

CHAPTER 15

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Part 1

General Regulations

§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 (the Act of June 17, 1976, P.L. 162 No. 81), as amended, 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.
4. Although the streets in the Borough run generally in a northeast-southwest and north-south direction, for the purpose of this Chapter, Chestnut Street and the street running parallel or generally parallel to Chestnut Street shall be deemed to run in a north-south direction, and Summit Street and the streets parallel or generally parallel to Summit Street shall be deemed to run in an east-west direction.

(Ord. 478, 8/10/1988)

§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. 478, 8/10/1988)

§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affect any act done or liability incurred, or any suit or prosecution pending or to be instituted under any of those repealed or superseded ordinances or regulations.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. 478, 8/10/1988)

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§104. Temporary and Emergency Regulations.

The Chief of Police 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; and
- 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.

Such temporary and emergency regulations shall be enforced by the Police Department in the same manner as permanent regulations. Any person who shall operate or park a vehicle or tractor in violation of any such regulations, 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 15 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. 478, 8/10/1988)

§105. Experimental Regulations.

The Borough Council may, from time to time by resolution, designate places upon and along the highways 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 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 or park a vehicle or tractor 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 §105. Any person who shall violate any provision of this §105 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 §105 is 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. (Ord. 478, 8/10/1988)

§106. Traffic on Streets Closed or Restricted for Construction, Maintenance or Special Events.

1. The Borough Council 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 Borough 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 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 §106 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§107. Use of Streets by Processions and Assemblages.

1. For the purpose of this §107, 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 Borough Council, which shall be issued without fee. Application for the permit shall be made at least one 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 three 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 Borough Council, which shall be issued without fee. Application for the permit shall be made at least two weeks in advance of the day when the procession 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 three weeks in advance of the proposed date. The permit shall specify the date on which the procession is to be held, the

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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 reached the end of the route of the procession and 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 §107 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§108. Authority of Police Officers.

The police officers of the Borough are hereby given authority to direct traffic on the highways of the Borough and at intersections thereof. (Ord. 478, 8/10/1988)

§109. Authorization for Use of Speed Timing Devices.

The Borough Police Department is hereby authorized to use all speed timing devices for the determination of speed of a motor vehicle as are approved or will be approved by the Department of Transportation of the Commonwealth of Pennsylvania, in accordance with Title 75, Pa. C.S.A. §§3368.

This §109 authorizes the use of said devices upon all highways within the Borough, be they Borough, county or state highways, and does also hereby elect to exercise all powers granted to "local authorities" under the Vehicle Code of the Commonwealth of Pennsylvania, 75 Pa. C.S.A. §§6101 et seq. (1977) as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania. (Ord. 478, 8/10/1988)

Part 2

Traffic Regulations

§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:

Street	Between	Maximum Speed Limit
Chestnut St.	W. Wyomissing Ave. and W. Madison St.	25 mph
Church St., North	E. Wyomissing Ave. and E. Madison St.	25 mph
Madison St.	Borough line to its intersection with N. Church St.	25 mph
Main St.	E. Wyomissing Ave. and Fairview St.	25 mph
Maplewood Ave.	F. Skip Zerbe St. and E. Madison St.	25 mph
O'Neil St.	Madison St. and Pear St.	25 mph
Reed St.	Main St. and Borough line	25 mph
Sycamore Road	Madison St. and the Borough line	25 mph
Walnut St.	E. Wyomissing Ave. and N. Church St.	25 mph
Woodland Ave.	Wyomissing Ave. and Fairview St.	25 mph
Wyomissing Ave.	Station 115 and 08 Station 161 and 15	30 mph
Wyomissing Ave., East	Werner St. and Mohnton Blvd.	35 mph

2. Any person who violates any provision of this §201 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 \$2 per mile for each mile in excess of five miles per hour over the maximum speed limit.

