

ORDINANCE NO. 1-01

AN ORDINANCE OF THE TOWNSHIP OF PERRY, BERKS COUNTY,  
PENNSYLVANIA, REGULATING THE PARKING OF VEHICLES  
DURING PERIODS OF SNOWFALL; PROHIBITING THE DUMPING,  
SHOVELING, PUSHING OR PLACEMENT OF SNOW OR ICE INTO  
PUBLIC HIGHWAYS OR STREETS; AND PRESCRIBING  
PENALTIES FOR VIOLATION

WHEREAS, snow storms can and do impair the flow of vehicular traffic and fire equipment which may result in conditions adverse to the welfare and safety of the residents of the Township and to people lawfully upon public highways; and

WHEREAS, it is necessary in order to ensure the welfare and safety of the public that the public highways and streets be cleared of snow as promptly as possible.

NOW, THEREFORE, the Board of Supervisors of Perry Township does hereby enact and ordain:

**Section I. Short Title.** This Ordinance shall be known as the Snow Emergency Parking Ordinance of the Township of Perry.

**Section II. Parked Vehicles.** Following the effective date of this Ordinance, it shall be unlawful to park, or allow to be parked, any motor vehicle, or other vehicle, on any street or road designated on **Exhibit "A"** attached hereto which is part of the Township System, after the start of a snow fall, and until the snow has stopped falling and the snow has been completely plowed for the full width of the cartway.

**Section III. Towing of Vehicles.** Any member of the Pennsylvania State Police, or any employee of Perry Township engaged in road work, is hereby authorized to remove any vehicle abandoned or parked upon any public highway or street in violation of the terms and provisions of this Ordinance, and to take any said vehicle to the nearest garage or other place of safety. The registered owner of any said vehicle shall be notified of the fact of the removal and of the place to which said vehicle has been removed where he or she may obtain the same upon payment of any and all towing and storage charges. Neither the Township nor any of its officers or employees shall be held responsible for any damage to any vehicle occurring as a result of towing and/or storage of a vehicle parked in violation of the Ordinance.

**Section IV. Signs to Designate Snow Emergency Routes.** On each street designated by this Ordinance as a Snow Emergency Route, the Township shall post signs, one in each block and/or at intervals not exceeding 660 feet and at all points where any street affected joins another street with the wording: "SNOW EMERGENCY ROUTE. NO PARKING DURING EMERGENCY. TOW AWAY ZONE" or such other wording as shall be approved by the Secretary of Highways of the Commonwealth of Pennsylvania. These signs shall be distinctive and uniform in appearance and shall be plainly readable to persons traveling on the street or highway.

**Section V. Unlawful to Remove Sign or Notice.** It shall be unlawful for any person to remove, without the authorization of the Township, any sign or notice posted in accordance with the provisions of this Ordinance.

**Section VI. Unlawful to Dump Snow.** 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.

**Section VII. Penalties.** Any person willfully violating any of the provisions of this Ordinance shall, upon summary conviction before a District Justice, be sentenced to pay a fine of not less than Fifty Dollars (\$50.00) and not more than Three Hundred Dollars (\$300.00) and the costs of prosecution. Such fines shall be collected as like fines are now collected by law and, in default, shall undergo imprisonment not exceeding thirty (30) days.

**Section VIII. Severability.** The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect nor impair any of the remaining provisions, sentences, clauses or sections of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors of the Township of Perry that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

DULY ENACTED AND ORDAINED by the Board of Supervisors of Perry Township, Berks County, Pennsylvania, this 13 day of ~~January~~<sup>February</sup>, 2001, in lawful session duly assembled.

BOARD OF SUPERVISORS OF PERRY TOWNSHIP

Thomas L. McKinney  
Chairman

Guertard D. Kline  
Member

Mark W. Stief  
Member

Attest:

Miriam M. Kline  
Township Secretary

**EXHIBIT A**

Birch Hill Road - Shoemakersville Road to Route 61

Clarence Avenue - Hall Road to End

Entry Drive - Route 662 to North View Avenue

Esther Lane - Hall Road to Clarence Avenue

Hall Road - Main Street to Perry Road

Koenig Drive - Birch Hill Road to Township Line

North View Avenue - End to End

Paradise Avenue - Ridge Road to End

Perry Road - Main Street to Water Street

Waxwood Road - Esther Lane to Clarence Avenue