

## **METAL TOWNSHIP ORDINANCE 2010 - 002**

AN ORDINANCE OF THE TOWNSHIP OF METAL, FRANKLIN COUNTY, PENNSYLVANIA, PROHIBITING THE PARKING OF VEHICLES ON METAL TOWNSHIP ROADS; PROHIBITING THE DUMPING, SHOVELING, PUSHING OR PLACEMENT OF ANY SNOW OR ICE INTO THE PUBLIC HIGHWAYS OR STREETS OF THE TOWNSHIP OF METAL; AND PROSCRIBING PENALTIES FOR VIOLATION.

BE IT ENACTED and ORDAINED by the Supervisors of Metal Township, Franklin County, Pennsylvania, and hereby ENACTED and ORDAINED by the authority of the same, that:

### **SECTION 1**

The township recognizes that leaving of unattended motor vehicles parked on Metal Township roads has the significant potential to create traffic hazards by creating traffic obstructions, interfering with visibility at intersections and driveway entrances unto township roads and is a significant interference with snow removal and other diverse road maintenance activities by the Township. The Metal Township Board of Supervisors have determined it to be in the public interest and necessary for the safety of persons using Township roads; to expedite the flow of vehicular traffic and emergency response vehicles; and to insure the welfare and safety of the public, to generally prohibit motor vehicle parking on Township Roads at all times.

### **SECTION 2**

For the purpose of this Ordinance, the terms used herein shall have the meanings ascribed to them in the Vehicle Code of the Commonwealth of Pennsylvania as now enforced or as hereafter amended, enacted or reenacted.

### **SECTION 3**

Except as is hereinafter provided, it shall be unlawful to park any vehicle upon the cartway, or within two feet adjacent to the cartway, of Township roads. For the purposes of this Ordinance, the road cartway is the paved or main travel portion of the roadway.

#### **SECTION 4**

There shall be excepted from this prohibition the temporary parking of a vehicle on Township roads upon the occurrence of a vehicle break-down or other emergency that disables the vehicle. Vehicles so parked as a result of vehicle break-down or other emergency shall be removed from the prohibited area within (24) twenty-four hours. This exception is not intended to authorize any parking on the road cartway unless the vehicle break-down or other necessitating emergency occurs at a location where removal from the road cartway is physically impossible. This exception is not allowed during snow storms or during the time required for snow removal following a snow storm.

#### **SECTION 5**

- A. It shall be unlawful for owners, occupants or tenants of property to dump, throw, shovel, pile or push any snow or ice removed from driveways or walkways into any public highway or street. No snow, ice, slush, or a combination thereof, shall be pushed or deposited into any drainage area, stream, river, culvert or catch basin. No snow, ice, slush, or a combination thereof, shall be deposited, pushed or maintained at or near an intersection, in a manner or at a location which creates a traffic hazard by impairing visibility from or of a public highway.
- B. No person shall damage any Township property, including but not limited to, traffic signs, culverts, etc. while removing snow, ice, slush, or a combination thereof. Any damage to Township property shall be repaired or replaced in accordance with the requirements of the Township, at the expense of the property owner and/or snow removal agency.

#### **SECTION 6**

Any person violating any of the provisions of this Ordinance shall, upon summary conviction before a Magisterial District Judge, be sentenced to pay a fine of not less than Three Hundred Dollars (\$300.00) and not more than Five Hundred Dollars (\$500.00) and costs of prosecution; such fines to be collected as like fines are now collected by law; those in default of the payment thereof shall undergo imprisonment not exceeding 30 days.

**SECTION 7**

The provisions of this Ordinance are severable and if any of its provisions shall be held to be unconstitutional, illegal or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance.

**SECTION 8**

This ordinance shall become effective five (5) days from the date of enactment hereof.

APPROVED AND ENACTED BY THE METAL TOWNSHIP BOARD OF SUPERVISORS  
ON THIS                                    the   1   DAY OF APRIL, 2010.

BOARD OF SUPERVISORS OF METAL TOWNSHIP

BY: David A. Leab  
David A. Leab, Chairman



BY: Kenneth J. Miley  
Kenneth J. Miley

BY: Anna H. Swailes  
Anna H. Swailes

ATTEST:

Anna H. Swailes  
Anna H. Swailes (SEAL)  
Secretary, Metal Township Board of Supervisors

CERTIFICATION

As Secretary of the Metal Township Board of Supervisors, the undersigned hereby certifies that the foregoing Ordinance was adopted by the Metal Township Board of Supervisors at its regular meeting held on April 1, 2010, which meeting was called and at which a quorum was present and acting throughout, and that said Ordinance has not been revoked or amended.

Dated: 4/1/2010



Secretary