(Ord. 478, 8/10/1988; as amended by Ord. 586, 8/13/1997, §I; by Ord. 598, 11/11/1998, §I; and by Ord. 683, 12/8/2004)

§202. Maximum Speed Limits Established on Certain Bridges and Elevated Structures.

1. Maximum speed limits are established, as follows, on certain bridges and elevated structures, and it shall be unlawful for any person to drive a vehicle on any such bridge or elevated structure, at a higher speed than the maximum prescribed for that bridge or elevated structure:

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Bridge or Elevated Structure	Location	Maximum Speed Limit
(Reserved)		

- Any person who violates any provision of this §202 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 \$2 per mile for each mile in excess of five miles per hour over the maximum speed limit.

(Ord. 478, 8/10/1988)

§203. Maximum Speed Limits Established for Certain Vehicles on Hazardous Grades.

- The following are declared to be hazardous grades, and, upon any such hazardous grade, no person shall drive a vehicle, having a gross weight in excess of that referred to for that grade, in the direction stated for that grade, at a speed in excess of that established in this §203 for that grade, and, if so stated for a particular grade, the driver of every such vehicle shall stop the vehicle before proceeding downhill:

Street	Between	Direction of Travel	Maximum Gross Weight	Maximum Speed Limit	Required to Stop Before Proceeding Downhill
(Reserved)					

- Any person who violates any provision of this §203 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 \$2 for each mile in excess of five miles per hour over the maximum speed limit.

(Ord. 478, 8/10/1988)

§204. Maximum Speed Limits Established in Parks.

- A speed limit of five miles per hour is established on all streets and roadways in the public parks maintained and operated by the Borough, except in the following locations, where the lower maximums, as specified, shall apply:

Park	Street	Location	Maximum Speed Limit
Mohnton Memorial	Walnut St.	_____	5 mph

2. Any person who violates any provision of this §204 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 \$2 per mile for each mile in excess of five miles per hour over the maximum speed limit.

(Ord. 478, 8/10/1988)

§205. Traffic Signals at Certain Locations.

1. At the following locations, traffic signals as indicated below shall be erected (or are ratified if previously erected), and traffic at those locations shall be directed by those signals:

Location	Type of Signal
	(Reserved)

2. Any driver of a vehicle who disobeys the directions of any traffic signal shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§206. Intersections Where Turn Prohibited on Red Signal.

1. The following are established as intersections where drivers of vehicles headed in the direction or directions indicated are prohibited from making a right turn (or a left turn from a one-way street into another one-way street) on a steady red signal:

Intersection	Vehicles Traveling on	Facing
	(Reserved)	

2. Any driver of a vehicle who violates any provision of this §206 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§207. One-Way Streets Established.

1. The following are established as one-way streets, and it shall be unlawful for any person to drive a vehicle on any one-way street other than in the direction established for traffic on that street:

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Street	From	To	Direction of Travel
E. Mohn St.	Summit St.	Church St.	West
Isabella St.	Summit St.	Madison St.	South
O'Neil St.	Summit St.	Pear St.	South
Pear St.	O'Neil St.	Maple St.	East

2. Any person who violates any provision of this §207 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§208. Rotary Traffic Islands Established.

1. 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:

(Reserved)

2. Any person who drives a vehicle otherwise than to the right of any rotary traffic island shall be guilty of a violation of this §208, and, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§209. Turning at Certain Intersections Prohibited or Restricted.

1. It shall be unlawful for the driver of any vehicle, of the type indicated, traveling upon the first-named street at any of the following intersections, in the direction or directions indicated in each case, to make a left turn and/or a right turn into the second-named street, as indicated, at any time when such a turn is prohibited by this §209:

Vehicles Traveling on	Direction of Travel	Not to Make	Into	When	Type of Vehicle Applicable to
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(Reserved)

2. Any person who violates any provision of this §209 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§210. Right Turns Only Permitted at Certain Intersections.

