Throwing Snow In The Streets.

It shall be unlawful for any person, persons, firm or corporation owning or occupying any gasoline station, parking lot, apartment building complex, commercial or industrial property abutting or bordering upon any street or highway in this Borough to throw,

shovel, cast or otherwise move, place, pile, deposit or dump snow or ice removed from sidewalks, driveways or other areas into the street or public highway, or for any of the aforesaid, when the cartway of the street or the highway shall be cleared or partially cleared, to throw any snow or any other accumulation in the cleared cartway or passageway area.

§ 164-36. Effective Time And Conditions.

The said snow removal street regulations will remain in effect until all the Borough streets and roadways have been cleared.

§ 164-37. Penalties.

The driver or owner of a motor vehicle, or any owner, agent or tenant of premises violating the provisions of this Ordinance shall upon conviction before the District Magistrate pay a fine of Fifteen Dollars (\$15.00) together with costs of prosecution, and where a motor vehicle has been towed, the cost of towing the vehicle.

§ 164-38. Definitions.

(a) Snow fall. An accumulation of snow on the streets of the Borough the depth of which is at least three (3) inches.

(b) Vehicles. All motor vehicles using the streets of the Borough including all public and private transportation conveyances, trucks and other powered vehicles.

ARTICLE VI
Miscellaneous Provisions

§ 164-39. Violations and penalties.

Unless another penalty is expressly provided by the Vehicle Code (75 Pa.C.S.A. § 101 et seq.) or except as herein specified, every person convicted of a violation of a provision of this chapter, or any supplement thereto, shall be liable to a penalty of twenty-five dollars (\$25.00) and costs of prosecution.

ARTICLE VII
Schedules

§ 164-40. Schedule I: Speed Limits.

In accordance with the provisions of § 164-9, speed limits are hereby established upon the following described streets or parts thereof:

Name of Street	Speed limit (mph)	Location
Susquehanna Avenue	20	From Erie to Clyde Street
All one-way streets	20	Borough-wide

§164-41. Schedule II: Traffic Control Signals.

In accordance with the provisions of § 164-10, traffic control signals shall be installed and operated at the following described intersections:

Intersection

Exeter Avenue and Warren Street (Library intersection)

Wyoming Avenue and Boston Avenue

Wyoming Avenue and Delaware Avenue

Wyoming Avenue and Luzerne Avenue

Wyoming Avenue and Montgomery Avenue

Wyoming Avenue and Tunkhannock Avenue and Erie Street

§ 164-42. Schedule III: Prohibited Right Turns on Red Signal.

In accordance with the provisions of § 164-11, no person shall make a right turn (or a left turn from a one-way street onto another one-way street) when facing a steady red signal at any of the locations described below:

Name of Street	Direction of Travel	Prohibited Right Turn on Red Signal Onto
Wyoming Avenue	South	Tunkhannock Avenue
Tunkhannock Avenue	South	Wyoming Avenue
Erie Street	West	Wyoming Avenue

The following prohibited right turns on red signal apply only Mondays through Fridays, 7:00 a.m. to 5:00 p.m.

Wyoming Avenue	South	Montgomery Avenue
Montgomery Avenue	West	Wyoming Avenue
Montgomery Avenue	East	Wyoming Avenue

§ 164-43. Schedule IV: Prohibited Turns at Intersections.

In accordance with the provisions of § 164-12, no driver of any vehicle shall make a turn of the kind designated below at any of the following intersections:

Name of Street	Direction of Travel	Prohibited Turn	Hours
At Intersection of Intersection Of Wyoming Avenue And Third Street	West	No right turn	All

§ 164-44. Schedule V: One-Way Streets.

