

ORDINANCE REGULATING THE PARKING OR STANDING
OF VEHICLES UPON STREETS WHICH PREVENT OR
INTERFERE WITH THE REMOVAL OR PLOWING OF SNOW;
DESIGNATING THE RESPONSIBILITY OF OWNERS AND
OCCUPANTS TO REMOVE SNOW AND SLEET FROM SIDEWALKS;
PROHIBITION OF THE PILING OF SNOW UPON THE
PAVED PORTION OF STREETS AND SETTING PENALTIES AND
FINES FOR VIOLATIONS OF SAID ORDINANCE.

WHEREAS, the free movement of traffic in the Borough of Ford City, Armstrong County, Pennsylvania, is at times impeded because of the careless parking or standing of vehicles at the time of the removal or plowing of snow; and

WHEREAS, a dangerous condition exists at such times on the streets of said Borough; and

WHEREAS, the accumulation of snow and sleet upon the sidewalks of the Borough creates an impediment and, at times, a dangerous condition for pedestrians; and

WHEREAS, the piling of snow upon the streets of the Borough creates at times, a dangerous condition upon said streets;

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Council of the Borough of Ford City, Armstrong County, Pennsylvania, as follows:

SECTION 1. DEFINITIONS:

(a) The term "street" shall be construed to include alleys, avenues, boulevards, lanes, roads, streets and other public ways in the Borough of Ford City, Armstrong County, Pennsylvania.

(b) The term "nuisance", for purposes of this ordinance, shall include, but is not limited to, the parking or leaving standing any vehicle upon any street of the Borough of Ford City, Armstrong County, Pennsylvania, in such a way or at a time so as to prevent or interfere with the removal or plowing of snow; the piling of snow upon the paved portion of the streets of said Borough; and the failure to remove snow and sleet from the sidewalks of said Borough.

(c) "Individual" shall mean any person, persons, partnership, firm, company, corporation, or other association.

(d) The term "notice" for purposes of authorizing the removing of a vehicle by an authorized agent of the Borough shall mean the placing by a Borough employee of a written notice upon the vehicle.

SECTION 2. It shall be unlawful for any individual to park or leave standing any vehicle upon any street of the Borough of Ford City, Armstrong County, Pennsylvania, in such a way or at such a time that will prevent or interfere with the removal or plowing of snow.

SECTION 3. Any vehicle upon which proper notice has been placed and which has not been removed by the owner thereof within twelve (12) hours of said posting of notice may be removed by authorized agent of the Borough and all charges incurred in such removal, including but not limited to towing of said vehicle and storage thereof, shall be paid by the owner of said vehicle. Said vehicle shall be deemed a safety hazard under Act 81, Pa. Motor Vehicle Code, Section 3352, subsection (a) and (b).

SECTION 4. No owner or occupant of any lot or part of a lot within the Borough shall fail, within six (6) hours after any fall or deposit of snow and sleet to remove the same from the pavements and sidewalks fronting the premises respectively owned or occupied by him.

SECTION 5. The streets of the Borough are hereby declared to be for the common use of the traveling public. No individual shall shovel, place, throw or by the use of any other means, cause snow to be piled upon the paved portion of the streets of the Borough.

SECTION 6. Any individual violating the provision of this ordinance, or aiding, abetting or assisting therein, shall, upon conviction thereof, before any District Magistrate in Armstrong County, Pennsylvania, be subject to a fine of not less than \$25.00 nor more than \$600.00 together with costs of prosecution, which fine shall be paid to the Borough Treasurer for the use of the Borough, and in default of payment of said fine and costs shall be sentenced to undergo imprisonment in the Armstrong County Jail for

not less than one (1) day not more than ten (10) days. Each day a vehicle shall remain parked or left standing in violation of this Ordinance, shall constitute a separate violation.

SECTION 7. This Ordinance shall be effective from November 15, to the following April 30, inclusive, of each calendar year.

SECTION 8. All other Ordinances which are inconsistent with the above Ordinance are hereby repealed to the extent of said inconsistency.

SECTION 9. This Ordinance shall be effective immediately upon passage.

DONE, ORDAINED AND ENACTED at a regular meeting of Council of the Borough of Ford City held at the Council Chambers on the 3rd day of March, 1997.

BOROUGH OF FORD CITY

ATTEST:

BY:

Jerry Miklow

President

Cornie Habovsky
Secretary

Approved this _____ day of _____, 1997.

Mayor