1. It shall be unlawful for the driver of any vehicle, traveling upon the first-named street at any of the following intersections, in the direction or directions indicated in each case, to make other than a right turn, at any time stated, both left turns and straight-across traffic being prohibited:

Vehicles Travel- ing on	Direction of Travel	Times	Not to make left turn into or travel straight across
		(Reserved)	

2. Any person who violates any provision of this §210 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§211. U-Turns Prohibited at Certain Locations.

1. It shall be unlawful for the driver of any vehicle, traveling upon any of the following portions of streets, in the direction or directions indicated for that street, to make a U-turn:

Street	Portion	Direction of Travel
Wyomissing Ave.	Chestnut and Main Sts.	East and west

2. Any person who violates any provision of this §211 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§212. No Passing Zones Established.

1. The following are established as no passing zones, and it shall be unlawful for the driver of any vehicle to overtake or pass another vehicle or to drive on the left side of the roadway in any no passing zone:

Street	Direction of Travel	Between
South Church St.	_____	South Borough line Wyomissing Ave.
Wyomissing Ave.	_____	East and west Borough line

2. Any person who violates any provision of this §212 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

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(Ord. 478, 8/10/1988)

§213. Through Highways Established.

1. The following highways are established as through highways, thus authorizing stop or yield signs to be erected facing traffic approaching every intersection with the through highway except for those intersections with traffic signals, or with exceptions or modifications as indicated below. Every driver of a vehicle approaching a stop or yield sign authorized by this §213 shall stop the vehicle or yield right-of-way 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 all applicable requirements of that section of the law:

Highway	Between
	(Reserved)

2. Any person who violates any provision of this §213 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§214. Stop Intersections Established.

1. The following intersections (in addition to intersections with the through highways established by §213) 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 Section 3323(b) of the Vehicle Code, 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.

Stop Street	Intersecting or Through Street	Direction of Travel
Baker St.	Church St.	South
Baker St.	Front St.	North
Buck Run Rd.	Sycamore Rd.	East
Cedar St.	Reed St.	North
Chestnut St.	Madison St.	North

Stop Street	Intersecting or Through Street	Direction of Travel
Chestnut St.	Wyomissing Ave.	South
Church St.	Madison St.	North and South
Church St.	Madison St.	South
Church St.	Wyomissing Ave.	North and South
Crest Circle	West Summit St.	South
Crest Ln.	Kenny Dr.	North
Dewey St.	Maple St.	East and West
Epler St.	Cedar St.	West
F. Skip Zerbe St.	Summit St.	South
F. Skip Zerbe St.	Walnut St.	North and South
F. Skip Zerbe St.	Werner St	North
F. Skip Zerbe St.	Werner St.	North
Fairview St.	Main St.	East and West
Fairview St.	Woodland Ave.	East and West
Fern St.	Main St.	East and West
Fern St.	Wood St.	East
Front St.	Church St.	West
Front St.	Lake St.	East and West
Front St.	Main St.	West
Hillcrest Rd.	Fairview St.	South
Isabella St.	Madison St.	South
Isabella St.	Madison St.	South
Isabella St.	West Summit St.	South
Katie Ln.	Kenny Dr.	West
Katie Ln.	Wolfe St.	East
Kenny Dr.	Buck Run	North and South
Kenny Dr.	Sycamore Rd.	East
Lake St.	Church St.	South
Lemon St.	Church St.	East
Lisa Ct.	Ridge Ct.	East
Locust St.	Walnut St.	North

