

Chapter 325

VEHICLES AND TRAFFIC

[HISTORY: Adopted by the Borough Council of the Borough of East Vandergrift as indicated in part histories. Amendments noted where applicable.]

GENERAL REFERENCES

Skateboards; roller skates — See Ch. 261.

Streets and sidewalks — See Ch. 288.

Vehicle repair and storage on street — See Ch. 330.

Part 1 Weight Limits

[Ch. 1, §§ 111.1 to 111.4, of the 1977 compilation]

ARTICLE I Maximum Weights; Hauling Permits

§ 325-1. Maximum weight established.

From and after the effective date of this Part 1, it shall be unlawful to operate or cause to be operated upon any of the public streets, highways and alleys of the Borough of East Vandergrift any motor vehicles having a gross weight, including chassis, body and load, of more than 15,000 pounds, except as hereinafter provided. The Mayor and/or the Chief of Police may issue permits for excessive weights as authorized by Section 905 of the Vehicle Code of the Commonwealth of Pennsylvania,¹ upon good cause shown, and upon application as therein provided, subject to payment of the fees for hauling permits, as provided by Section 719 of said Vehicle Code. The provisions of this section shall not exclude from said streets, highways and alleys the use and operations of hook and ladder trucks and other firefighting equipment.

§ 325-2. Designation of streets.

The Mayor and/or the Chief of Police, acting through and under the direction of Council, shall from time to time designate such streets, highways and alleys to be affected by this Part 1, by proper markings and signs, and such regulations shall be effective the same as if specified in this Part 1.

§ 325-3. Signs.

In order to carry the traffic regulations of this Part 1 into effect, the proper officers of the Borough of East Vandergrift are hereby authorized and directed to post proper official signs and markings at all points and intersections affected by this Part 1 warning the traveling public of the provisions hereof.

1. Editor's Note: See now 75 Pa.C.S.A. § 4916.

§ 325-4. Violations and penalties. ²

Any person who violates any provision of this article shall be prosecuted under Section 4902(a) of the Vehicle Code and, upon conviction, shall be sentenced to pay a fine of \$75, except that any person convicted of operating a vehicle with a gross weight in excess of a posted weight shall, upon conviction, be sentenced to pay a fine of \$150 plus \$150 for each 500 pounds, or part thereof, in excess of 3,000 pounds over the maximum allowable weight.

Part 2
Traffic Control Regulations

[Adopted 7-7-1982 by Ord. No. 2-1982]

ARTICLE II
General Regulations

§ 325-5. Definitions and interpretation.

- A. Words and phrases, as used in this Part 2, shall have the meanings ascribed to them in The Vehicle Code (the Act of June 17, 1976, P.L. 155, No. 81), as amended.³
- B. The term "legal holidays," as used in this Part 2, shall mean and include: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas.
- C. In this Part 2, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine and the neuter.

§ 325-6. Manner of adopting permanent traffic and parking regulations.

All traffic and parking regulations of a permanent nature shall be enacted as ordinances or part of ordinances or as amendments to ordinances of the Borough of East Vandergrift, except where the law specifically authorizes less formal action.

§ 325-7. Temporary and emergency regulations.

- A. The Mayor shall have the following powers to regulate traffic and parking temporarily and in time of emergency:
 - (1) In the case of fire, flood, storm or other emergency, to establish temporary traffic and/or parking regulations; and
 - (2) In the case of emergency public works or public events of limited scope or duration, to restrict or prohibit traffic and/or parking in limited areas for period of not more than 72 hours.
- B. These temporary and emergency regulations shall be enforced by the Mayor and the Police Department of the Borough in the same manner as permanent regulations. Any person who drives or parks a vehicle in violation of any such regulation, or who moves, removes,

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

3. Editor's Note: See 75 Pa.C.S.A. § 101 et seq.

destroys, injures or damages any sign or marking erected or posted to give notice of any such regulation, shall be guilty of a violation.⁴

§ 325-8. Experimental regulations. ⁵

Council may, from time to time, designate places upon and along the streets and alleys in the Borough where, for a period of not more than 90 days, specific traffic and/or parking regulations, prohibitions and restrictions shall be in force and effect, and shall designate those locations by proper signs and markings. Those regulations, prohibitions and restrictions shall be effective just as if they had been specified in this Part 2. No person shall drive or park a vehicle in violation of any such regulation, prohibition or restriction, and no person shall move, remove, destroy or deface any sign or marking erected, posted or made by authority of this section. Provided: the purpose of this section shall be to allow for the test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the Borough relative to traffic and parking.

§ 325-9. Traffic on streets closed or restricted for construction, maintenance or special events.

