

ORDINANCE NO. 69

ORDINANCE ESTABLISHING THE PROCEDURE FOR THE
REMOVAL OF SNOW, INCLUDING DUTIES AND OBLIGATIONS
IN CONNECTION WITH PARKING AND REMOVAL OF MOTOR
VEHICLES DURING SNOW EMERGENCIES

It is hereby Ordained and Enacted by the Supervisors of East Norriton Township, Montgomery County, Pennsylvania, as follows:-

SEC. I. It shall be unlawful for any owner or lessee of any property to allow or permit snow or ice to lie upon, remain upon, or be piled or accumulated upon a sidewalk, upon which such property abuts, within the Township, for more than twenty-four hours.

SEC. II. It shall be the duty of the property owner or the lessee of the same not later than twenty-four hours after snow has ceased to fall to clear or cause to be cleared a pathway in the sidewalk upon which such property abuts. Such pathway shall be not less than thirty inches in width and shall be thoroughly cleaned to that extent of snow and ice or other obstruction.

SEC. III. Snow or ice removed from sidewalk area shall be placed on the property of the owner, adjacent to the removal area. Excessive amounts of snow or ice may be placed in the area between the sidewalk and the curb-line, but not in the street. If the snow and ice is frozen so hard that it cannot be removed without injury to the pavement or damaging the base of the footpath, the owner of the property shall cause the sidewalk abutting or adjacent to such premises to be strewn with ashes, sand, sawdust or any suitable abrasive material, and shall as soon thereafter as the weather shall permit thoroughly clean such sidewalks. Fire hydrants shall not be covered with snow or ice.

SEC. IV. It shall be unlawful to throw, shovel or plow snow into or upon any roads and streets within the Township with the intent of allowing such snow to remain on such roads and streets.

SEC. V. Whenever there is any accumulation of snow, ice and/or freezing rain upon the streets which shall be designated as snow emergency routes, causing such streets to become dangerous and hazardous to vehicular and

pedestrian traffic, a snow emergency shall be declared by the Chairman of the Board of Supervisors, or in his absence or unavailability then by any Supervisor. Whenever a snow emergency exists on snow emergency routes, all parking shall be prohibited on these routes.

SEC. VI. In all other streets throughout the Township not specifically designated as snow emergency routes, the snow emergency status shall arise whenever the depth of snow on each individual street shall reach an accumulation of three inches at which time the snow emergency shall be declared by the Chairman of the Board of Supervisors, or in his absence or unavailability, then by any Supervisor.

SEC. VII. Any time a snow emergency shall be deemed to be in effect by virtue of the foregoing provisions, such emergency shall continue to exist until such time as the Chairman of the Board of Supervisors, or in his absence or unavailability any Supervisor, shall declare that the snow emergency has been terminated.

SEC. VIII. When a snow emergency has been declared in reference to all other streets throughout the Township, not specifically designated as snow emergency routes, it shall then be unlawful to park any vehicle on such streets within the Township until the snow has been completely plowed for the full width of the cartway, except on those streets within the Township where only on-street parking is available. Where only on-street parking is available, all motor vehicles shall be parked on the even address side of the street on even numbered calendar days and on the odd address side of the street on odd numbered calendar days.

SEC. IX. It shall be unlawful for any motor vehicle to be left parked, stalled, incapable of moving under its own power or left unattended on any street or road within this Township in violation of the provisions of this Ordinance and in addition to the penalties hereinafter provided for such violation, any such motor vehicle may be removed and/or impounded by the Township.

SEC. X. In the event that motor vehicles are impounded, such motor vehicle shall be stored in storage areas or garages as are approved from time to time by the Township Supervisors by resolution. Such storage areas or garages used as pounds for the storage of motor vehicles mentioned above

shall be approved by the Township Supervisors only after the owners or operators of such storage areas or garages have provided bond in a sufficient and adequate amount for the indemnification of the owner of such impounded motor vehicle against the loss thereof, or injury or damage thereto, while in the custody of such pound keeper and have provided in writing with the Township Supervisors, fixed specific towing and storage charges to be assessed against the owner of the motor vehicle and which must be paid before release of the motor vehicle to the owner.

SEC. XI: Within twelve (12) hours from the time of the impounding of any vehicle or ascertainment by the Township as to identity of the owner of such vehicle, notice of the fact that such vehicle has been impounded shall be sent by the Township to the owner of record of such vehicle designating the place from which the said vehicle was removed, the reason for its impounding and the place in which it has been impounded.

SEC. XII: The payment of such charges assessed above, unless such payment shall be made "under protest," shall be final and conclusive and shall constitute a waiver of any right to recover the money so paid by the owner of the motor vehicle so impounded. In the event that the towing and impounding charges are paid "under protest," the offender shall be entitled to a hearing before a District Justice or a court of record having Jurisdiction.

SEC. XIII: No vehicle shall be removed under the terms of this Ordinance, if, at the time of such intended removal, the owner or person for the time being, in charge of such vehicle, is present and expresses a willingness and intention to immediately remove said vehicle.

SEC. XIV: By Resolution the Supervisors shall designate snow emergency routes, the marking and posting and the rules and regulations in reference to the same, as well as rules and regulations in reference to any of the other requirements and provisions of this Ordinance and such rules and regulations shall have the same force and effect and be subject to the same penalties as any other provisions of this Ordinance.

SEC. XV: The word "person" shall include individuals, and also firms, partnerships, associations of persons, corporations, organizations, or any other group acting as a unit, and where other than individuals, the officers of such groups or entities shall be considered as the person or persons

subject to the provisions of this Ordinance.

SEC. XVI: Any person who shall violate any of the provisions of this Ordinance or the rules and regulations adopted thereunder, upon summary conviction thereof, shall pay to the Township a fine of not more than \$25.00 plus costs of prosecution. Upon failure to pay the fine and costs imposed, the defendant may be sentenced to suffer imprisonment for a period not exceeding ten days.

SEC. XVII: All Ordinances or parts of Ordinances inconsistent herewith be and the same are hereby repealed.

ORDAINED AND ENACTED by the Supervisors of East Norriton Township this 9th day of NOVEMBER, 1970.

William E. Lyons
Chairman-Board of Supervisors

Attest: Robert L. Spahr
Secretary