

## ORDINANCE NO.

**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF EAST CONEMAUGH, CAMBRIA COUNTY, PENNSYLVANIA TO PROHIBIT PARKING ON THE WESTERLY SIDE OF LOCUST STREET FROM ITS INTERSECTION WITH GREEVE STREET TO ITS INTERSECTION WITH 2<sup>ND</sup> STREET.**

**WHEREAS**, the Motor Vehicle Code recognizes that it is a proper exercise of police power for a municipality to regulate traffic traveling on any roads within their municipal boundaries; and

**WHEREAS**, the Borough of East Conemaugh wishes to prohibit parking at all times on the westerly portion of Locust Street between Greeve Street and 2<sup>nd</sup> Street; and

**WHEREAS**, the Borough of East Conemaugh wishes to erect at least four (4) notice signs warning that parking is prohibited at all times on the westerly portion of Locust Street between Greeve Street and 2<sup>nd</sup> Street; and

**WHEREAS**, the Borough of East Conemaugh wishes to erect at least two (2) "NO STANDING OR PARKING THIS SIDE AT ANY TIME" or similar wording that prohibits parking at all times on the westerly side of Locust Street shall be erected on the westerly side of Locust Street between Greeve Street and 1<sup>st</sup> Street; and

**WHEREAS**, the Borough of East Conemaugh wishes to erect at least two (2) "NO PARKING THIS SIDE AT ANY TIME" or similar wording that prohibits parking at all times on westerly Locust Street shall be erected on the westerly side of Locust Street between 1<sup>st</sup> Street and 2<sup>nd</sup> Street; and

**NOW THEREFORE**, the Borough of East Conemaugh hereby ordains the following:

### **I. AUTHORITY**

- A. 75 Pa. C.S.A. §102 defines "Local authorities" as a county, municipal and other local boards or bodies having authority to enact laws relating to traffic.
- B. 75 Pa. C.S.A. § 3352(a)(2)(viii) prohibits a person from standing or parking a vehicle at any place where official sight prohibit stopping.
- C. 67 Pa. Code §212.114(1) provides that parking may restricted along the curb or edge of a roadway if the distance between the center of the roadway if center line pavement markings are not present and the curb or edge of roadway is less than 18 feet; and
- D. 67 Pa. Code §212.114(7) provides that parking may be restricted in the area adjacent to or opposite of any type of driveway or intersection where turning maneuvers would be restricted if parking were present.

### **II. SCOPE**

- A. To prohibit parking on the westerly side of that portion of Locust Street between Greeve Street and 2<sup>nd</sup> Streep by erecting "NO STANDING OR PARKING AT ANY TIME" signs on the westerly side of that portion of Locust Street between Greeve Street and 2<sup>nd</sup> Street.

**III. ERECTION OF "NO STANDING OR PARKING AT ANY TIME" SIGNS**

- A. At least two (2) "NO STANDING OR PARKING AT ANY TIME" signs shall be erected on the westerly side of that portion of Locust Street between Greeve Street and 1<sup>st</sup> Street.
- B. At least two (2) "NO STANDING OR PARKING AT ANY TIME" signs shall be erected on the westerly side of that portion of Locust Street between 1<sup>st</sup> Street and 2<sup>nd</sup> Street.

**IV. AMENDING THE CODE OF ORDINANCES FOR THE BOROUGH OF EAST CONEMAUGH BY ADDING THE PROHIBITION OF PARKING ON THE WESTERLY SIDE OF LOCUST TREET BETWEEN GREEVE STREET AND SECOND STREET.**

- A. SECTION 1: Section 402 titled "Parking Prohibited at All Times in Certain Locations" of Part 4 titled "General Parking Regulations" in Chapter 15 titled "Motor Vehicles" of the Code of the Borough of East Conemaugh is hereby amended by adding the following prohibition from parking at all times on any portion of the westerly side of Locust Street between Greeve Street and 2<sup>nd</sup> Street:

<i>STREET</i>	<i>SIDE</i>	<i>BETWEEN</i>
Locust Street	Westerly Sides	Greeve Street and 2 <sup>nd</sup> Street

- B. Other than the addition to Section 1 above, all of the other prohibitions established by Section 402 titled "Parking Prohibited at All Times in Certain Locations" of Part 4 titled "General Parking Regulations" in Chapter 15 titled "Motor Vehicles" of the Code of the Borough of East Conemaugh shall remain as enacted, ordained and amended, which said Chapter, as amended, is hereby re-enacted in its entirety herein. **VALIDITY**

**V. VALIDITY**

- A. If any clause, sentence or other provisions of this Ordinance should be declared unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect the remaining provisions of this Ordinance, and the Borough Council declares that it would have adopted this Ordinance had such unconstitutional, illegal or invalid provisions not been contained herein.
- B. The provisions of this ordinance are severable, and if any section, clause, sentence, part, or provision thereof shall be held illegal, invalid, or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, clauses, sentences, parts, or provisions of this ordinance.
- C. It is hereby declared to be the intent of the Borough Council that this ordinance would have been adopted if such illegal, invalid, or unconstitutional section, clause, sentence, part, or provision had not been included herein.
- D. All other Ordinances inconsistent with this Ordinance, are hereby repealed insofar, but only insofar, as they are inconsistent herewith.

**VI. EFFECTIVE**

A. This Ordinance shall become effective immediately.

**IT IS HEREBY ENACTED AND ORDAINED** by the Borough Council of the Borough of East Conemaugh, County of Cambria, Commonwealth of Pennsylvania, this \_\_\_\_\_ day of March, 2023, as follows:

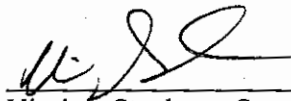
**ATTEST:**

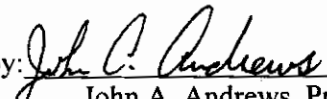
**EAST CONEMAUGH BOROUGH**

**ENACTED AND ORDAINED** this \_\_\_\_\_ day of March, 2023, effective in five (5) days.

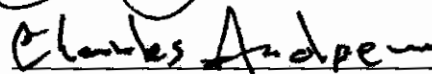
**ATTEST:**

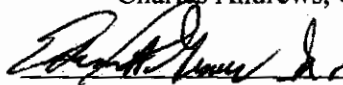
**EAST CONEMAUGH BOROUGH**

  
\_\_\_\_\_  
Virginia Stephens, Secretary

by:  (SEAL)  
John A. Andrews, President

 (SEAL)  
London Graham, Council Member

 (SEAL)  
Charles Andrews, Council Member

 (SEAL)  
Edward Grove, Council Member

\_\_\_\_\_  
(SEAL)  
Christopher DeFazio, Council Member

\_\_\_\_\_  
(SEAL)  
Roland Toth, Council Member

\_\_\_\_\_  
(SEAL)  
Ronald Ling, Council Member

Approved by Aaron Ling, Mayor, this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

by: \_\_\_\_\_ (SEAL)  
Aaron Ling, Mayor