- A. Council shall have the authority to close any street or any specific part of a street to vehicular traffic and to place barriers or station police officers at each end of the closed portion, while construction or maintenance work is under way or while a special event is being conducted on the closed portion. It shall be unlawful for any person to drive a motor vehicle upon any such closed portion.
- B. Council shall have authority to establish a restricted traffic area upon any street where construction or maintenance work is under way, and to station flagmen at each end of the restricted portion. It shall be unlawful for any person to drive a vehicle upon any such restricted traffic area at any time when a flagman is displaying a sign directing that vehicle to stop, or is signaling that vehicle, by a flag or other device, not to proceed.⁶

§ 325-10. Authority of police officers.

The police officers of the Borough shall have authority to direct traffic on the streets in the Borough and at intersections of those streets, in public parks, and in other places where the Vehicle Code or this Part 2 applies.

§ 325-11. Violations and penalties. ⁷

Unless another penalty is expressly provided by the Vehicle Code (75 Pa.C.S.A. § 101 et seq.) or except as otherwise specified in this Part 2, every person convicted of a violation of a provision of this Part 2, or any supplement thereto, shall be liable to a penalty of \$25 and costs of prosecution.

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

5. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

6. Editor's Note: Original § 105(c), penalty, which immediately followed this subsection, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

7. Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

ARTICLE III
Traffic Regulations

§ 325-12. Maximum speed limits on certain streets.

A. The following maximum speed limits are established:

Street	Portion	Maximum Speed Limit (mph)	When Applicable
All streets or portions of streets	Entire extent	25	At all times

B. No person shall drive a vehicle upon any part of any street listed above at a greater rate of speed than the maximum speed limit prescribed for that part of the street. Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine in accordance with the Pennsylvania Vehicle Code, 75 Pa.C.S.A. § 101 et seq.⁸

§ 325-13. Traffic signals at certain intersections.

At the following intersections, official traffic signals as indicated below shall be erected, and traffic at those locations shall be directed by those signals:⁹

Intersection	Type of Signal
(Reserved)	

§ 325-14. Intersections where turn prohibited on red signal.

The following are established as intersections where drivers of vehicles headed in the direction or directions indicated are prohibited from making a right turn on a steady red signal:¹⁰

Intersection	Vehicle Traveling On	Facing
(Reserved)		

§ 325-15. One-way streets established.

The following are established as one-way streets, and on the days and between the hours applicable to a particular roadway, it shall be unlawful for any person to drive a vehicle upon a one-way street other than in the direction established for traffic upon that street:¹¹

8. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

9. Editor's Note: Original § 202B, penalty, which immediately followed this section, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

10. Editor's Note: Original § 203B, penalty, which immediately followed this section, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

11. Editor's Note: Original § 204B, penalty, which immediately followed this section, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Street	From	To	Lanes	Direction of Travel	Days	Hours
Jackson Street [Added 7-6-2004 by Ord. No. 3-2004; amended 5-2-2005 by Ord. No. 2-2005]	Steeler Way	Vandergrift Lane (Chambers)	All	East	Every day	At all times
McKinley Avenue	Chambers Street	Reed Street	All	East	Every Day	At all times
McKinley Avenue [Added 7-6-2004 by Ord. No. 3-2004]	Reed Street	Foundry Street	All	East	Every day	At all times
Quay Street Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).	Chambers Street	Foundry Street	All	West	Every Day	At all times

§ 325-16. Through highways established.

The following highways are established as through highways, and stop or yield signs shall be erected at every intersection of every through highway (except those intersections where traffic control signals are erected and maintained as provided in § 325-13 of this article), facing traffic approaching the through highway on all intersecting streets. Every driver of a vehicle approaching the through highway on any intersecting highway where there is a stop or yield sign shall stop the vehicle as required by Section 3323(b) or 3323(c) of the Vehicle Code, as the case may be, and shall not proceed into or across the through highway until he has followed the requirements of that section of the law:¹²

Street	Between
McKinley Avenue	Chambers Street and East Vandergrift Borough line
Vandergrift Lane	Vandergrift Borough Line and Chambers Street

§ 325-17. Stop intersections established.

The following intersections (in addition to streets intersecting with the through highways established by § 325-16 of this article) are established as stop intersections, and official stop signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street upon the first-named street in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection upon the first-named street, in the direction indicated in each case, shall stop the vehicle as required by

12. Editor's Note: Original § 205B, penalty, which immediately followed this section, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Section 3323(b) of the Vehicle Code and shall not proceed into or across the second-named street until he has followed all applicable requirements of that section of the law:¹³

