

**ORDINANCE NO. 565**

**EAST NORRITON TOWNSHIP  
MONTGOMERY COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF THE TOWNSHIP OF EAST NORRITON, MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA, AMENDING CHAPTER 168, STREETS AND SIDEWALKS, AND CHAPTER 196, VEHICLES AND TRAFFIC, OF CODE OF ORDINANCES OF EAST NORRITON TOWNSHIP, TO AMEND CERTAIN REQUIREMENTS RELATING TO PARKING AND DRIVING RESTRICTIONS ON STREETS IN THE TOWNSHIP DURING SNOW EMERGENCIES; REPEALING PRIOR INCONSISTENT ORDINANCES AND PARTS OF ORDINANCES; PROVIDING FOR A SAVINGS CLAUSE; AND CONTAINING AN EFFECTIVE DATE.**

**WHEREAS**, the Township of East Norriton is a second class township governed by the East Norriton Code of Ordinances and the Second Class Township Code, 53 P.S. § 65101 *et seq.*; and

**WHEREAS**, the Second Class Township Code authorizes the Township to enact ordinances for the purpose of protecting the public health, safety, and welfare; and

**WHEREAS**, the Board of Supervisors has determined that providing for certain regulations governing parking and driving restrictions during snowfall and snow emergencies is necessary to adequately address the needs of the Township and its citizens and to protect the public health, safety, and welfare;

**NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED**, by the Board of Supervisors that Chapter 168, Streets and Sidewalks, and Chapter 196, Vehicles and Traffic, of the Code, be and hereby amended as follows:

**SECTION I.** Chapter 168 of the Code entitled “Streets and Sidewalks” at Article II, entitled “Removal of Snow and Ice” is hereby amended as follows:

1. **Section 168-9, Parking during and after snowfall and snow emergencies**, is hereby amended to read as follows:
  - A. Whenever there shall be any snowfall or if the Chairman of the Board of Supervisors, or his or her designee, shall declare a snow emergency, no on-street parking of vehicles shall be permitted on any street or road in the Township.
  - B. 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 his or her designee, shall declare that the snow emergency has been terminated.

C. During any snowfall or any snow emergency which has been declared throughout the Township, it shall be unlawful to park any vehicle on any street or road 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.

2. **Section 168-12, Snow Emergency Routes**, is hereby amended to read as follows:

A. By resolution, the Supervisors may 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 article, 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 article.

**SECTION II.** Chapter 196 of the Code entitled "Vehicles and Traffic", at Articles V and VII, is hereby amended as follows:

1. **Section 196-58, Schedule XVII: Snow Emergency Routes**, is hereby deleted in its entirety, and shall be labeled "Intentionally left blank".
2. **Section 196-34, Declaration of snow and ice emergency**, is hereby amended to read as follows:

In order to facilitate the movement of traffic and to combat the hazards of snow and ice the Chairman of the Board of Supervisors, or his or her designee, in his or her discretion, may declare a snow and ice emergency (designated in this article as a "snow emergency"). Information on the existence of a snow emergency may be given by the Township through radio, newspaper or other available media, and information on the termination of the emergency may be given by use of the same media.

3. **Section 196-35, Parking and driving restrictions**, is hereby retitled "Parking restrictions", and further, is hereby amended to delete subsection B in its entirety, and to read as follows:

After any snow emergency is declared, it shall be unlawful, at any time during the continuance of the emergency, for any person to park a motor vehicle or to allow that vehicle to remain parked on any street or road within the Township until the snow has been completely plowed for the full width of the cartway.

4. **Section 196-36, Snow emergency routes**, is hereby deleted in its entirety, and shall be labeled "Intentionally left blank".

5. **Section 196-37, Penalty for violation**, is hereby amended to read as follows:

- A. If, at any time during a period of snow emergency declared under § 196-34 of this article, a person, corporation, or other entity shall park a motor vehicle or allow a motor vehicle to remain parked, stalled, or incapable of moving anywhere upon a any street or road in the Township, that person shall be guilty of a violation of this article and, upon conviction, shall be fined not more than \$600 plus costs of prosecution after a summary proceeding brought in the name of the Township before a District Justice. A new and separate offense shall be deemed to be committed for each day that such violation exists. In default of the payment of any fine imposed and the costs, the person or persons that are charged may be sentenced to be committed to the county jail for a period not exceeding 30 days.
  
- B. In all cases where a police officer of East Norriton Township shall first give notice of the offense by either handing to the offending operator or affixing to the motor vehicle in question a ticket on which he has noted the time and place of the offense, nature of the offense charged and the license registration of the motor vehicle in question, no prosecution shall be instituted for 72 hours thereafter, provided that, if, during said seventy-two-hour period, the offender shall voluntarily appear at the office of the Township Secretary of East Norriton Township during regular business hours and voluntarily enter a plea of guilty and pay a fine of \$30 to the Township, no prosecution for such offense shall thereafter be brought.

**SECTION III. REPEALER**

Any and all other prior Ordinances in conflict with the terms, conditions and provisions of this Ordinance are hereby repealed to the extent of such conflict.

**SECTION IV. SAVINGS CLAUSE**

Should any portion, part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, void or unconstitutional, the Board of Supervisors hereby declares its intent that the remainder of this Ordinance shall have been adopted, without regard to the invalid, void or unconstitutional provision or provisions.

**SECTION V. EFFECTIVE DATE**

This Ordinance shall become effective five (5) days after enactment by the Board of Supervisors of East Norriton Township.

**ORDAINED AND ENACTED**, by the Board of Supervisors of the Township of East Norriton,  
Montgomery County, Commonwealth of Pennsylvania, this 27<sup>th</sup> day of October, 2015.

**EAST NORRITON BOARD OF SUPERVISORS**



  
CHAIRMAN

ATTEST:

  
SECRETARY