

Amended Bill No. 3, Ordinance No. 3, Session 2014

ARTICLE 513
Vehicle Operation and Parking

Parking Fines

Handicapped Parking: Guidelines, Application, Physician's Form

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CROSS REFERENCES

Rules of the road - see Vehicle Code 75 Pa. C.S.A. §3301 et seq.
Prohibited stopping, standing and parking places - see Vehicle Code 75 Pa. C.S.A. §3353
Local police powers - see Vehicle Code 75 Pa. C.S.A. §6109(a)

513.01 COMPLIANCE WITH LAWFUL ORDERS.

No person shall refuse or fail to comply with any lawful order, signal or direction of a police officer or of any member of the Fire Department duly appointed or designated by the Director of Public Safety to direct traffic in case of fire or other emergency.
(1944 Code Ch. 18 §5.)

513.02 POLICE AND FIRE POLICE TO DIRECT TRAFFIC.

The Police Department shall enforce the provisions of this Traffic Code; provided that, in the event of fire or other emergency or to expedite traffic or safeguard pedestrians, officers of the Police or Fire Department may direct traffic, as conditions may require, notwithstanding the provisions of this article. For such purpose the Director of Public Safety may designate such number of the members of the Fire Department as he deems necessary, with authority to arrest on view any person who violates any provision of this article or temporary regulations of the Chief of Police or interferes or may interfere with the fighting of a fire. The persons so designated from the Fire Department shall serve without pay.
(1944 Code Ch. 18 §6.)

513.03 TOWING VEHICLES OBSTRUCTING WORK AREAS; LIABILITY FOR EXPENSE.

Owners or operators who fail to obey signs as posted or in emergency situations fail to obey orders and interfere with City employees, agents or contractors in the discharge of their duties or performance of their contracts, shall have their vehicle towed out of the area at the owners or operators expense. Owners or operators who in emergency situations are unable to be contacted but whose vehicle interferes with City employees, agents or contractors in the discharge of their duties or performance of their contracts shall have their vehicle towed out of the area at City expense. (Ord. 6-1976 §1. Passed 3-16-76.)

513.04 STOP SIGNALS AND TURNS.

No person shall operate any vehicle past or through any stop signal or make any turns otherwise than as directed by signals or traffic lanes or as directed by traffic officers.
(1944 Code Ch. 18 §11.)

513.05 DRIVING THROUGH PROCESSION; BACKING AND U-TURNS.

No person shall operate a motor vehicle in violation of the following provisions:

- (a) Drive between vehicles comprising a funeral or other authorized procession while they are in motion except upon proper direction by a police officer or other duly authorized person.
- (b) Back around corners or into intersections.
- (c) Make a "U" turn except where official signs permit such movement.
(Ord. 4-1968 §2.)

513.06 ONE-WAY STREETS; OPERATION AND PARKING.

(a) Definitions. For purposes of this section certain terms are defined as follows:

- (1) "Truck" means any motor vehicle designed for carrying freight or merchandise and includes tractors, truck tractors, trailers and semitrailers as defined in the Commonwealth Vehicle Code, provided that a house trailer attached to a passenger motor vehicle shall not be deemed a semitrailer.
- (2) "Vehicle" means any device in, upon or by which any person or property is or may be transported upon a public highway, including herein ridden or driven animals.

(b) Direction of Travel. When streets are designated one-way streets and signs are placed giving notice thereof, no person shall drive any vehicle except in the direction designated by signs or markers.

(c) Turns. When signs are placed giving notice thereof, no person operating a vehicle shall make any turn at any intersection of any highway with any one-way street, either when entering or leaving such streets which shall cause such vehicle to move in a direction opposite to the direction designated for such streets or highway.

(d) Parking. On one-way streets vehicles may be parked with either the right or left side thereof parallel to the curb when headed in the legal direction unless parking on such side is otherwise prohibited by existing ordinances or regulations. However, motorbuses shall stop for the purpose of receiving and discharging passengers only at bus stops designated by existing ordinances or regulations. (Ord. 62-1949 §1-4.)

(e) Trucks or Commercial Motor Vehicles. Where signs are placed giving notice thereof, no truck or commercial motor vehicle which has a gross weight of more than 20,000 pounds shall be operated or driven over the bridges located on the one-way streets which span the Codorus Creek passing through the City. (Ord. 62-1949 §5; Ord. 2-1950 §1.)

(f) Exemptions. The provisions of this section regulating the movement, parking and standing of vehicles shall not apply to Fire Department or fire patrol vehicles when traveling in response to a fire alarm, nor to police patrol vehicles, nor to such ambulances and vehicles of the City or public service corporations as are designated as emergency vehicles. This exemption shall not however, protect the driver of any such vehicle from the consequences of a reckless disregard for the safety of others. (Ord. 3-1952 §1.)