Stop Street	Through Street	Direction of Travel
Chambers Street	Kennedy Avenue	South
Chambers Street	McKinley Avenue	North
Chambers Street	McKinley Avenue	South
Cochran Street	McKinley Avenue	North
Harrison Street	Kennedy Avenue	South
Harrison Street	McKinley Avenue	North
Harrison Street	McKinley Avenue	South
High Street	Vandergrift Lane	East
Jackson Street	Kennedy Avenue	South
Jackson Street	McKinley Avenue	North
Jackson Street	McKinley Avenue	South
Kennedy Avenue	Railroad Crossing	East
Kennedy Avenue	Railroad Crossing	West
Kennedy Avenue	Railroad Crossing at Risher Street	East
Kennedy Avenue	Railroad Crossing at Risher Street	West
McKinley Avenue	Foundry Street	East
McKinley Avenue [Added 1-6-1997 by Ord. No. 2-1997]	Harrison Street	East
McKinley Avenue [Added 1-6-1997 by Ord. No. 2-1997]	Harrison Street	West
McKinley Avenue [Added 1-6-1997 by Ord. No. 2-1997]	Jackson Street	East
McKinley Avenue [Added 1-6-1997 by Ord. No. 2-1997]	Jackson Street	West
McKinley Avenue [Added 12-6-2004 by Ord. No. 6-2004]	Pirate Way	East
Quay Street	Chambers Street	East
Reed Street	Kennedy Avenue	South

13. Editor's Note: Original § 206B, penalty, which immediately followed this section, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Reed Street	McKinley Avenue	North
Reed Street	McKinley Avenue	South
Reed Street	Quay Street	North
Risher Street	Kennedy Avenue	South
Risher Street	McKinley Avenue	North
Risher Street	McKinley Avenue	South
South Kennedy Street Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).	Railroad Crossing	East
South Kennedy Street Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).	Railroad Crossing	West
South Kennedy Street Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).	Railroad Crossing at Risher Street	East
South Kennedy Street Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).	Railroad Crossing at Risher Street	West

§ 325-18. Yield intersections established.

The following intersections (in addition to streets intersecting with the through highways established by § 325-16 of this article) are established as yield intersections, and official yield signs shall be erected (or are ratified if previously erected), in such a position as to face traffic approaching the second-named street upon the first-named street at each yield intersection, in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection upon the first-named street, in the direction indicated in each case, shall slow down or stop the vehicle as required by Section 3323(c) of the Vehicle Code, and then yield the right-of-way as required by that subsection of the Vehicle Code.¹⁴

Yield Street	Through Street	Direction of Travel
(Reserved)		

§ 325-19. Truck routes established; truck traffic restricted on all other streets.

A. The following streets and portions of streets are established as truck routes:

Street	Between
(Reserved)	

B. All other streets and portions of streets are set aside for the use of passenger vehicles only. It shall be unlawful for any person to drive a truck on any street or portion of street not listed above as a truck route, except that nothing shall prohibit the operation of any

14. Editor's Note: Original § 207B, penalty, which immediately followed this section, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

commercial vehicle or truck on any street not designated as a truck route where that operation is necessary in order to pick up or deliver any goods, wares, merchandise or material from or to any premises located on that street not designated as a truck route.¹⁵

§ 325-20. Rotary traffic islands established.

The following are designated as rotary traffic islands, and every vehicle passing around a rotary traffic island shall be driven only to the right of the island:¹⁶

(Reserved)

**ARTICLE IV
Parking Regulations**

§ 325-21. Vehicles to be parked within marked spaces.

Whenever a space is marked off on any street for the parking of an individual vehicle, every vehicle parked there shall be parked wholly within the lines bounding that space, and it shall be a violation of this article for any person to park a vehicle otherwise.

§ 325-22. Parking prohibited at all times in certain locations.

Parking shall be prohibited at all times in the following locations:

Street	Side	Portion
All alleys	Both	All
Borough Garage Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. I).	Front and rear	Garage driveways
Chambers Street	Both	Between Kennedy Avenue and Vandergrift Lane
Elm Street	East	Between an unnamed alley on the south end and the northern dead end
Harrison Street	South	Between Kennedy Avenue and McKinley Avenue
Harrison Street Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).	South	Extending from McKinley Avenue in a westerly direction to an unnamed alley
High Street	Both	Extending from Vandergrift Lane to Sheridan Road

¹⁵. Editor's Note: Original § 208C, penalty, which immediately followed this subsection, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

¹⁶. Editor's Note: Original § 209B, penalty, which immediately followed this section, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Jackson Street	South	Between McKinley Avenue and Kennedy Avenue
Jackson Street	South	Extending from McKinley Avenue in a westerly direction to Vandergrift Lane
Kennedy Avenue	West	Between Cochran Street and Vandergrift Borough line
254 Kennedy Avenue	Rear	Borough Office rear parking lot
Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. I).		
McKinley Avenue		
Editor's Note: Repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).		
Quay Street	East	Between Chambers Street and Vandergrift Borough line
Reed Street	North	Between Quay Avenue and Kennedy Avenue
Reed Street		
Editor's Note: Repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).		
Risher Street	South	Between Kennedy Avenue and McKinley Avenue
Risher Street	South	Extending from Kennedy Avenue in a westerly direction to an unnamed alley
Vandergrift Lane	Both	Extending from Chambers Street to Jackson Street

§ 325-23. Parking prohibited in certain locations certain days and hours.