In accordance with the provisions of § 164-13, the following described streets or parts thereof are hereby designated as one-way streets in the direction indicated:

Name of Street	Direction of Travel	Limits
Atlantic Street	West	From Susquehanna Avenue to Second Street
Blackman Street	North	From Montgomery Avenue to Luzerne Avenue
Chase Street	East	From Tunkhannock Avenue to Wyoming Avenue
Damon Street	South	From Luzerne Avenue to Tunkhannock Avenue and from Exeter Avenue to Luzerne Avenue. One way traffic signs shall also be placed at the intersecting corners of Foundry Street and Jenkins Street
Excelsior Street	Northeast	From Montgomery Avenue to Blackman Street
Foundry Street	West	From Salem Street and Damon Street
Fourth Street	North	From Boston Avenue to Baltimore Avenue
Franklin Street	North	From Montgomery Avenue to Exeter Avenue
Fremont Street	South	From Exeter Avenue to Montgomery Avenue
Linden Street	South	From Luzerne Avenue to Wyoming Avenue
Maple Street	North	From Exeter Avenue to Susquehanna Avenue
North Street	West	From Susquehanna Avenue to Sixth Street
Parke Street	North	From Montgomery Avenue to Susquehanna Avenue

Race Street	South	From Exeter Avenue to Montgomery Avenue
Salem Street	North	From Montgomery Avenue to Exeter Avenue
Second Street	South	From Montgomery Avenue to Delaware Avenue
Spring Street	South	From Luzerne Avenue to Montgomery Avenue
Spring Street	South	From Susquehanna Avenue to Exeter Avenue
Third Street	North	Between Delaware Avenue and Wyoming Avenue
Warren Street	North	From Montgomery Avenue to Susquehanna Avenue
Washington Street	South	From Susquehanna Avenue to Montgomery Avenue

§ 164-45. Schedule VI: No-Passing Zones.

In accordance with the provisions of § 164-14, no-passing zones are hereby established upon the following described streets or parts thereof:

Name of Street	Direction of Travel	Limits
Exeter Avenue		Fort Jenkins Bridge To Tunkhannock Avenue

§ 164-46. Schedule VII: Through Streets.

In accordance with the provisions of § 164-15, the following described streets or parts thereof are hereby established as through streets:

Name Of Street	Limits
	(Reserved)

§ 164-47. Schedule VIII: Stop Intersections.

In accordance with the provisions of § 164-16, the following described intersections are hereby established as stop intersections, and stop signs shall be installed as provided therein:

Stop Sign on	Direction of Travel	At Intersection of
Atlantic Avenue	West	Second Street
Ann Street	?????	Nettor
Ann Street	?????	Susquehanna
Baltimore Avenue	Both	Fifth Street
Boston Avenue	South	Fifth Street
Delaware Avenue	All	Fifth Street*
Delaware Avenue	All	Fourth Street*
Delaware Avenue	All	Second Street**
Delaware Avenue	Both	Sixth Street
Delaware Avenue	Both	Third Street
Elm Street	?????	Susquehanna
Erie Street	South	Fourth Street
Exeter Avenue	South	Ann Street
Exeter Avenue	South	Damon Street
Exeter Avenue	North	Franklin Street
Exeter Avenue	Both	Linden Street
Exeter Avenue	North	Parke Street
Exeter Avenue	North	Salem Street
Exeter Avenue	Both	Spring Street
Exeter Avenue	North	Warren Street
Exeter Avenue	South	Washington Street

Fifth Street	North	Atlantic Avenue
Fifth Street	All	Baltimore Avenue*
Fifth Street	East	Chase Street
Sixth Street	????	????????????
Fourth Street	West	Atlantic Avenue
Fourth Street	All	Baltimore Avenue*
Fourth Street	West	Chase Street
Fourth Street	All	Delaware Avenue*
Fourth Street	West	North Street
Liberty Street		Spring Street
Linden	?????	Susquehanna
Luzerne Avenue	North	Blackman Street
Luzerne Avenue	All	Damon Street*
Luzerne Avenue	North	Franklin Street
Luzerne Avenue	All	Fremont Street"
Luzerne Avenue	All	Linden Street**
Luzerne Avenue	North	Parke Street
Luzerne Avenue	South	Salem Street
Luzerne Avenue	All	Spring Street**
Luzerne Avenue	Both	Susquehanna Avenue
Luzerne Avenue	North	Warren Street
Luzerne Avenue	All	Washington Street**
Maple Street	West	York Avenue
Montgomery Avenue	All	Fourth Street*"
Montgomery Avenue	South	Fremont Street
Montgomery Avenue	Both	Race Street
Montgomery Avenue	South	Second Street
Montgomery Avenue	North	Sixth Street
Montgomery Avenue	South	Spring Street
Montgomery Avenue	Both	Susquehanna Avenue