513.07 WEIGHT RESTRICTIONS.

(a) When signs are erected giving notice thereof no person shall operate any vehicle exceeding 7500 pounds gross weight, at any time upon highways that are posted according to law in the City, except that such vehicles may be operated thereon for the purposes of delivering or picking up materials, or merchandise or making emergency utility repairs to or at addresses on restricted highways.

(b) No person shall drive or cause to be driven, upon any bridge, causeway or viaduct, any vehicle which together with its load, exceeds the maximum weight permitted and stated in the official signs erected and maintained.

(c) This section shall not apply to commercial passenger vehicles.
(Ord. 7-1976 §1. Passed 4-20-76.)

513.08 OVERSIZE OR OVERWEIGHT VEHICLES; PERMIT FEE.

(a) On or after June 1, 1981, any person desiring to operate a vehicle which is oversized or overweight, as defined by regulations of the Commonwealth of Pennsylvania Department of Transportation and in subsection (b) hereof, on the streets and highways within the City, shall file with the Department of Public Works an application for a hauling permit and shall pay the fee for such permit as required by this section, at least twenty-four hours in advance of such intended hauling. This section does not apply to state-designated routes that lie within the City. Movement of oversized or overweight vehicles on state routes within the City shall be regulated by a permit issued by the Commonwealth of Pennsylvania.

(b) The definition of “oversized vehicle” for the purposes of this section is as follows:

- (1) Any vehicle in excess of 80,000 pounds gross weight.
- (2) Any vehicle in excess of thirteen feet six inches in height.
- (3) Any vehicle in excess of eight feet six inches in width.
- (4) Any vehicle in excess of seventy-five feet in length.
- (5) Any vehicle whose dimensions include a combination of subsections (b)(1), (2), (3) or (4) hereof. (Ord. 36-2005. Passed 9-20-05.)

(c) Permit Required for Movement in the City.

- (1) To move a vehicle whose dimensions exceed the limitations set in subsection (b) hereof, application must be made to the City for an oversize vehicle permit.
- (2) Applicant shall provide to the City proof of liability insurance with a coverage limitation of not less than one million dollars (\$1,000,000).
- (3) Applicant shall pay to the City a fifty dollar (\$50.00) permit fee, plus fifty cents (\$0.50) for each one thousand pounds (or fraction thereof) over and above 80,000 (eighty thousand pounds) pounds gross vehicle weight.
- (4) Upon receipt of permit fee and proof of insurance, the City will provide applicant with an oversize vehicle permit to operate upon the streets of the City. The oversize vehicle permit will list the name of the applicant, identify the truck and/or trailer by registration plate number, and list the overall dimensions and weight of the vehicle. The permit will also list the route, including origin and destination, through the City. The permit will also list any special provisions regarding hours of operation or required escorts. The permit will be valid for five calendar days (5 calendar days) after date of issuance.
- (5) Blanket permits may be issued to an applicant regardless of domicile. Blanket permits are not valid for any oversized movement in excess of 80,000 pounds gross vehicle weight. The holder of a blanket permit shall not, however, be required to pay the fifty dollar (\$50.00) fee for an oversize vehicle permit, but only the fifty cents (\$0.50) per thousand pound fee (1,000 pound fee) for weight in excess of 80,000 pounds (eighty thousand pounds). Blanket permits shall be issued for each power unit (truck or tractor). Each power unit requires a separate blanket permit. The fee for an annual blanket oversize vehicle permit shall be one hundred and twenty-five dollars (\$125.00). Blanket permits shall be good for the calendar year in which issued and will expire on December 31 of said year.

- (6) The permittee is responsible for notifying the utility companies, the City Bureau of Electrical Maintenance, and the City Police Department, Traffic Sergeant, at least twenty-four hours (24 hours) in advance of any vehicle movement. Permittee is responsible for any fees for services from the Bureau of Electrical Maintenance as a result of moving or raising traffic signals or signs. Permittee is responsible for York City Police services required as a result of the movement. Permittee is also responsible for any fees from utility companies for raising wires that are higher than the statutory mandated height above the roadway of eighteen feet (18 feet).
- (7) The Department of Public Works may require, at its discretion, that a physical route survey be performed prior to the issuance of a permit to ensure that a proposed routing can be negotiated safely.
(Ord. 1-2009. Passed 1-6-09.)

(d) Damage to Highway. The permittee shall repair at his own expense and to the satisfaction of the City any damage to highways or structures which occurs in connection with operations under the permit.

(e) Hours of Operation.

- (1) Oversized vehicle movements may be conducted within the City between 9:00 a.m. and 4:00 p.m. Monday through Friday, and between the hours of 7:00 a.m. and noon on Saturday, with the following exceptions:
No movement on the following holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.
- (2) Pursuant to Section 179.10, paragraph 7(iii) of Title 67, Pennsylvania Consolidated Statutes, oversized movements will be allowed within the City between the hours of 3:00 a.m. and 7:00 a.m., provided that the movement is accompanied by front and rear escort vehicles, and that additional lighting be in place on all sides and visible from a distance of 1,000 feet.