Parking shall be prohibited in the following locations at all times on the days and between the hours indicated in this section, as follows:

Street	Side	Portion	Day	Hours
(Reserved)				

§ 325-24. Parking time limited in certain locations certain days and hours.

No person shall park a vehicle, or allow it to remain parked, for longer than the time indicated, in any of the following locations, at any time on the days and between the hours indicated:

Street	Side	Between	Days	Hours	Parking Time Limit
(Reserved)					

§ 325-25. Special purpose parking zones established; parking otherwise prohibited.

The following are established as special purpose parking zones, and it shall be unlawful for any person to park a vehicle, or allow a vehicle to remain parked, in any such zone, except as specifically provided for that zone:

Street	Side	Location	Authorized Purpose or Vehicle
Kennedy Avenue	East	At intersection of Reed Street	Police

§ 325-26. Parking of trucks, buses, trailers and certain other vehicles prohibited. [Added 12-3-2001 by Ord. No. 3-2001]

A. It shall be unlawful for any person to park, or allow to remain parked on any of the following streets, or parts of streets, any vehicle other than a passenger car (which shall not include any bus, motor home, trailer, or passenger car attached to a trailer of any kind).

B. Definitions. As used in this section, the following terms shall have the meanings indicated:
 STREET — All streets or portions thereof.

§ 325-27. Violations and penalties. ¹⁷

Any person who violates any provision of this article shall, upon conviction, be sentenced to pay a fine of not more than \$50 and costs.

ARTICLE V
On-Street Metered Parking

§ 325-28. Parking meter zones established.

Parking meter zones are established upon and along certain streets in the Borough, as follows:

Street	Side	Portion
(Reserved)		

§ 325-29. Placement and characteristics of parking meters.

Parking meters installed in the parking meter zones established by § 325-28 of this article shall be placed upon the sidewalk, and immediately adjacent to the individual parking spaces described in § 325-31 of this article. Each parking meter shall be placed or set so as to show that the parking space adjacent to that meter is or is not legally occupied. Each parking meter installed shall indicate by a proper legend the maximum legal parking time established by the

¹⁷. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Borough for parking at that meter and, when occupied, shall indicate on and by its dial and pointer the duration of the period of legal parking remaining available, and, on the expiration of that period, shall indicate illegal parking or overparking.

§ 325-30. Parking time limit; days and hours when time limit in effect and meters to be in use.

It shall be unlawful for any person to park a vehicle, or to allow a vehicle to remain parked, in a parking meter zone for longer than the maximum legal parking time established by the Borough for parking at the meter where the vehicle is parked, or without having deposited the proper coin or coins, as required by § 325-32 of this article, at any time: a) between 8:00 a.m. and 6:00 p.m. on any Tuesday, Wednesday or Friday; or b) between 8:00 a.m. and 9:00 p.m. on any Monday, Thursday or Saturday. Provided: these parking time limits and the requirement to deposit a coin in a meter shall not apply on any Sunday or legal holiday.

§ 325-31. Individual parking spaces; parked vehicle to be wholly within spaces.

Lines and/or markings shall be painted or placed upon the curb, sidewalk and/or roadway adjacent to each parking meter for the purpose of delineating the parking space for which that meter is to be used. Each vehicle parked at any meter shall be parked wholly within the lines or markings so placed and applicable to that meter. It shall be unlawful and a violation of this article for any person to park a vehicle across any such line or marking, or to park a vehicle in such a position that the vehicle is not wholly within the area so designated by those lines or markings.

§ 325-32. Coin deposit in meters.

Whenever a vehicle is to be parked in any space adjacent to a parking meter, at any time during the period of limited parking as prescribed in § 325-30 of this article, the driver of the vehicle, upon entering that parking space, shall immediately deposit, or cause to be deposited, in that parking meter, one or more proper coins of the United States of America as specified on the legend on the parking meter. Upon the deposit of the coin or coins in the meter, and upon placing the meter in operation, if the meter is a manually operated meter, the parking space may be lawfully occupied by the vehicle for the time designated on the meter as the duration of legal parking as determined by the coin deposit. If any vehicle shall remain in any such parking space for such length of time that the meter shall indicate by proper signal that the lawful parking time has expired, that vehicle shall be considered as having been parked overtime and the parking of a vehicle overtime shall be a violation of this article.

§ 325-33. Unlawful to deposit substitute for coin in meter.

It shall be unlawful for any person to deposit in any parking meter installed under the provisions of this article any slug or other substitute for a coin of the United States of America.