Montgomery Avenue	South	Washington Street
North Street	North	Fifth Street
North Street	All	Second Street**
North Street	North	Sixth Street
Pacific Street	North	Fourth Street
Park Street	?????	All
Philadelphia Avenue	All	Fifth Street*
Philadelphia Avenue	All	Fourth Street*
Philadelphia Avenue	All	Sixth Streets'''
Philadelphia Avenue	Both	Susquehanna Avenue
Philadelphia Avenue	Both	Third Street
Second Street	East	Boston Avenue
Second Street	Both	Delaware Avenue
Second Street	East	Pacific Street
Second Street	East	Philadelphia Avenue
Stadium/Tennis Court	Both	Boston Avenue
Susquehanna	????	York
Third Street	Both	Atlantic Avenue
Tunkhannock Avenue	West	Boston Avenue
Tunkhannock Avenue	South	Damon Street
Tunkhannock Avenue	West	Delaware Avenue
Tunkhannock Avenue	West	Luzerne Avenue
Tunkhannock Avenue	West	Mercer Street
Tunkhannock Avenue	South	Miller Street
Tunkhannock Avenue	West	Montgomery Avenue
Tunkhannock Avenue	West	Pacific Street
Tunkhannock Avenue	South	Sixth Street
Wyoming Avenue	East	Atlantic Avenue**
Wyoming Avenue	East	Baltimore Avenue**
Wyoming Avenue	East	Chase Street

Wyoming Avenue	East	Exeter Avenue
Wyoming Avenue	East	Mercer Street
Wyoming Avenue	East	North Street
Wyoming Avenue	East	Pacific Street
Wyoming Avenue	Both	Philadelphia Avenue
Wyoming Avenue	Both	Susquehanna Avenue
York Avenue	North	Parke Street
York Avenue	South	Spring Street
York Avenue	North	Warren Street
York Avenue	South	Washington Street

***Indicates four-way stop.**
****Indicates three-way stop.**
*****Indicates two (2) signs.**

§ 164-48. Schedule IX: Yield Intersections.

In accordance with the provisions of § 164-17, the following described intersections are hereby established as yield intersections, and yield signs shall be installed as follows:

Yield Sign on	Direction of Travel	At Intersection of
		(Reserved)

§ 164-49. Schedule X: Truck traffic restricted on certain streets on parts the streets.

In accordance with the provisions of § 164-18, it shall be unlawful for any person to drive any vehicle, except a passenger vehicle (but not including any passenger vehicle drawing any trailer or towing any other vehicle), upon any of the streets of the Borough of West Pittston except for the streets or parts thereof described below:

Name of Street	Limits
Ann Street	From Exeter Avenue to Ash Street
Boston Avenue	From Tunkhannock Avenue to the middle of Boston Avenue (section between Wyoming Avenue and Second Street) where designated by a traffic sign
Delaware Avenue	From Tunkhannock Avenue to Fifth

	Street
Delaware Avenue	From Wyoming Avenue to Second Street
Elm Street	From Exeter Avenue to Ash Street
Exeter Avenue	Entire length
Fifth Street	Entire length
Montgomery Avenue	From Tunkhannock Avenue to Sixth Street
Montgomery Avenue	From Wyoming Avenue to Blackman Street
Race Street	From Fort Jenkins intersection to Luzerne Avenue
Sixth Street	Entire length

§ 164-50. Schedule XI: Angle Parking.

