

## **Chapter 15**

### **Motor Vehicles and Traffic**

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**Part 1****General Regulations****§15-101. Definitions and Interpretation.**

1. Words and phrases, when used in this Chapter, except for Sections or parts to which different or additional definitions apply, shall have the meanings ascribed to them in the Vehicle Code, 75 Pa. C.S.A. §101 *et seq.*, except that in this Chapter the word "street" may be used interchangeably with the word "highway," and shall have the same meaning as the word "highway" as defined in the Vehicle Code.

2. The term "legal holidays" as used in this Chapter shall mean and include: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

3. In this Chapter, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

(Ord. 1-2006, 2/6/2006)

**§15-102. Manner of Adopting Permanent Traffic and Parking Regulations.**

All traffic and parking regulations of a permanent nature shall be enacted as Ordinances, as parts of Ordinances, as amendments to Ordinances, or as amendments to this Chapter, except where the law specifically authorizes less formal action.

(Ord. 1-2006, 2/6/2006)

**§15-103. Provisions to Be Continuation of Existing Regulations.**

The provisions of this Chapter, so far as they are the same as those of Ordinances and regulations in force immediately before the enactment of this Chapter, are intended as a continuation of those earlier Ordinances and regulations, and not as new enactments. Nothing in this Chapter shall affect any act done or liability incurred, or any suit or prosecution pending or to be instituted under any of those repealed or superseded Ordinances or regulations.

(Ord. 1-2006, 2/6/2006)

**§15-104. Temporary and Emergency Regulations.**

1. The Board of Supervisors or their designee shall have the following powers to regulate traffic and parking temporarily and in time of emergency:

A. In the case of fire, flood, storm or other emergency, to establish temporary traffic and/or parking regulations.

B. In the case of emergency or to facilitate public works, or in the conduct of parades, processions or public events, to restrict or prohibit traffic and/or parking in limited areas for periods of not more than 72 hours.

2. Such temporary and emergency regulations shall be enforced by any police department with jurisdiction in the same manner as permanent regulations. Any person who shall operate or park a vehicle or tractor in violation of any such regulation, or who shall, move, remove, destroy, injure or deface any sign or marking erected,

posted or made to give notice of any such regulation, shall upon conviction thereof, be subject to the penalty set forth in the law or elsewhere in this Chapter for a violation of such nature and, in case of a violation for which no specific penalty is set forth in the law or elsewhere in this Chapter, to a fine of not more than \$25 together with costs of prosecution.

(Ord. 1-2006, 2/6/2006)

#### **§15-105. Experimental Regulations.**

The Township may, from time to time by resolution, designate places upon and along the highways in the Township 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 such locations by proper signs and markings. Such regulations, prohibitions and restrictions shall be effective as if they had been specified in this Chapter. No person shall operate and no person shall move, remove, destroy or deface any sign or marking erected, posted or made by authority of this Section. Any person who shall violate any provision of this Section shall, upon conviction thereof, be subject to the penalty set forth in the law or elsewhere in this Chapter for a violation of such nature and, in case of a violation for which no specific penalty is set forth in the law or elsewhere in this Chapter, to a fine of not more than \$25 together with costs of prosecution; provided, the purpose of this Section is to allow for test and experimental determination of the feasibility and desirability of permanent changes in the Ordinances of the Township relative to traffic and parking.

(Ord. 1-2006, 2/6/2006)

#### **§15-106. Traffic on Streets Closed or Restricted for Construction, Maintenance or Special Events.**

1. The Township shall have authority to close any street or 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 a special event is being conducted on the closed portion. It shall be unlawful for any person to drive a vehicle upon any such closed portion.

2. The Township 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 the flagman is displaying a sign directing that vehicle to stop, or is signaling that vehicle, by a flag or other device, not to proceed.

3. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 1-2006, 2/6/2006)

#### **§15-107. Use of Streets by Processions and Assemblages.**

1. For the purpose of this Section, the words "assemblage" and "procession" shall have the following meanings:

*Assemblage* - a gathering of people without vehicles, which interferes with the

movement of pedestrian or vehicular traffic on any street.

*Procession* - a group of individuals, vehicles, animals and/or objects moving along a street in a way that interferes with the normal movement of traffic. A procession shall not include a funeral caravan or military convoy.

2. It shall be unlawful for any person to hold or participate in any assemblage unless the person organizing or conducting the assemblage first obtains a permit from the Board of Supervisors, which shall be issued without fee. Application for the permit shall be made at least 1 week in advance of the day on which the assemblage is proposed to be held, but in any case where a State-designated highway is proposed to be used, application shall be made at least 3 weeks in advance of the proposed date. The permit shall state the place where and the date when the assemblage is to be held, the hour when the assemblage may convene and the hour by which it shall have been completely dispersed. It shall be unlawful for any person to hold or to participate in any assemblage unless the permit has been granted, or at any time or place other than that authorized by the permit.