§ 325-34. Unlawful to deposit coin in meter to extend parking time beyond legal limit.

It shall be unlawful and a violation of this article for any person to deposit or cause to be deposited, in any parking meter, any coin for the purpose of increasing or extending the parking time of any vehicle beyond the total maximum legal parking time, as indicated on the legend on

the parking meter.

§ 325-35. Unlawful to remain parked at meter showing violation.

It shall be unlawful, and a violation of this article, for any person to permit a vehicle to remain in any parking space adjacent to a parking meter, when that meter displays a signal indicating that the vehicle has already been parked beyond the period of time prescribed for that parking space or beyond the period of time for which legal parking was permitted for the coin or coins deposited by or for that person when the vehicle was parked in that space.

§ 325-36. Unlawful to tamper with meter.

It shall be unlawful, and a violation of this article, for any person to deface, tamper with, open or wilfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this article. Provided: nothing in this section shall apply to the servicing or opening of parking meters by officers, employees or police officers of the Borough under the direction of the Mayor and/or Borough Council.

§ 325-37. Hooding of meters authorized.

The Chief of Police, under the direction of the Mayor, may temporarily have hoods placed over specific parking meters to accommodate funerals, heavy loading and unloading operations, and other special needs or emergencies. It shall be unlawful and a violation of this article for any person to park a vehicle or to allow a vehicle to remain parked, in a parking space adjacent to a hooded meter, except for a vehicle for the convenience of which the hood has been placed.

§ 325-38. Ticketing of vehicles parked unlawfully.

- A. It shall be the duty of the police officers and parking enforcement personnel of the Borough, acting in accordance with the direction of the Chief of Police, to report:
- (1) The number of each parking meter that indicates that the vehicle occupying the adjacent parking space is or has been parked in violation of any provision of this article;
 - (2) The date and hour of the violation;
 - (3) The state license number of the vehicle;
 - (4) Any other facts, the knowledge of which is necessary for a thorough understanding of the circumstances attending the violation.
- B. Every such police officer or other person making the report shall also place on the vehicle a parking ticket giving notice to the owner or operator of the vehicle that the vehicle was parked in violation of the provisions of this article, and instructing that owner or operator that if he will either: 1) within one hour after the time of the notice, deposit the sum of \$1 in a depository or receptacle called a "courtesy box" placed for the purpose, or pay the sum of \$1 at the Borough Police Station; or 2) within 48 hours after the time of the notice pay the sum of \$2 at the Police Station; for the use of the Borough, that action will save the violator from prosecution and from payment of the fine and costs prescribed by § 325-39 of

this article

§ 325-39. Violations and penalties. ¹⁸

- A. Any person who violates any provision of this article, with the exception of § 325-36, shall for each and every violation, upon conviction, be sentenced to pay a fine of not more than \$50 and costs. Provided: in the case of a penalty for overtime parking, each additional hour during which parking time limits apply under this article that a vehicle remains in an individual parking space after the prescribed time for parking has elapsed, shall be deemed an additional violation.
- B. Any person who violates any provision of § 325-36 this article shall, upon conviction in a summary proceeding under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not more than \$1,000, plus court costs and reasonable attorneys' fees incurred by the Borough in the enforcement proceedings. Upon judgment against any person by summary conviction, or by proceedings by summons on default of the payment of the fine or penalty imposed and the costs, the defendant may be sentenced and committed to the county correctional facility for a period not exceeding 30 days. Each day that such violation exists shall constitute a separate offense.

ARTICLE VI
Off-Street Metered Parking

§ 325-40. Metered parking lots established.

The following are hereby established as metered parking lots operated by the Borough:

(Reserved)

§ 325-41. Placement and characteristics of meters.

Parking meters installed in the parking lots shall be placed adjacent to the individual parking spaces that are to be marked off and maintained on the lots. For each parking meter there shall be a clear indication, through use of directional arrows or an identification as to number with the parking space, to show which individual parking space it serves. Each parking meter shall indicate by a proper legend the parking rate and the maximum parking time applicable to vehicles parked at that meter, and, when the parking space is occupied and the parking meter put into operation by the insertion of one or more coins, the parking meter shall indicate on and by its dial and pointer the duration of legal parking, and, upon the expiration of that period, shall indicate illegal parking or overparking.

§ 325-42. Parked vehicles to be within individual parking spaces.

Lines and/or markings shall be painted or placed upon the surface of the metered parking lots, adjacent to each parking meter, for the purpose of designating the parking space for which that

18. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

meter shall be used. Each vehicle parked adjacent to any parking meter shall be parked within the lines or markings so placed and applicable to that meter. It shall be unlawful and a violation of this article for any person:

- A. To park any vehicle across any such line or marking; or
- B. To park any vehicle in such a position that that vehicle shall not be within the area so designated by such lines or markings; or
- C. To park a vehicle elsewhere in any such lot than in an individual parking space adjacent to a parking meter.