In accordance with the provisions of § 164-20, no person shall park a vehicle upon any of the streets or parts thereof described below, except at the angle designated:

Name of Street	Side	Angle (degrees)	Location
		(Reserved)	

§ 164-51. Schedule XII: Parking Prohibited at All Times.

In accordance with the provisions of § 164-21, no person shall park a vehicle at any time upon any of the following described streets or parts thereof:

Name of Street	Side	Location
Ann Street	South	Intersection of Ann Street and Exeter Avenue to the First alley East of Exeter Avenue
Ann Street	North	From the stop bar at the intersection of Ann Street to Forty (40) feet in an Easterly direction
Atlantic Avenue	West	From Susquehanna Avenue to Sixth Street
Berry Street	North	From Linden Street to Parke Street
Blackman Street	West	From Montgomery Avenue to Luzerne Avenue
Carpenter Street	North	From Warren Street to Spring Street

Carpenter Street	South	From Linden Street to Parke Street
Carpenter Street	South	From Warren Street to Spring Street
Chase Street	South	From Tunkhannock Avenue to Wyoming Avenue
Damon Street	East	From Exeter Avenue to Luzerne Avenue and From Exeter Avenue to Tunkhannock Avenue
Excelsior Street	West	From Montgomery Avenue to Blackman Street
Exeter Avenue	Southwest	From the Exeter Borough line to Fort Jenkins Bridge
Exeter Avenue	Northwest And Southwest	From the Exeter Borough boundary line to the Fort Jenkins Bridge
Franklin Street	West	Entire length
Jenkins Street	East And West	From Fremont Street to Damon Street
Lacoe Street	South	From Exeter Avenue to Washington Street
Liberty Street	North	From Linden Street to Washington Street
Montgomery Avenue	North	From Susquehanna Avenue to Tunkhannock Avenue
North Street	North	From Susquehanna Avenue to Sixth Street
Parke Street	East	Entire length
Spring Street	West	From Susquehanna Avenue to Montgomery Avenue
Stanton Street	North	From Linden Street to Parke Street
Susquehanna Avenue	East	From Erie Street to Clyde Street (includes anywhere on lands immediately adjacent thereto, said lands being generally known as the "River Common" and identified in the West Pittston Zoning Map as "C-

		Conservation District" and except area between Delaware Avenue)
Warren Street	West	Entire length
Washington Street	East	From Susquehanna Avenue to Montgomery Avenue
Wyoming Avenue	West	From Exeter Avenue to the Exeter Borough Boundary Line

§ 164-52. Schedule XIII: Parking Prohibited Certain Hours.

In accordance with the provisions of § 164-22, no person shall park a vehicle between the hours specified below of any day, except Saturdays, Sundays and holidays, upon any of the streets or parts thereof described below:

Name of Street	Side	Hours	Location
Montgomery Avenue	Both	All/Mon. through Fri.	From Wyoming Avenue to Warren Street

164-53. Schedule XIV: Time Limit Parking.

In accordance with the provisions of § 164-23, no person shall park a vehicle or allow the same to remain parked upon any of the streets or parts thereof described below, between the hours specified, for longer than the time indicated below:

Name of Street	Sides	Hours	Time Limit	Location
(Reserved)				

§ 164-54. Schedule XV: Special Purpose Parking Zones.

In accordance with the provisions of § 164-24, the following are hereby established as special purpose parking zones:

Name of Street	Side	Authorized Vehicle	Purpose or Location
(Reserved)			

§ 164-55. Schedule XVI: Snow Emergency Routes.

In accordance with the provisions of § 64-35, the following streets or parts thereof are hereby designated as snow emergency routes:

Name of Street

Limits

All streets or sections o streets so designated by posted snow emergency route signs.