(f) Definition of Escort Vehicles.

- (1) An escort vehicle shall be a car or light truck, not exceeding 10,000 pounds gross vehicle weight.
- (2) An escort vehicle shall be equipped with a minimum of two flashing or revolving amber lights on the roof, and will bear signs stating "OVERSIZE LOAD" visible from the front and rear. Signs shall be five feet wide and one foot high, with black letters on a yellow background.
- (3) An escort vehicle shall have two-way radio communications with the oversized vehicle.
- (4) Escort vehicles and personnel shall have authority to direct traffic and be responsible to ensure that traffic disruption is minimal. Escort personnel shall wear an orange reflective vest and hardhat when engaged in directing traffic.
- (5) Escort vehicles are required to carry proof of liability insurance with a minimum coverage limit of one million dollars (\$1,000,000), naming the City as an additional insured, said proof of insurance to be kept on file with the City.

- (6) Escort vehicles shall be required in addition to subsection (e)(2) hereof as follows:
- One escort vehicle:
 - For an oversize vehicle over eleven feet in total width.
 - For an oversize vehicle in excess of seventy-five feet in length.
 - Two escort vehicles:
 - For an oversize vehicle that is over eleven feet in total width and in excess of seventy-five feet in length.
 - An escort vehicle with a height pole:
 - For an oversize vehicle in excess of fourteen feet in total height.
 - A pole car can function as the front car in the event two escort vehicles are required.
- (7) When one escort vehicle is required it shall precede the oversize vehicle on all roadways with one lane of traffic in each direction, and follow the oversize vehicle on all roadways with more than one lane of traffic in each direction.
- (8) When two escort vehicles are required, one escort vehicle shall precede the oversized vehicle and one escort vehicle shall follow the oversized vehicle.
- (9) When an escort vehicle with a height pole is required, it will precede the oversize vehicle at all times.
- (10) An escort vehicle may be required for any restricted bridge crossing within the City. (Ord. 36-2005. Passed 9-20-05.)

(g) Penalties for Violation.

- (1) Any oversized vehicle found to be operating within the City without an oversize vehicle permit from the City shall be subject to a fine not less than three hundred dollars (\$300.00) nor more than one thousand dollars (\$1,000) for violation of this section, and additionally shall be held subject to the regulations and penalties set forth in Chapter 49 of Title 75, Pennsylvania Consolidated Statutes.
- (2) Any oversized vehicle in possession of an oversized vehicle permit and found to be operating in violation of this section or the provisions of the oversize vehicle permit shall have said permit confiscated by any duly authorized law enforcement officer, and shall be subject to a fine not less than three hundred dollars (\$300.00) nor more than one thousand dollars (\$1,000) for violation of this section, and additionally shall be held subject to the regulations and penalties set forth in Chapter 49 of Title 75, Pennsylvania Consolidated Statutes.
(Ord. 1-2009. Passed 1-6-09.)

(h) Severability. If any subsection of this section is found to be unenforceable or defective, or found to be unlawful, all other subsections shall remain in effect and will be enforced. (Ord. 36-2005. Passed 9-20-05.)

513.09 SPRING GARDEN MEMORIAL PARK.

(a) No person shall operate any vehicle on any of the roads, driveways or parking grounds of Spring Garden Memorial Park, a public park owned by the City, situated partly in the City and partly in Spring Garden Township, County of York, Pennsylvania, at a rate of speed in excess of fifteen miles per hour. Any person driving a vehicle within the park shall drive the same in a careful and prudent manner, and in such a manner so as not to endanger the

life, limb or property of any person or cause any injury or damage to the shrubbery, trees, lawns, bird or animal life or any property within the park.

(b) No commercial vehicles, drags, motor trucks, motor omnibusses or truck tractors shall be permitted within the park, without the written permission of the Director of Public Works. (Ord. 40-1956 §1.)

513.10 PEDESTRIANS AT CONTROLLED INTERSECTIONS AND AT CONTINENTAL SQUARE.

(a) At intersections where traffic is controlled by traffic control signals or by police officers, pedestrians shall yield the right of way to vehicles lawfully proceeding directly ahead on a "go" signal and operators of vehicles shall yield the right of way to pedestrians crossing or those who have started to cross the roadway on the "go" signal. A pedestrian crossing or starting to cross in any such crosswalk on a green or "go" signal shall have the right of way over all vehicles, including those making turns, until such pedestrian has reached the opposite curb or a safety zone, and no operator of any vehicle shall fail to yield the right of way to any such pedestrian. Furthermore, the operators of vehicles shall not stop, obstruct, park or leave any occupied or unoccupied vehicle upon or across any marked crosswalk or across any intersecting roadway unless directed by a police officer or under exigent circumstances, as defined herein.