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Stop Street	Intersecting or Through Street	Direction of Travel
Lutz St.	Monroe St.	North
Madison St.	F. Skip Zerbe St.	South
Madison St.	Isabella St.	West
Madison St.	Isabella St.	West
Madison St.	O'Neil St.	East
Madison St.	Sycamore Rd.	East
Madison St.	Sycamore St.	East
Main St.	Church St.	North and South
Main St.	Wyomissing Ave.	North
Maple St.	Pear St.	North
Maplewood St.	East Madison St.	—
Maplewood St.	F. Skip Zerbe St.	South
Mohn St.	Chestnut St.	East and West
Mohn St.	Church St.	East and West
Mohnton Blvd.	Wyomissing Ave.	South
Monroe St.	Main St.	East
Northridge Dr. East	Wolfe St.	
Northridge Dr. West	Pheasant Ln.	East and West
O'Neil St.	Madison St.	North
O'Neil St.	Summit St.	South
Orange St.	Church St.	East
Peach St.	Lemon St.	North and South
Peach St.	Madison St.	North
Peach St.	Orange St.	North and South
Peach St.	Summit St.	South
Pear St.	Chestnut St.	East
Reed St.	Main St.	West
Slichter Dr.	Sycamore St.	West
Slichter Dr.	Wolfe St.	East
South Church St.	Main St.	North and South
South Walnut St.	Wyomissing Ave.	North

Stop Street	Intersecting or Through Street	Direction of Travel
Spruce St.	Walnut St.	North
Summit St.	Chestnut St.	East and West
Summit St.	Church St.	East and West
Sycamore Rd.	Katie Ln.	North and South
Sycamore Rd.	Madison St.	South
Sycamore Rd.	Slichter Dr.	4-way
Sycamore Rd.	West Summit St.	South
Sycamore Rd.	Young Ct.	North and South
Sycamore St.	Madison St.	South
Walnut St.	Church St.	West
Walnut St.	Wyomissing Ave.	North and South
Werner St.	F. Skip Zerbe St.	North
Werner St.	Wyomissing Ave.	North and South
West Summit St.	Sycamore Rd.	East and West
Wolfe Ln.	Madison St.	South
Wolfe St.	Katie Ln.	North and South
Wolfe St.	Sycamore Rd.	
Wood St.	Church St.	North
Wood St.	Reed St.	North
Wood St.	Reed St.	South
Woodland Ave.	Wyomissing Ave.	North
Young Ct.	Sycamore Rd.	West

2. Any person who shall violate any of the provisions of this Section shall upon conviction thereof, be sentenced to pay a fine of not less than \$5 or more than \$25 and costs of prosecution, and, in default of payment of such fine and cost, to imprisonment in the County Jail for not more than 10 days.

(Ord. 478, 8/10/1988; as amended by Ord. 509, 9/11/1991, §1; by Ord. 530, 6/9/1993, §1; by Ord. 531, 6/9/1993, §1; by Ord. 532, 6/9/1993, §§3, 13; by Ord. 586, 8/13/1997, §2; by Ord. 611, 12/8/1999; by Ord. 634, 3/14/2001; by Ord. 663, 10/8/2003; and by Ord. 693, 1/12/2005)

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§215. Yield Intersections Established.

1. The following intersections (in addition to intersections with the through high-ways established by §213) 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 (the through street) on the first-named street (the yield street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first-named or yield 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.

Yield Street	Through Street	Direction of Travel
	(Reserved)	

2. Any person who violates any provision of this §215 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

§216. Operation of Motor Vehicles Restricted on Public Lands.

No motor vehicle or motorcycle or minibike shall be operated on any lands owned by the Borough or any other public body or agency within the Borough, except on those lands specifically designated for the operation of motor vehicles, motorcycles or minibikes by resolution of the Borough Council. (Ord. 478, 8/10/1988)

§217. Skates, Skateboards, Coasters, Sleds and Other Toy Vehicles.

1. It shall be unlawful for any person to ride on a sled upon any upon any roadway unless that roadway is on a portion of a street blocked off for sledding by authority of §105 of Part 1 or §216 of Part 2 of this Chapter. Provided: nothing in this subsection shall prevent a pedestrian from pulling a sled, with or without a rider, upon a sidewalk.
2. It shall be unlawful for any person to engage in roller blading, roller skating or skateboarding, or to ride upon or propel any coaster or toy vehicle upon any sidewalk located in any business district, including but not limited to Wyomissing Avenue, in the Borough of Mohnton, except that nothing in this subsection shall prevent a pedestrian from pulling a coaster or other toy vehicle, with or without a rider, upon a sidewalk.
3. Any person who violates any provision of this §218 shall, upon conviction, be sentenced to pay a fine of not more than \$25 and costs.