3. It shall be unlawful for any person to hold or participate in any procession unless the person organizing or conducting the procession first obtains a permit from the Board of Supervisors, which shall be issued without fee. Application for the permit shall be made at least 2 weeks in advance of the day when the procession is proposed to be held, but in any case where the State-designated highway is proposed to be used, application shall be made at least 3 weeks in advance of the proposed date. The permit shall specify the date on which the procession is to be held, the route to be followed by the procession, the hour when and place where participants may commence to assemble and form before the procession is under way, the time when the procession may commence to move along its route, and the time by which the end of the procession shall have been disbanded. It shall be unlawful for any person to hold or to participate in any procession unless the permit shall have been granted, or under any conditions as to time or route or otherwise than those stated in the permit.

4. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 1-2006, 2/6/2006)

#### **§15-108. Authority of Police Officers.**

The police officers of the Township or any other persons authorized by the Board of Supervisors or under law are hereby authorized to direct traffic on the highways of the Township and at intersections thereof and to otherwise enforce the provisions of this Chapter.

(Ord. 1-2006, 2/6/2006)



**Part 2**

**Traffic Regulations**

**§15-201. Maximum Speed Limits Established on Certain Streets.**

1. Maximum speed limits are established on portions of specified streets, as follows, and it shall be unlawful for any person to drive a vehicle on any part of a street where a maximum speed limit applies at a higher speed than the maximum prescribed for that part of the street:

| <b>Street</b>     | <b>Between</b>                                    | <b>Maximum Speed Limit</b> |
|-------------------|---|----------------------------|
| Bunker Hill Road  | State Route 3021 and Flint Hollow Road            | 25 mph                     |
| Creek Road        | State Route 3021 and State Route 3014             | 35 mph                     |
| Dobbs Road        | State Route 3014 and State Route 0850             | 25 mph                     |
| Flint Hollow Road | State Route 850 and the Spruce Hill Township Line | 40 mph                     |
| Gloss Hill Road   | State Route 3020 and Willow Run Road              | 35 mph                     |
| Quarry Road       | State Route 3021 and the Beale Township Line      | 25 mph                     |
| Sawmill Road      | State Route 850 and State Route 3014              | 25 mph                     |
| Willow Run Road   | State Route 850 and Gloss Hill Road               | 35 mph                     |

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of \$35. Any person exceeding the maximum speed limit by more than five miles per hour shall pay an additional fine of two dollars per mile for each mile in excess of five miles per hour over the maximum speed limit.

*(Ord. 1-2006, 2/6/2006)*

**§15-202. Stop Intersections Established.**

1. The following intersections (in addition to intersections with the through highways established by §15-212) 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 (the intersecting or through street) on the first-named street (the stop street) in the direction or directions indicated for that

intersection. Every driver of a vehicle approaching the intersection on the first-named or stop street, in the direction indicated in each case, shall stop the vehicle as required by of the Vehicle Code, 75 Pa.C.S.A. §§3323(b), and shall not proceed into or across the second-named or intersecting or through street until he has followed all applicable requirements of that Section of the law.

| <b>Stop Street</b>        | <b>Intersecting<br/>or Through Street</b> |
|---------------------------|---|
| Bunker Hill Road TR321    | TR315 Flint Hollow Road                   |
| Burnt Church Road TR309   | Heckman Station Road TR318                |
| David Street              | Laughlin Lane                             |
| East Waterford Road TR313 | Willow Run Road TR387                     |
| East Waterford Road TR313 | Gloss Hill Road TR305                     |
| Gloss Hill Road TR305     | TR387 Willow Run Road                     |
| Laughlin Lane             | Water Street                              |
| Price Road TR316          | Willow Run Road TR387                     |
| Scotland Road TR335       | Bunker Hill Road TR321                    |
| Spring Street             | Mill Street TR310                         |
| Spring Street             | David Street (East Waterford)             |

2. Any person who violates any provision of this Section shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

*(Ord. 1-2006, 2/6/2006)*

**§15-203. Operation of Motor Vehicles Restricted on Public Lands.**

1. No motor vehicle including a motorcycle, pedalcycle or minibike shall be operated on any property owned by the Township or any other public agency or instrumentality within the Township without the permission of the property owner and a permit from the Board of Supervisors.

2. Any person who violates an provision of this Section shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

*(Ord. 1-2006, 2/6/2006)*



**Part 3**

**Restrictions on Size, Weight and Type of Vehicle and Load**

**§15-301. Authority for Enactment.**

This Part is enacted under authority of §4902 of the Vehicle Code, 75 Pa.C.S.A., Act of 1976, June 17, P.L. 162, No. 81, §1, effective July 1, 1977. Amended 1980, June 18, P.L. 229, No. 68, §5, effective in 60 days, as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania.