§ 325-43. Manner of parking at meters.

It shall be unlawful to park any vehicle in any of the metered parking lots:

- A. Otherwise than with the front of the parked vehicle nearest to the parking meter applicable to that vehicle; or
- B. With any part of the vehicle touching the meter post or the raised base or barrier on which meters are erected.

§ 325-44. Days and hours when parking charges applicable; deposit of coin or token in meter; overtime parking unlawful.

- A. Parking in any of the metered parking lots, without deposit of a coin or token in a meter, shall be unlawful at any time:
 - (1) Between 8:00 a.m. and 6:00 p.m. on any Tuesday, Wednesday or Friday; or
 - (2) Between 8:00 a.m. and 9:00 p.m. on any Monday, Thursday, or Saturday, but no coin or token need be deposited in any meter at any time on a legal holiday or on Sunday.
- B. Whenever a vehicle is to be parked in any metered parking lot, at any time when the lot is open for use and the meters are to be in operation, the driver of the vehicle, upon entering that parking space, shall immediately deposit, or cause to be deposited, in that parking meter, one or more proper coins of the United States of America or tokens authorized by the Borough for use in the meter as specified in the legend on the parking meter. Upon the deposit of the coin or coins or the token and placing the meter in operation, the parking space may be lawfully occupied by the vehicle for the time indicated on the meter. If any vehicle shall remain in any such parking space for such length of time that the meter shall indicate by proper signal that the lawful parking time has expired, that vehicle shall be considered as having been parked overtime, and the parking of a vehicle overtime shall be a violation of this article. Provided: every hour that a vehicle shall remain parked at a meter showing a violation shall constitute a separate violation of this article.

§ 325-45. Unlawful to deposit substitute for coin or official token in meter.

It shall be unlawful and a violation of this article for any person to deposit in any parking meter installed under the provisions of this article any slug or other substitute for a coin of the United States or for an official token authorized by the Borough for use in the meter.

§ 325-46. Unlawful to remain parked at meter showing violation.

It shall be unlawful, and a violation of this article, for any person to permit a vehicle to remain in any parking space adjacent to a parking meter, when that meter displays a signal indicating that the vehicle has already been parked beyond the period of time prescribed for that parking space.

§ 325-47. Unlawful to tamper with meter.

It shall be unlawful and a violation of this article for any person to deface, tamper with, open or wilfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this article. Provided: nothing in this section shall apply to the servicing or opening or servicing of parking meters by officers, employees or police officers of the Borough under the direction of the Mayor and/or the Borough Council.

§ 325-48. Ticketing of vehicles parked unlawfully.

- A. It shall be the duty of the police officers and parking enforcement personnel of the Borough, acting in accordance with the directions of the Chief of Police, to report:
- (1) The number of each parking meter that indicates that the vehicle occupying the adjacent parking space is, or has been, parked in violation of any provision of this article;
 - (2) The date and hour of the violation;
 - (3) The State license number of the vehicle;
 - (4) Any other facts, the knowledge of which is necessary for a thorough understanding of the circumstances attending the violation.
- B. Every such police officer or other person making the report shall also place on the vehicle a "parking ticket", giving notice to the owner or operator of the vehicle that the vehicle was parked in violation of the provisions of this article, and instructing that owner or operator that if he will either: 1) within one hour after the time of the notice, deposit the sum of \$1 in a depository or receptacle called a "courtesy box" placed for the purpose, or pay the sum of \$1 at the Borough Police Station; or 2) within 48 hours after the time of the notice pay the sum of \$2 at the Police Station; for the purpose of the Borough, that action will save the violator from prosecution and from payment of the fine prescribed by § 325-49 of this article.

§ 325-49. Violations and penalties. ¹⁹

- A. Any person who violates any provision of this article, with the exception of § 325-47, shall for each and every violation, upon conviction, be sentenced to pay a fine of not more than \$50 and costs. Provided: in the case of a penalty for overtime parking, each additional hour during which parking time limits apply under this article that a vehicle remains in an individual parking space after the prescribed time for parking has elapsed shall be deemed an additional violation.

19. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

- B. Any person who violates any provision of § 325-47 of this article shall, upon conviction in a summary proceeding under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not more than \$1,000, plus court costs and reasonable attorneys' fees incurred by the Borough in the enforcement proceedings. Upon judgment against any person by summary conviction, or by proceedings by summons on default of the payment of the fine or penalty imposed and the costs, the defendant may be sentenced and committed to the county correctional facility for a period not exceeding 30 days. Each day that such violation exists shall constitute a separate offense.

ARTICLE VII
Removal and Impounding of Certain Vehicles
[Amended 5-7-2007 by Ord. No. 2-2007]

§ 325-50. Applicability and scope.