(Ord. 478, 8/10/1988; as amended by Ord. 581, 1/8/1997, §1)

Part 3

Restrictions on Size, Weight and Type of Vehicle and Load

§301. Vehicle Weight Limits Established on Certain Streets and Bridges.

1. On the following bridges and streets or parts of streets, by authority granted by Section 4902(a) of the Vehicle Code, it shall be unlawful for any person or persons to drive any vehicle or combination having a gross weight in excess of the maximum prescribed below for that bridge or street or part of street, as the case may be:

Street or Bridge	Between	Maximum Gross Weight
	(Reserved)	

2. Any person who violates any provision of this §301 shall be prosecuted under Sections 4902(a) and 4902(g-1) of the Vehicle Code, and, upon conviction, shall 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, and costs.

(Ord. 478, 8/10/1988)

§302. Restrictions on Size of Vehicles on Certain Streets and Bridges.

1. On the following bridges and streets or parts of streets, by authority granted by Section 4902(a) of the Vehicle Code, it shall be unlawful for any person to drive any vehicle or combination in violation of the size restrictions prescribed below for that bridge or street or part of street:

Street or Bridge	Between	Restriction
	(Reserved)	

2. Any person who violates any provision of this §302 shall be prosecuted under Section 4902(a) and Section 4902(g-1) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of \$75 and costs.

(Ord. 478, 8/10/1988)

§303. Restrictions as to Weight and Size of Vehicles on Certain Streets and Bridges.

1. By reason of hazardous traffic conditions and other safety factors, by authority granted by Section 4902(b) of the Vehicle Code, it shall be unlawful for any person

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to drive any vehicle or combination in violation of the restriction prescribed below for that bridge or street or part of street.

Street or Bridge	Between	Restriction
	(Reserved)	

2. Any person who violates any provision of this §303 shall be prosecuted under Section 4902(b) and 4902(g-l) of the Vehicle Code, and, upon conviction, shall be sentenced to pay a fine of not less than \$25 and not more than \$100 and costs.

(Ord. 478, 8/10/1988)

§304. Truck Traffic Restricted on Certain Streets.

1. It shall be unlawful for any person to drive a vehicle other than a passenger car on any of the following streets or parts of streets:

Street	Between
(All streets and alleys in residential areas)	
Front St.	Entire length
Front St. Ext.	Entire length

Provided: nothing in this §304 shall prohibit any person from driving an emergency vehicle on any of those streets or parts of streets, or from driving on any of those streets or parts of streets a truck or other commercial vehicle making local deliveries to or pickups from premises located along that street or part of a street.

2. Any person who violates any provision of this §304 shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

Part 4

General Parking Regulations

§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. 478, 8/10/1988)

§402. Angle Parking Required on Portions of Certain Streets.

Only angle parking shall be permitted on the following portions of streets:

Street	Side	Between
	(Reserved)	

On all streets where angle parking is required, every vehicle parked at the angle shall be parked with its front nearest the curb.

(Ord. 478, 8/10/1988)

§403. Parking Permitted or Prohibited at All Times in Certain Locations.

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

1. Parking Prohibited at All Times in Certain Locations.

Street	Side	Between
Apple St.	Both	Diamond St. and O'Neil St.
Baker St.	Both	Church St. and Front St.
Cemetery Ln.	Both	Church St. and Grape St.
Center St.	Both	Stief St. and Wolfe St.
Cherry St.	Both	Main St. and Grape St.
Cherry St.	Both	Mohn St. and Maple St.
Chestnut St.	East	Wyomissing Ave. and Madison St.
Dewey St.	Both	Chestnut St. and Maple St.
Dewey St.	South	Maple St. and west end

