

ORDINANCE NO. 05-01

AN ORDINANCE PROHIBITING PARKING ON PUBLIC STREETS AND ROADWAYS IN HEIDELBERG TOWNSHIP, YORK COUNTY, PENNSYLVANIA DURING A SNOW EMERGENCY AND PROHIBITING THE USE OF CERTAIN EQUIPMENT ON PUBLIC STREETS AND ROADWAYS.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of Heidelberg Township, York County, Pennsylvania, hereinafter referred to as the Township, and it is hereby enacted and ordained by the authority of the same as follows:

WHEREAS, weather conditions during winter months make travel within the Township difficult; and

WHEREAS, the Township dispatches crews and equipment to open roads and clear snow and ice; and

WHEREAS, the crews are better able to do the work required to make the streets and roadways passable if there are no obstructions within the right-of-way;

NOW, THEREFORE, it is hereby ordained pursuant to the provisions of The Second Class Township Code, 53 P.S. §65101 et seq, as amended, as follows:

Section 1: Authorization to declare emergency.

The Road Master (or in his absence, the Chairman of the Board of Supervisors) is hereby directed and authorized to ascertain, determine and declare a snow emergency whenever there is such an accumulation or impending accumulation of snow as will constitute a hazard for vehicular traffic upon streets within Heidelberg Township. Pursuant to providing notice and to permit enforcement of this ordinance the Board of Supervisors shall erect signs on certain streets and roadways within Heidelberg Township regarding this ordinance.

Section 2: Announcements.

The Road Master (or in the alternative, the Chairman of the Board of Supervisors) shall cause to be announced, whenever possible, such snow emergency periods by the local media, several hours in advance of the effective starting time of the emergency, and if time permits, to also have the emergency published in a local newspaper. Annually, the Township Secretary shall publish a reminder of snow emergency regulations to inform the public of snow-related regulations.

Section 3: Unlawful acts during emergency.

During the periods that such snow emergency is declared, it shall be unlawful to park any vehicle on designated public streets or roadways or to park or place anything within the right-of-way on the following streets and roadways in Heidelberg Township:

- (a) Rosepoint Way;
- (b) Taramind Dr.;
- (c) Laurel Woods Lane;
- (d) Mountain Dr.; and
- (e) Mountain Ct.

Section 4: Plows or similar equipment.

It shall be unlawful to use any snowplow or similar equipment upon any street or roadway in the Township except such snowplows or equipment authorized by Penn DOT or under the authorization of and/or supervision of the Road Master or his authorized representative.

Section 5: Penalties.

(a) Any person who shall violate any provision of this Ordinance shall be subject to specific penalties as hereinafter set forth. Should a person responsible for complying with the terms hereof fail to do so, the Township shall provide the person with written notice of violation sent by certified mail to the last known address of the person. Should the person fail to pick up the certified mail notice, the Township shall send the notice by regular mail.

(b) Any person who shall continue to violate the provisions hereof three (3) days after receipt of the notice set forth above (for purposes of this Ordinance, "notice" shall mean receipt of the notice of violation by certified mail or regular mail) shall upon conviction thereof, be guilty of a summary offense and shall be subject to a criminal fine not to exceed \$1,000.00 per violation.

(c) Each day in which the provisions of the Ordinance are violated shall constitute a separate violation and may be prosecuted as such by the Township.

Section 6. When effective.

This ordinance shall become effective five (5) days from the date enacted.

Section 7. Repealer.

All ordinances or parts of ordinances inconsistent or conflicting herewith are hereby repealed.

This Ordinance is hereby enacted and ordained this 2nd day of March, 2005.

Attest:

Norma Markle
Norma Markle, Secretary

BOARD OF SUPERVISORS OF
HEIDELBERG TOWNSHIP

By Harry A. Rodgers
Harry A. Rodgers, Chairman