- (1) Exigent circumstances include, but are not limited to, the following:
 - A. Accidents in which the vehicle(s) cannot be moved from the crosswalk or intersecting roadway.
 - B. Disabled vehicle(s) that cannot be moved from the crosswalk or intersecting roadway.
 - C. Vehicle(s) that must pull into the crosswalk or intersecting roadway in order to allow an emergency vehicle to pass.
- (2) Vehicle(s) that had to be temporarily stopped, parked or left upon or across a crosswalk or across an intersecting roadway due to exigent circumstances shall be immediately moved once the exigency has passed.

(b) At all intersections controlled by traffic control signals or by police officers, no pedestrian shall cross or attempt to cross any street when the green or "go" signal is open for vehicular traffic, nor shall any pedestrian cross or attempt to cross any street at such intersections except within the marked crosswalk for pedestrians.

(c) No pedestrian shall cross or attempt to cross any street in Continental Square except within the lines of the marked crosswalks for pedestrians.

(d) Penalties for Violation. Whoever violates any provision of Section 513.10 shall, upon conviction thereof, be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00), and in default of payment thereof shall be imprisoned for not more than ninety (90) days. (Ord. 20-2009. Passed 6-2-09.)

513.11 SCHOOL CHILDREN CROSSING STREETS.

Whenever a regular, extra or auxiliary policeman or policewoman or special police officer in uniform, or exhibiting his or her badge or other sign of authority is guiding or assisting school children across streets or street intersections, in the City, the driver of a vehicle travelling on such street or approaching such intersection, shall stop such vehicle upon signal from such policeman or policewoman and keep such vehicle stationary, until signaled to proceed. No policeman or policewoman shall signal the driver of any vehicle who has stopped in compliance with the provisions of this section, to proceed until after each child who has been crossing such street or intersection has reached a place of safety. (Ord. 75-1955 §1.)

513.12 USE OF COASTER, ROLLER SKATES AND SIMILAR DEVICES
RESTRICTED.

No person on roller skates or riding in or by means of any coaster, toy vehicle or similar device, shall go upon any roadway, except while crossing a street on a crosswalk.
(1944 Code Ch. 18 §32.)

513.13 BOARDING OR ALIGHTING FROM VEHICLES.

No person shall board or alight from any vehicle while such vehicle is in motion.
(1944 Code Ch. 18 §35.)

513.14 PARKING PROHIBITED IN SPECIFIED PLACES.

No owner or operator of any vehicle shall park, or permit to be parked, or permit it to stand, whether attended or unattended, upon a highway or in any of the following places:
(Ord. 68-1989 §1. Passed 5-16-89.)

- (a) Within an intersection.
- (b) On a crosswalk.
- (c) Between a safety zone and the adjacent curb, or within thirty feet of points on the curb immediately opposite the ends of a safety zone, unless local officials indicate a different length by signs or markings.
- (d) Within twenty-five feet from the intersection of curb lines, or, if none, then within fifteen feet of the intersection of property lines at the intersection of streets or highways.
- (e) Within thirty feet upon the approach to any official flashing signal, stop sign, or traffic signal located at the side of the roadway.
- (f) Within twenty feet of the driveway entrance to any fire station.
- (g) Within fifteen feet of any fire hydrant. (Ord. 4-1968 §1.)
 - (1) Penalties for violation. Whoever violates Section 513.14(g) shall be fined not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00) and in default of payment thereof shall be imprisoned for not more than ninety days.
(Ord. 12-2010. Passed 4-20-10.)
- (h) On a sidewalk.
- (i) In front of any private driveway, or alongside any street or highway excavation or obstruction nor opposite the same, unless a clear and unobstructed width of not less than twenty feet upon the main traveled portion of such street or highway shall be left free for passage of other vehicles thereon.
- (j) On the roadway side of any vehicle stopped or parked at the curb or edge of the highway (double parked).
- (k) At any place or within any area where official signs have been erected prohibiting standing or parking. (Ord. 4-1968 §1.)
 - (1) Penalties for violation. Whoever violates Section 513.14(k) shall be fined not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) and in default of payment thereof shall be imprisoned for not more than ninety days. (Ord. 12-2010. Passed 4-20-10.)
- (l) Within fifty feet of the nearest rail of a railway crossing.
- (m) Where such stopped or parked vehicle would prevent the free movement of other forms of transportation.