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Street	Side	Between
Diamond St.	Both	Mohn St. and Lemon St.
East Wyomissing Ave.	North	114' east of loading zone
East Wyomissing Ave.	North	89' east from N. Church St. to a point 288' east of Locust St.
Ebbert St.	Both	Diamond St. and O'Neil St.
Epler St.	South	Cedar St. and Wood St.
F. Skip Zerbe St.	West	Summit St. and Werner St.
Fairview St.	North	Cedar St. and west Borough line
Fairview St.	West	Cedar St. and Main St.
Fern St.	Both	Main St. and Wood St.
Fern St.	North	Main St. and western extremity
Front St.	East	S. Church St. a distance of 158' with the exception of a 23' area located at a point 20' east of its intersection with S. Church St.
Front St.	North	Main St. and Lake St.
Front St.	North	South Church to East terminus
Granite St	West	Fairview St. to terminus approximately 100'
Grape St.	Both	Mohn St. and Walnut St.
Grape St.	Both	Orchard Ln. and Cemetery Ln.
Grape St.	East	Cemetery Ln. and Madison St
Grove St.	West	Borough line to Borough line
Isabella Dr.	Both	Madison St. and Slichter Dr.
John's Place	Both	Chestnut St. and School Ln.
Katie Ln.	East	Wolfe St. and Sycamore Rd.
Katie Ln.	West	Wolfe St. and Sycamore Rd.
Lemon St.	North	Church St. and Diamond St.
Lime St.	Both	Pear St. and Apple St.
Lisa Ct.	South	The cul-de-sac eastward to Ridge Ct.
Locust St.	East	Walnut St. and Wyomissing Ave.
Lutz St.	West	Fairview and Monroe St.
Madison Ave.	South	229' east of Isabella St. to O'Neil St.
Madison St.	North	Church St. to western Borough line
Madison St.	North	O'Neil St. and western Borough line

Street	Side	Between
Madison St.	South	167' east of Chestnut St. to O'Neil St.
Main St.	West	Wyomissing Ave. to southern Borough line
Maple St.	East	Mohn St. and Dewey St.
Maplewood Ave.	Both	Entire length
Maplewood Ave.	West	277' to the Borough line on the north side of North Church St.
Mohn St.	North	Grape St. and Church St.
Mohn St.	North	Summit St. and Cherry St.
Mohn St.	South	Cherry St. and Grape St.
Mohn St.	South	Church St. and Maple St.
Monroe St.	South	Main Street western extremity
North Church St.	East	Mohn St. and Walnut St.
North Church St.	East	Walnut St. and Madison St.
North Church St.	East	Wyomissing Ave. and Mohn St.
O'Neil St.	West	Summit St. and Madison St.
Orange St.	North	Church St. and Chestnut St.
Orange St.	South	Chestnut St. and Madison St.
Orchard Ln.	Both	Church St. and eastern extremity
Peach St.	East	Orange St. and Madison St.
Peach St.	West	Summit St. and Orange St.
Pear St.	North	Chestnut St. and O'Neil St.
Reed St.	South	Main St. east to Borough line
School Ln.	East	Mohn St. to northern end
South Church St.	East	Wyomissing Ave. and south Borough line
South Church St.	West	143' south of Main St. to a point of 194' south of Main St.
South Church St.	West	77' from Main St.
South Church St.	West	80' north of Main St. and 75' south of Main St.
South Church St.	West	S.W. corner of Main and South Church Sts. to a pt. 50' south
South Church St.	West	Wyomissing Ave. and Church St.
South O'Neil St.	West	Pear St. and the southern end of South O'Neil St.
Spruce St.	West	Walnut St. and Summit St.