ARTICLE VIII
HANDICAPPED PARKING

§164-56. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

HANDICAPPED PARKING PERMIT - An emblem or permit issued by the Borough in the exercise of its discretion, as a revocable license, to a handicapped person upon payment of the fees and charges herein ordained, taking into account the location of the handicapped parking space, traffic ordinance of the Borough, previsions of the Pennsylvania Motor Vehicle Code (“the Vehicle Code”), or any emergency or other traffic regulation presently or hereafter promulgated by the Borough.

HANDICAPPED PERSON - A person who shall qualify for the issuance of a handicapped motor vehicle registration plate or placard by the Commonwealth of Pennsylvania in accordance with the provisions of Section 1338 of the Vehicle Code, as presently in effect or hereafter amended,

MOTOR VEHICLE - A motor vehicle owned by the handicapped person or a family member residing with or at the residence of the handicapped person within the Borough, and for which a handicapped motor vehicle registration plate or placard has been issued by the Pennsylvania Department of Transportation, Bureau of Motor Vehicles,

PARKING SPACE - Such space as the Borough may determine, from time to time, is reasonably required for the parking of a vehicle permitted by this Article, in order to accomplish the objective thereof, and which shall be nonexclusive, as hereinafter ordained.

§ 164-57. Handicapped parking permit application; issuance; terms.

- A. A handicapped person, as hereinbefore defined, may apply, in writing, to the Borough for the issuance of a handicapped parking permit, in accordance with the provisions of this article, for which the applicant shall pay to the Borough a fee of \$25.00. No additional payment shall be required for the cost of the permit, sign or other required administrative expenses.
- B. No permit shall be granted to any Borough resident who shall have available any off-street parking or a driveway serving the residence of any such resident.
- C. Only one permit shall be issued to a resident or family unit residing at a specific address, and such permit, which shall be a revocable license, shall be issued only to the disabled applicant.

- D. Any permit issued pursuant to the terms and provisions of this Article shall be nontransferable, subject to all present and future Vehicle Code, Borough traffic and street cleaning and snow removal regulations and ordinances of the Borough,
- E. On or before January 31 of each year, the holder of a handicapped parking permit shall recertify his or her need and eligibility for said permit on a form to be supplied by the Borough. An annual recertification fee of \$10.00 shall be required.
- F. Within 30 days after the death of a person to whom a handicapped parking permit has been issued, the personal representative of the deceased shall inform the Borough of West Pittston of the death. If there is no personal representative, the spouse or, if there is no spouse, the next of kin of the deceased shall inform the Borough of the death. Upon receipt of the notification, the handicapped parking sign shall be removed by the Borough of West Pittston at the Borough's expense.
- G. The aforementioned application shall include photographs of the requested parking area, measurements of the distance from the requested parking area to the applicant's place of residence, photo identification and documentary evidence from a physician that the applicant or co-applicant is:
- a. blind; or
 - b. does not have full use of an arm; or
 - c. cannot walk 100 feet without stopping to rest; or
 - d. cannot walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair or other assistive device; or
 - e. is restricted by lung disease or an arthritic, neurological or orthopedic condition to such an extent that said person has restricted movement; or
 - f. uses portable oxygen; or
 - g. is a co-applicant of a person specified in subsections (a) through (f).
- H. All applicants must be residents who reside within 100 feet of the place where he or she is requesting the handicapped parking space or spaces to be designated, and also shall own or lease a vehicle that is normally used for travel from that residence,

§ 164-58. Previously Issued Signs.

All previously issued handicapped parking permits as well as previously installed handicapped parking signs are hereby declared null and void, such permits and signs to be issued and installed only

pursuant to the provisions of this Ordinance.

§164-59. Review of Applications.

All applications shall be reviewed by the Police Department and/or the Street Department for a recommendation to the Borough Council before approval or denial of the application,

§164-60. Property Of The Borough.

All signs shall remain the property of Borough.

§164-61. Execution.