- (n) Except when necessary in obedience to traffic regulations or traffic signs or signals or where angle parking is permitted, the operator shall not stop, stand or park a vehicle on the highway or street other than parallel with the edge of the highway or curb, headed in the direction of traffic, and with the curb side of the vehicle within six inches of the edge of the highway or curb. Vehicles, which because of the type or construction cannot load or unload parallel to the curb, shall be exempt, while loading and unloading only, from the requirements of standing parallel to the curb.
- (o) In a loading zone where such loading zone is marked by official signs for a period of time longer than is necessary for the actual loading or unloading of passengers or for the unloading and delivery or pickup and loading of materials and in no case for a longer period of time that may be specified by official signs or markings.
- (p) In bus stops or taxicab stands where such stops or stands have been designated by official signs or markings except that the operator of a passenger vehicle may stop temporarily for the purpose of and while actually engaged in loading or unloading passengers provided however, that such operator may not stop for this purpose while a bus or taxicab is in the act of pulling into such stand.
- (q) On a bridge or within fifteen feet of either end of a bridge.
(Ord. 4-1968 §1.)
- (r) During the York Interstate Fair on:
Linden Avenue from Richland Avenue to Belvidere Avenue;
Madison Avenue from Carlisle Avenue to West Street;
Maryland Avenue from Carlisle Avenue to West Street;
Pennsylvania Avenue from Carlisle Avenue to West Street;
Florida Avenue from Carlisle Avenue to Belvidere Avenue;
Hawthorne Street from Linden Avenue to the City line north;
Texas Avenue from Carlisle Avenue to Hawthorne Street;
Carlisle Avenue from Linden Avenue to the City line north;
800 block of Fern Place;
700 block of West Philadelphia Street;
Richland Avenue from Linden Avenue to Madison Avenue;
Smyser Alley from Linden Avenue to Madison Avenue;
Belvidere Avenue from Linden Avenue to Texas Avenue;
Delaware Avenue; and
Clayton Avenue;
when such streets are marked by official signs restricting parking and unless vehicles so parked display a residential parking sticker issued by the City. Vehicles parked in violation of the restricted parking area shall be subject to towing and liable to the City for the cost of any towing and storage charges incurred by the City. (Ord. 8-1985 §1. Passed 8-6-85.)
- (s) During events at the York Outdoor Recreation Complex on:
Arch Street from George Street to Loucks Mill Road;
North Queen Street from North Street to dead end;
Washington Street from George Street to end;
Perry Place from Howard Street to Walt Way;
Howard Street from Perry Place to Lock Lane; and
Hay Street from Queen Street to Walt Way;
300 block of North George Street, east side;
When such streets are marked by official signs restricting parking and unless vehicles so parked display a residential parking sticker issued by the City.

Vehicles parked in violation of the restricted parking area shall be subject to ticketing and towing and liable to the City for the cost of any towing and storage charges incurred by the City.
(Ord. 6-2011. Passed 4-5-11.)

513.15 PARKING AT CITY HALL.

(a) When signs are placed giving notice thereof, no person shall park a vehicle between the hours of 7:00 a.m. and 12:00 midnight, for a period longer than thirty minutes on the driveway adjacent to the east and south sides of the City Hall Building, 50 West King Street, York, Pennsylvania. (Ord. 35-1974 §1. Passed 1-7-75.)

(b) Every vehicle parked on the driveway referred to in this section shall be entirely within the lines of the designated parking space.

(c) When signs are placed giving notice thereof, no person shall park a vehicle on the driveway referred to in this section, at places designated as parking spaces for vehicles of the Police Department and for officials of the City designated on such signs.

(d) No person operating a vehicle shall enter or leave the driveway referred to in this section, except at places designated by signs placed, giving notice thereof.
(Ord. 95-1956 § 2-4.)

513.16 LOADING AND UNLOADING PARKED VEHICLES.

No person, while engaged in loading or unloading a parked vehicle, shall place any of the personal property being so moved between such vehicle and the building or other destination of such personal property or vice-versa, upon any sidewalk, or cartway of any street, highway or alley. (Ord. 46-1958 §1.)

513.17 DOUBLE PARKING.

No driver shall stop abreast of another vehicle at the street curb. When it becomes necessary to stop at the same place, a driver shall stop in the rear of another vehicle, as close as practicable to the right curb. (1944 Code Ch. 18 §40.)

- (1) Penalties for violation. Whoever violates Section 513.17 shall be fined not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00), and in default of payment thereof shall be imprisoned for not more than ninety days. (Ord. 12-2010. Passed 4-20-10.)

513.18 HANDICAPPED PARKING.

(a) Definitions.

Applicant - A resident (or the parent or guardian of the resident) who files an application for the installation of a handicapped parking space.

Block - The section of a City street identified by the hundreds, for example 0-99, 100-199, 200-299.

City - The City of York, Pennsylvania.

Department - The Pennsylvania Department of Transportation.

Handicapped parking space - A parking space reserved for use by handicapped persons or disabled veterans utilizing vehicles lawfully bearing handicapped registration plates or placards.

Placard - An instrument of notice that is hung from the inside rearview mirror of a vehicle indicating that said vehicle is currently authorized to park in a handicapped parking area.

Resident - One who occupies real estate within a block of a City street and such real estate is used as his/her principal residence.

Traffic Safety Committee - The Traffic Safety Committee organized and existing under the provisions of Article 516. (Ord. 38-2005. Passed 9-20-05.)

(b) Application Process.