(Ord. 1-2006, 2/6/2006)

**§15-302. Definitions.**

The following words and phrases when used in this Part shall have, unless the context clearly indicates otherwise, the meanings given to them in this Section:

*Emergency vehicle* - a fire department vehicle, police vehicle, sheriff vehicle, ambulance, blood-delivery vehicle, armed forces emergency vehicle, one vehicle operated by a coroner or chief county medical examiner used for answering emergency calls, or any other vehicle designated by the State Police under §6106 (relating to designation of emergency vehicles by Pennsylvania State Police).

*Motor vehicle* - any vehicle or combination which is defined and/or governed by the Vehicle Code, 75 Pa.C.S.A. §101 *et seq.*, as amended.

*School bus* - a motor vehicle which:

- (1) Is designed to carry 11 passengers or more, including the driver; and,
- (2) Is used for the transportation of preprimary, primary or secondary school students to or from public, private or parochial schools or events related to such schools or school-related activities.

(Ord. 1-2006, 2/6/2006)

**§15-303. Finding of the Board of Supervisors of the Township.**

The Board of Supervisors has determined that the following bridge under the jurisdiction of the Township may have a decreased useful life unless the permissible weight of motor vehicles or combinations is reduced to the following weight limit:

| <b>Bridge</b>     | <b>Weight Limit (tons)</b> |
|-------------------|----------------------------|
| Willow Run Bridge | 9                          |

(Ord. 1-2006, 2/6/2006)

**§15-304. Vehicle Weight Limit Established.**

1. Pursuant to the finding under §15-303, no motor vehicle or combination shall when operated on Willow Run Bridge have a gross weight in excess of 10 tons.

2. The following motor vehicles shall be exempted from the restrictions imposed under subsection .1 above:

- A. Emergency vehicles.
- B. School buses.

*(Ord. 1-2006, 2/6/2006)*

**§15-305. Permits and Security.**

1. The Board of Supervisors of Tuscarora Township may issue permits for the movement of motor vehicles or combinations of weight in excess of the restriction imposed under §15-304 and require such security as the Board of Supervisors deems necessary to cover the cost of anticipated or probable repairs and/or restoration necessitated by the permitted movement of vehicles.

2. All actions taken under the authority of this Section shall be taken in accordance with the rules and regulations adopted periodically by the Board of Supervisors and in the absence thereof in accordance with the rules and regulations adopted by the Commonwealth of Pennsylvania, Department of Transportation, as found in Title 67 of the Pennsylvania Code.

*(Ord. 1-2006, 2/6/2006)*

**§15-306. Erection of Sign.**

1. The Township shall erect or cause to be erected and maintained restriction signs designating the restriction at each end of the bridge named in this Part. In the case of a restriction on a bridge which does not begin or end at an intersection with an unrestricted road, the Township shall also place an advance informational sign at the intersection nearest each end of the restricted bridge to allow drivers to avoid the restricted bridge.

2. No person shall be convicted of violating any Section of this Part unless the restriction sign designating the restricted bridge was posted as required in this Section to traffic moving in the direction the person was driving. However, failure to post the restriction sign designating the restricted bridge to traffic moving in the opposite direction or failure to post any advance informational sign shall not constitute a defense to a violation of this Section.

*(Ord. 1-2006, 2/6/2006)*

**§15-307. Penalties for Violation.**

Any person operating a motor vehicle or combination upon a bridge in violation of a prohibition or restriction imposed under §15-304 is guilty of a summary offense and shall, upon conviction, 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 for each 500 pounds, or part thereof, in excess of 3,000 pounds over the maximum allowable weight.

*(Ord. 1-2006, 2/6/2006)*

**Part 4**

**General Parking Regulations**

**§15-401. Vehicles to Be Parked Within Marked Spaces.**

Wherever 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 Part for any person to park a vehicle or allow it to remain parked otherwise.

*(Ord. 1-2006, 2/6/2006)*

**§15-402. Parking Prohibited at All Times in Certain Locations.**

Parking shall be prohibited at all times within the following designated Township rights-of-way:

| <b>Street/Road</b>                            | <b>Width of Right-of-Way</b> |
|---|------------------------------|
| Spring Avenue, East Waterford, Pennsylvania   | 16 feet                      |
| David Street, East Waterford, Pennsylvania    | 16 feet                      |
| Laughlin Avenue, East Waterford, Pennsylvania | 16 feet                      |
| Mill Street, East Waterford, Pennsylvania     | 16 feet                      |
| TR 311, Gilbow Road                           | 32 feet                      |
| TR 412, McCullough's Mill Road                | 32 feet                      |
| TR 409, Gray Road                             | 32 feet                      |

Signs shall be erected along the above referenced streets and roads, indicating no parking at any time shall be permitted.

*(Ord. 1-2006, 2/6/2006)*

**§15-403. Penalties.**

Any person who violates any provision of this Part shall, upon conviction, be sentenced to pay a fine of not more than \$15 and costs.

*(Ord. 1-2006, 2/6/2006)*