This article is enacted under authority of Section 6109(a)(22) of the Vehicle Code, and gives authority to the Borough of East Vandergrift to remove and impound those vehicles which are parked in violation of parking regulations of this chapter. Vehicles which have been abandoned (as defined by the Vehicle Code), or which are parked in such a manner as to interfere with traffic or pose a hazard to others, may be towed under the provisions of the Pennsylvania Motor Vehicle Code.

§ 325-51. Authority to remove and impound.

The Borough of East Vandergrift shall have the authority to remove and impound or to order the removal and impounding of any vehicle parked overtime or otherwise illegally, provided that the circumstances of its parking were within the conditions stated in § 325-50 of this article. Provided: no such vehicle shall be removed or impounded except in strict adherence to the provisions of this article or the provisions of the Pennsylvania Vehicle Code.

§ 325-52. Notification of removal and impounding. ²⁰

Within 12 hours from the time of removal of any vehicle under authority granted by this article, notice of the fact that the vehicle was removed shall be sent by the Borough to the owner of record of the vehicle. The notice shall designate the place from which the vehicle was removed, the reason for its removal and impounding and the garage in which it was impounded.

§ 325-53. Designation of approved storage garages; bonding; towing and storage.

Removal and impounding of vehicles under this article shall be done only by approved storage garages that shall be designated from time to time by the Borough of East Vandergrift. Every such garage shall submit evidence to the Borough of East Vandergrift that it is bonded or has acquired liability insurance in an amount satisfactory to the Borough of East Vandergrift as sufficient to indemnify owners of impounded vehicles against loss or damage to those vehicles while in the custody of the garage keeper for the purpose of towing or storage. The approved

20. Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

storage garage shall submit to the Borough of East Vandergrift its schedule of charges for towing and storage of vehicles under this article, and, when the schedule is approved by the Borough of East Vandergrift, those charges shall be adhered to by the approved storage garage. No different schedule of charges shall be demanded of or collected from any person whose vehicle is removed or impounded under this article by any approved storage garage. The Borough of East Vandergrift shall delete from its list of approved storage garages any garage that makes any unapproved charge in connection with any vehicle removed or impounded under this article.

§ 325-54. Payment of towing and storage charges.

The payment of towing and storage charges shall not relieve the owner or driver of any vehicle from liability for any fine or penalty for the violation of the provision of this chapter for which the vehicle was removed or impounded.

§ 325-55. Reclamation costs. ²¹

In order to reclaim his vehicle, the owner shall pay towing and storage costs, plus a fee of \$50 of which \$25 shall be transferred to the Pennsylvania Department of Transportation by the garage to which the vehicle was taken.

§ 325-56. Records of vehicles removed and impounded.

The Borough of East Vandergrift shall cause a record to be kept of all vehicles impounded under this article, and shall be able at all reasonable times to furnish the owners or the agents of the owners of those vehicles with information as to the place of storage of the vehicle.

§ 325-57. Restrictions upon removal of vehicles.

No vehicle shall be removed under the authority of this article or the Vehicle Code if, at the time of the intended removal, the owner or the person for the time being in charge of the vehicle is present and expresses a willingness and intention to remove the vehicle immediately.

§ 325-58. Violations and penalties. ²²

Any person who shall violate any provision of this article derived from 75 Pa.C.S.A. § 7301 et seq., as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania, shall, upon conviction thereof, be punishable as provided in 75 Pa.C.S.A. § 7312 in the Vehicle Code.

§ 325-59. Reports and disposition of unclaimed vehicles.

If after a period of 15 days the vehicle in storage remains unclaimed, a report shall be filed with PennDOT in accordance with Section 7311 of the Vehicle Code, by the person having legal custody of the vehicle. If the vehicle has not been claimed after 30 days, the vehicle may be transferred to a licensed salvor, who will then be responsible for filing the proper reports and

21. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

22. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

disposing of the vehicle in accordance with the provisions of Chapter 73 of the Pennsylvania Motor Vehicle Code (75 Pa.C.S.A. § 101 et seq., as amended).

ARTICLE VIII
Regulation of Pedalcycles

§ 325-60. Riding and parking of pedalcycles on sidewalks along certain streets unlawful.

It shall be unlawful for any person to ride or to park a pedalcycle on the sidewalk along the following portions of streets in the Borough:

Street	Side	Between
(Reserved)		

§ 325-61. Pedalcycles to be licensed.

It shall be unlawful for any person who resides in the Borough to ride a pedalcycle on any street in the Borough or upon any path set aside for the exclusive use of pedalcycles unless that pedalcycle has been licensed as provided in this article and a valid license plate is attached to the pedalcycle.

§ 325-62. Pedalcycles of certain nonresidents to be licensed.