- (1) Fee. The application for the erection of a permanent or temporary handicapped parking space shall be made available to any City resident or parent or guardian of a City resident and shall be accompanied with a fee of fifty dollars (\$50.00). An annual renewal fee of ten dollars (\$10.00) shall apply to all permits renewed under subsection (f). **Fees may be waived if the Applicant falls within the Federal Housing and Urban Development Poverty Guidelines.** (Ord. 50-2006. Passed 7-5-06.)
- (2) Application. The application will be designed and developed by the Traffic Safety Committee, but shall include, at a minimum, the identity of the applicant, the address of the applicant, the make, model and license plate number of the applicant's vehicle (if any), the type of disability, whether the disability is permanent or temporary, whether offstreet parking is available immediately adjacent to or on the applicant's property, the location of the current handicapped parking spaces on the same block where the applicant resides, and a signature section. The application shall also contain a clause informing the applicant that the applicant is required to notify the Traffic Safety Committee immediately if and when the applicant moves from the address set forth on the application or no longer has a disability or no longer possesses a valid handicapped registration plate or placard. **If the Applicant is applying to have the fee waived due to economic hardship, the Applicant must provide documentation that their income falls within the Federal Housing and Urban Development Poverty Guidelines.** Upon receipt of any application from such handicapped or disabled individual or such person's parent or guardian, the Traffic Safety Committee may collect other relevant information as the Traffic Safety Committee deems necessary, including medical records evidencing the applicant's ongoing disability.

(c) Eligibility.

(1) In general, after acquiring a handicapped or disabled veteran's registration plate or placard from the Department, any City resident may file an application for the creation of a handicapped parking space upon the block, which the resident resides. The possession of a handicapped or disabled veteran's registration plate or placard does not guarantee that the resident's application for a handicapped parking space will be granted.

(2) Statement of disability. All applications for a handicapped parking space must be supported by proof of the applicant's asserted disability from a medical doctor, doctor of osteopathy, or doctor of podiatry medicine (collectively, "physician"). The physician's statement must be signed by the applicant's physician, must not be issued more than six months prior to the date of the application

and must specifically set forth the nature of the disability, how the disability limits the applicant's mobility, and the estimated duration of the applicant's disability. Notwithstanding the applicant's provision of a physician's statement of disability, the Traffic Safety Committee may require the applicant to provide additional medical records evidencing the applicant's ongoing disability.

(3) Criteria. In order to provide an adequate number of handicapped parking spaces in a particular block and to preserve adequate parking spaces for all City residents, before the City creates a handicapped parking space, the Traffic Safety Committee must determine that the limitations upon the number and placement of handicapped parking spaces on a particular block set forth in subsection (d) hereof will not be exceeded if the requested handicapped parking space is created, that the applicant has proven that there is no handicapped accessible off-street parking available to the applicant, and that the applicant meets one or more of the following:

- A. The applicant is medically required to use portable oxygen;
- B. The applicant has limited or no use of one or both legs;
- C. The applicant suffers from severe limitation in the ability to walk due to any arthritic, neurological or orthopedic condition or any physical ailment that prevents the applicant from walking 200 feet without stopping to rest;
- D. The applicant suffers from a serious cardiac condition to the extent that the person's functional limitations are classified in severity as Class III or Class IV according to the standards set by the American Heart Association; or
- E. The applicant suffers from any other physical or mental impairment not heretofore mentioned which constitutes a substantial degree of disability and imposes great difficulty on the applicant to walk more than 200 feet without stopping.

(4) Final determination. After collecting all pertinent information, the Traffic Safety Committee will review and investigate all information related to the application. The Traffic Safety Committee may obtain an independent medical review of the applicant's medical records and asserted disability. The Traffic Safety Committee may approve and authorize the creation of the handicapped parking space and installation of signage in accordance with applicable state laws and regulations, as well as defining the duration of its validity, if the Traffic Safety Committee determines the applicant has met the requirements of this article. In the event the Traffic Safety Committee determines the applicant has not met the requirements of this article, the Traffic Safety Committee shall deny the application and inform the applicant in writing as to the denial and the reason(s) for the denial.

(5) Nonexclusive right. If a handicapped parking space is created under this article, the handicapped parking space so created may be used by any person parking a vehicle lawfully bearing registration plates or placards issued to handicapped persons or disabled veterans. This article shall not be construed as granting the applicant the exclusive right to park his/her vehicle in the handicapped parking space created hereunder.