In the event that the Borough Council decides that it should designate a space or spaces as handicapped, it shall cause one or more of the following actions to be performed:

1. The handicapped parking space shall be defined by the placement of a reserved parking sign. The reserved parking sign shall state the license plate number of the vehicle authorized to occupy the reserved parking space and the curb in front of the handicapped parking space shall be painted blue or other noticeable color; and
2. The West Pittston Police Department shall maintain a log of all applicants for reserved parking spaces and shall periodically provide the Borough Manager with a copy thereof.

§ 164-62. Violations and penalties

- A. Any person to whom a handicapped parking permit has been issued pursuant to the terms and provisions of this Article and any person responsible to act on behalf of said handicapped person after his death, who shall violate any of the terms and provisions hereof shall be subject to revocation of the permit so issued and the removal of handicapped parking area for the applicant.
- B. Any person occupying a reserved handicapped parking area without a permit issued by the Borough shall be guilty of a summary offense and, upon conviction of such violation, be subject to a fine of not less than \$50.00 nor more than \$600.00.
- C. Any vehicle parked in a reserved handicapped parking area without a permit issued by the Borough shall be summarily subject to the removal of any Vehicle or object so parked in such place by the Borough of West Pittston's Police Department, acting through its designated vehicle tower, in order to protect the health, welfare and safety of the handicapped person to whom a handicapped parking permit has been issued; and all costs incurred in the removal of any such vehicle or object shall be at the cost of the owner thereof.

§ 169-63. Repealer.

All Ordinances or Resolutions or parts of Ordinances or Resolutions not consistent with this Ordinance are hereby repealed insofar as the same affect this Ordinance.

§ 164-64. Severability.

In case any one or more of the provisions of this Ordinance shall for any reason be held to be invalid, illegal, unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions, therefore, and this Ordinance shall be construed as if such invalid, illegal or unenforceable provision has never been contained herein.

**ARTICLE IX
Street Sweeping**

[INSERT PROVISIONS ONCE COUNCIL HAS IDENTIFIED DATES AND TIMES]

ARTICLE X

§ 164-63. Repealer.

All Ordinances or Resolutions or parts of Ordinances or Resolutions not consistent with this Ordinance are hereby repealed insofar as the same affect this Ordinance.

§ 164-64. Severability.

In case any one or more of the provisions of this Ordinance shall for any reason be held to be invalid, illegal, unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions, therefore, and this Ordinance shall be construed as if such invalid, illegal or unenforceable provision has never been contained herein.

This Ordinance is hereby duly enacted at a regular meeting of the West Pittston Borough Council on the 6th day of December, 2016.



Judy Aita, President

ATTEST:



Ellen Riddle, Secretary

APPROVED:


Thomas Blaskewicz, Mayor

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that at the regular meeting of the West Pittston Borough Council to be held on Tuesday, December 6, 2016 at 6:30 p.m. prevailing time, at the Borough Building, 555 Exeter Avenue, West Pittston, Pennsylvania, a proposed Ordinance shall be considered and proposed for enactment and passage, and public comment is solicited. Said proposed Ordinance is entitled as follows:

AN ORDINANCE OF THE BOROUGH OF WEST PITTSTON AMENDING CHAPTER 164 (VEHICLES AND TRAFFIC) OF THE CODE OF THE BOROUGH OF WEST PITTSTON

In summary, the Borough proposes to amend and supplement Chapter 164 of the Borough's Ordinance regulating vehicles and traffic to modify, supplement, newly authorize or otherwise change or clarify the Borough's regulations regarding, among other things, one-way streets, stop sign intersections, vehicle parking, street sweeping, speed limits and fines. A copy of the full text of the said proposed Ordinance is available for examination at the Borough Building in the office of the Borough Secretary during regular office hours, Monday through Friday. Also, a copy of the proposed Ordinance has been provided to the newspaper of general circulation in which this legal notice is being published.

MARK W. BUFALINO, ESQUIRE
West Pittston Borough Solicitor
225 Wyoming Avenue
West Pittston, PA 18643

Please run this on November 28, 2016