It shall be unlawful for any person, not a resident of the Borough, to ride a pedalcycle, ordinarily kept within or rented from any place within the limits of the Borough, upon any street in the Borough or upon any path set aside for the exclusive use of pedalcycles unless that pedalcycle has been licensed as provided in this article and a valid license plate is attached to the pedalcycle.

§ 325-63. Application for and issuance of license and registration card; fee.

- A. Upon application in such form as Council may from time to time approve, and upon payment to the Chief of Police of the fee prescribed by this section, the Chief of Police shall issue and renew licenses for pedalcycles, but before licensing a pedalcycle or renewing a previously issued license, the Chief of Police shall inspect the pedalcycle and shall refuse to license or renew a license for a pedalcycle that he deems to be in unsafe condition. Each license shall be evidenced by a registration card and a numbered license plate. A license plate shall be issued upon each original application, and it shall continue to be valid as long as the licensee holds the original registration card or a currently effective renewal card. Each renewal card shall have noted on it the number of the license plate to which it is related.
- B. License holders shall promptly replace license plates which have been lost or disfigured to such an extent as to make the same illegible. Replacement license plates shall be obtained from the Chief of Police in the same manner as provided in this section for original plates, and an additional fee of \$0.50 shall be paid for the replacement.
- C. No license replacement shall be granted to any person whose license has been suspended for violation of any provision of this article, during the time that suspension is in effect. No person whose license has been suspended shall operate any pedalcycle within the limits of

the Borough during the period of suspensions.

- D. The Chief of Police shall properly account for, and pay over to the Borough Treasurer monthly, all fees received by him for the licenses or replacements as provided in this section.

§ 325-64. Violations and penalties.

Any person who shall violate any provision of § 325-60 of this article shall, upon conviction, be sentenced to pay a fine of \$10 and costs; any person who shall violate any provision of § 325-61, 325-62 or 325-63 of this article shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

ARTICLE IX
Handicapped Parking
[Added 5-2-2005 by Ord. No. 4-2005]

§ 325-65. Application procedure.

Residents of the Borough of East Vandergrift desiring a handicapped parking place shall be directed to the East Vandergrift Borough Secretary to obtain a persons with disabilities parking place application.

- A. The person seeking the parking space shall complete and sign the application. The form of the application and the contents thereof shall from time to time be amended by resolution of the Borough Council. At a minimum, the application shall contain the following:
- (1) Name of person with disability;
 - (2) Address;
 - (3) Phone number;
 - (4) Location of proposed sign;
 - (5) Medical condition which necessitates a parking space;
 - (6) Certification of a Pennsylvania licensed physician certifying the disability and the distance that the applicant can walk, or a certification by the Borough Secretary that the applicant meets the criteria, as contained in 75 Pa.C.S.A. § 1338 of the Motor Vehicle Code of the Commonwealth of Pennsylvania;
 - (7) Certification indicating that the applicant possesses a valid Pennsylvania driver's license (except in blind cases);
 - (8) Certification by the applicant as to the location of the nearest off-street parking facility.
- B. The completed application shall be returned to the Borough Secretary with the required fee.
- C. The Borough Secretary shall within 10 days conduct an investigation, and forward the results of the investigation and a recommendation to either grant or deny the request to the Borough Council.

- D. The Borough Council, at its next regularly scheduled monthly meeting, after receiving the report from the Borough Secretary, shall either grant or deny the request. In its consideration of the request, Council may take into account any other exceptional circumstances that may exist.
- E. If the application is approved, the application shall be forwarded to the office of the Borough Secretary, along with the required fees, and upon receipt, the Borough Secretary shall issue a numbered permit to be affixed to the car, and direct that a sign be erected at the designated space.
- F. Applications not approved shall be returned to the applicant along with the fee payment.
- G. A list of approved handicapped parking places will be maintained by the Borough Secretary. This list shall be updated each year immediately after the annual renewal period.
- H. All handicapped parking places are subject to ordinances of the Borough of East Vandergrift dealing with street sweeping and snow removal.

§ 325-66. Renewal procedures.

- A. All handicapped parking permits issued pursuant to this article or prior to this article must be renewed each year. The permit holder must submit a renewal application regardless of the date when the permit was issued along with a renewal fee.
- B. The renewal period for the permit shall be between March 1 and March 31 of each year. Renewal applications shall be filed with the Borough Secretary along with a renewal fee.

§ 325-67. Fees. ²³

All completed applications for a parking space and renewal of a parking space must be accompanied by check, cash, or money order in an amount as set by resolution of Borough Council.

§ 325-68. Revocation of permit.

The Borough of East Vandergrift reserves the right to revoke any handicapped parking permit based on founded complaints of abuse. Confirmed abuse of handicapped parking permits will result in removal of the handicapped parking space.

23. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).