- (6) Other parking regulations. Nothing in this article shall exempt individuals utilizing handicapped parking spaces from other parking restrictions or regulations applicable to the space/block.
- (d) Limitation on Number of Handicapped Parking Spaces. The Traffic Safety Committee may not authorize handicapped parking space(s) in excess of the limitations set forth below.
- (1) Central Business District. No additional handicapped parking spaces may be granted by the Traffic Safety Committee within the Central Business District, as defined by the Zoning Ordinance of the City. The Director of Public Works may direct the installation of a handicapped parking space within the Central District as he/she deems appropriate.
 - (2) One-way roadways. When the roadway is a one-way roadway, no more than two handicapped parking spaces may be granted on each side of the block on which parking is permitted.
 - (3) Two-way roadways. When the roadway is a two-way street, no more than three handicapped parking spaces may be granted on each side of the block on which parking is permitted.
 - (4) Other parking restrictions. The Traffic Safety Committee may consider other parking restrictions applicable to a particular block and other information regarding the block including but not limited to the size of the block, and may further restrict the number of handicapped parking spaces to maintain an adequate number of unregulated parking spaces, as they deem appropriate.
 - (5) Council action. City Council may authorize more than the maximum number of handicapped parking spaces on a particular block by ordinance setting forth the block which is excluded from this limitation and the maximum number of handicapped parking spaces permitted on that particular block. Any such ordinance shall expire and be of no further force and effect after the expiration of two years from the effective date of the amending ordinance, unless reenacted by Council. The Traffic Safety Committee shall notify each applicant on the subject block no more than ninety days and no less than sixty days prior to the expiration of such ordinance.
 - (6) Existing handicapped parking spaces in excess of the limitations set forth in this section and existing on the effective date of this section shall be permitted to remain in place, subject to the removal after complaint and the annual reporting requirement set forth in this section.
- (e) Placement of Signs.
- (1) Generally. For a single application for a handicapped parking space, sign placements will be positioned as close as possible to the place of residence of the applicant as the street design permits. In the event more than the permissible number of handicapped parking spaces are requested on a one- or two-way roadway, the handicapped parking spaces may be relocated in the center of the block or otherwise adequately positioned to collectively reflect, as a whole, the needs of all applicants, as determined by the Traffic Safety Committee.
 - (2) Authority to post. The Department of Public Works Director will direct all postings, sign removal and replacements of handicapped parking spaces in accordance with Department rules and regulations. The Department of Public Works will report the posting or removal of handicapped parking signs and all actions taken upon applications for handicapped parking spaces to the Traffic Safety Committee.

- (3) Disputes regarding sign placement. The Traffic Safety Committee shall be responsible for investigating City and citizen complaints regarding the placement of handicapped parking signs. The Traffic Safety Committee shall require all complaints be in writing and shall conduct an investigation of the complaint within ninety calendar days. Upon conducting an investigation, the Traffic Safety Committee shall report the complaint, its investigation and the Traffic Safety Committee's recommendation to the Mayor. The Mayor shall resolve all complaints in a manner he/she deems just and appropriate, including but not limited to the removal of the handicapped parking space. The complainant, block residents, applicant and City, including the Traffic Safety Committee, shall be entitled to present evidence to the Mayor.
- (f) Annual Reporting.
- (1) Annual reporting. After approval of the application, the applicant shall submit an annual renewal application. The renewal application shall be designed by the Traffic Safety Committee and require the applicant to verify the continuance of his/her disability. The Traffic Safety Committee shall require an applicant to submit an updated physician's statement of the applicant's disability, based on the criteria set forth under the Eligibility and Determination subsection of this section. The Traffic Safety Committee may require the applicant to submit medical records, other than a physician's statement, which evidences the applicant's ongoing disability. In January of each year, the Traffic Safety Committee shall mail (via regular first class mail) each applicant (and applicants under prior rules and regulations) the renewal application referenced herein. If the applicant fails to submit the renewal application, including physician's statement of disability and additional medical records (if such records are requested) by March 15th of that year or the Traffic Safety Committee determines the applicant is no longer eligible for a handicapped parking space, the Traffic Safety Committee shall inform the Director of Public Works that the handicapped parking space should be removed. The Traffic Safety Committee may obtain an independent medical review of applicant's medical records. The Traffic Safety Committee shall give written notice of his/her determination that the applicant is no longer eligible for a handicapped parking space to the applicant within thirty days of the City's receipt of the renewal application. The applicant may appeal the determination of the Traffic Safety Committee in accordance with The Eligibility and Determination subsection of this section.
- (2) Registration plates and placards. The applicant shall be solely responsible for the cost of any and all state-related applications, filings and documentation required for a placard or registration plate. The placard or registration plate must be displayed while the vehicle is parked in a public designated handicapped parking space.
- (g) False Statements. It shall be unlawful for any person to knowingly and willfully, with the intent to deceive, make a false statement to any public official for the purpose of obtaining a handicapped parking space. Any person who violates this provision shall, upon conviction thereof, be fined not less than five hundred dollars (\$500.00) nor more than one thousand dollars (\$1,000). (Ord. 38-2005. Passed 9-20-05.)

(h) Penalties for Violation. Whoever violates Section 513.18 by parking in a designated handicapped parking space and does not lawfully bear handicapped registration plates or placards shall be fined not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1,000) and in default of payment thereof shall be imprisoned not more than ninety days. (Ord. 12-2010. Passed 4-20-10.)

513.19 COMPLIANCE WITH PARKING SIGNS.

No person shall park any vehicle on any highway upon or along which signs have been erected or placed prohibiting parking, or at any place or in any position other than indicated thereon by signs or parking lines or for a greater length of time than indicated by signs placed on or along such highway by the Department of Public Safety. (1944 Code Ch. 18 §22.)

513.20 BUSES AND TAXICABS; PARKING IN STANDS.

No operator of any bus or taxicab shall stand or park upon any street in any business district at any place other than a bus stop or taxicab stand, except that this provision shall not prevent the operator of any such vehicle from temporarily stopping in accordance with other parking regulations at any place for the purpose of and while actually engaged in loading or unloading passengers. (1944 Code Ch. 18 §24.)

513.21 REPAIRING OF VEHICLES.

(a) No person shall make or cause to be made any repairs of any kind, including but not limited to mechanical repairs, painting, restoration, and body work, upon any vehicle as defined in Section 513.06(a)(2), on any street, highway, alley, public right of way, or public parking lot in the City, or any part thereof.

(b) The provisions of this section shall not apply:

- (1) To any person repairing or causing to be repaired any vehicle that is temporarily disabled while on the street, highway, alley, public right of way, or public parking lot, in any such manner and to such extent that it is unsafe or hazardous to avoid stopping temporarily for the purpose of making or causing to be made such minor repairs as are necessary to move the vehicle;
- (2) To the owner or operator of any vehicle with respect to which the owner or operator is engaged in any of the following: checking tire pressures, changing tires, checking fluid levels of any component part of the vehicle; and washing and waxing the interior and exterior of the vehicle, provided that the aforementioned activities are completed within a reasonable time. (Ord. 4-1983 §1. Passed 3-1-83.)

513.22 DISPOSITION OF FINES AND FORFEITURES.

All fines or forfeitures collected upon conviction of, or upon the forfeiture of bail of, any person charged with a violation of any of the provisions of this article shall be paid into the City treasury, except such as are by Act of Assembly required to be paid into the Treasury of the State of Pennsylvania, and shall be deposited in the General Fund and be expended for the repair and maintenance of the highways of the City. (1944 Code Ch. 18 §37.)

513.23 ENFORCEMENT.

Regular police officers of the Police Department shall be empowered to enforce the provisions of this article and to issue citations and parking tickets for violations thereof. Uniformed employees of the Police Department who are not regular police officers and uniformed employees of the Parking Bureau shall be empowered upon authorization by the Police Commissioner or Chief of Police to issue citations and parking tickets for parking violations only. (Ord. 6-1993 §1. Passed 2-16-93.)

513.24 SPEED ZONES.

The Department of Public Works is hereby authorized to supervise the installation of official speed limit signs, in accordance with the provisions of this section.

- (a) A forty mile per hour speed limit is hereby established on Pennsylvania Route 30 between Pennsylvania Avenue and Roosevelt Avenue.
- (b) A twenty-five mile per hour speed limit is hereby established on King Street between Richland Avenue and Harrison Street.
- (c) A twenty-five mile per hour speed limit is hereby established on Princess Street between Richland Avenue and Hill Street.
(Ord. 10-1980. Passed 6-3-80.)
- (d) A twenty-five mile per hour speed limit is hereby established on Philadelphia Street between Atlas Avenue and Carlisle Avenue.
(Ord. 13-1980 §1. Passed 7-1-80.)

513.25 PARKING OF INOPERABLE OR ILLEGALLY REGISTERED VEHICLES.

- (a) No person shall park or leave on the streets, highway or public property of the City any mechanically inoperable vehicles or vehicles without current registration plates.
- (b) No person shall park or leave on the streets, highways or public property of the City any vehicle without a current inspection sticker unless the vehicle is legally parked in front of, or in close proximity to, an official Pennsylvania State Inspection Station which identifies such vehicle by work order specifying a State inspection shall be performed within forty-eight hours. Additional work orders beyond the initial forty-eight hour period are prohibited. (Ord. 21-1992 § 1. Passed 9-15-92.)

513.99 PENALTY.

Except for the penalties outlined in Section 513.08, 513.10, 513.14(g), 513.14(k), 513.17 and 513.18, whoever violates any provision of this article or any temporary rule or regulation made by the Police Chief pursuant thereto, shall upon conviction thereof, be fined not less than twenty-five dollars (\$25.00) nor more than one thousand dollars (\$1,000) and in default of payment thereof, shall be imprisoned for not more than ninety days (90 days). However, the maximum amount of fine and imprisonment imposed, shall not be greater than the fine or imprisonment provided for similar offenses by the Vehicle Code of the Commonwealth of Pennsylvania. In addition, violations of subsections 513.14(a), (b), (f), (g) and (j), 513.17, 513.19 and 513.25 may subject the vehicle to towing.
(Ord. 12-2010. Passed 4-20-10.)