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Street	Side	Between
Stief St.	Both	Baker St. and Lake St.
Summit St.	North	O'Neil St. to alley above intersection of O'Neil St.
Summit St.	North	Spruce St. and O'Neil St.
Sycamore Rd.	West	Madison St. and W. Summit St.
Walnut St.	North	Church St. and eastern extremity
Walnut St.	South	Wyomissing Ave. and east extremity
Webber St.	Both	O'Neil St. and Peach St.
Werner St.	North	Wyomissing Ave. and Madison St.
West Mohn St.	Both	Distance of 50' from intersection with Chestnut St.
West Mohn St.	North	110' in a westbound direction from Chestnut St.
West Mohn St.	North	146' to Maple St.
West Mohn St.	North	42' east of Chestnut St. to School Ln.
West Mohn St.	North	Chestnut St. and School Ln.
West Mohn St.	North	Chestnut St. to a pt. 111' east
Willow St.	East	Church St. and Main St.
Wolfe St.	Both	Baker St. and Lake St.
Wolfe St.	East	West Madison St. and Katie Ln.
Wolfe St.	West	Katie Ln. and Slichter Dr.
Wood St.	Both	Church St. and Epler St.
Wyomissing Ave.	North	117' west of Borough line
Wyomissing Ave.	North	26' east of radius of intersection of E. Wyomissing Ave. and N. Church St.
Wyomissing Ave.	North	Church St. and Locust Ln.
Wyomissing Ave.	South	Church St. to pt. 101' west
Wyomissing Ave.	South	Main St. and Werner St.

2. Parking Permitted at All Times in Certain Locations

Street	Side	Between
East Wyomissing Ave.	Both	22 E. Wyomissing Ave. to 72 E. Wyomissing Ave.
East Wyomissing Ave.	North	26' to 89' from North Church St.
Maple St.	East	Dewey St. to Pear St.

Street	Side	Between
North Church St.	West	W. Wyomissiong Ave. and W. Mohn St.
South Church St.	South	Wyomissing Ave. to a point 211' west of Main St.
South Church St.	West	77' to 143' south of Main St.
West Mohn St.	North	A distance of 36'
West Wyomissing Ave.	Both	26 W. Wyomissing Ave. to 34 W. Wyomissing Ave.
Wyomissing Ave.	South	From S. Church St. to a point 211' west of Main St.

(Ord. 478, 8/10/1988; as amended by Ord. 498, 12/13/1989; by Ord. 506, 7/10/1991, §1; by Ord. 519, 6/10/1992, §1; by Ord. 532, 6/9/1992, §§1-11; by Ord. 546, 9/14/1994, §1; by Ord. 557, 5/10/1995, §1; by Ord. 582, 2/12/1997, §1; by Ord. 633, 3/14/2001, §1; by Ord. 660, 6/11/2003; by Ord. 661, 1/14/2004; and by Ord. 694, 1/12/2005)

§404. 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	Between	Days	Hours
(Reserved)				

(Ord. 478, 8/10/1988)

§405. Parking of Trucks, Buses and Certain Other Vehicles Prohibited in Certain Locations.

It shall be unlawful for any person to park, or to 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 or passenger car attached to a trailer of any kind):

Street	Between
(Reserved)	

(Ord. 478, 8/10/1988)

§406. 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:

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Street	Side	Between	Days	Hours	Parking Time Limit
East Madison St.	North	At Maplewood Ave. to a point a distance of 138' west of the intersection of E. Madison St. and Maplewood Ave.	All	All	No parking anytime
East Madison St.	South	Between N. Church St. and Grape St. on the north side of E. Wyomissing Ave. in front of Snyder's Store for a distance of 137'	All	All	No parking anytime
East Wyomissing	North	43' beyond no-parking zone east of N. Church St.	Daily	9:00 a.m. to 9:00 p.m.	Loading Zone-15 minutes
East Wyomissing Ave.	North	From a pt. a approx. 83' E. of the intersection of E. Wyomissing Ave. and Church St. for a distance of 94' in an easterly direction on the north side. Additionally, there shall be no parking from the intersection of E. Wyomissing Ave. and S. Church St. for a distance of 26' from the termination of the radius of said intersection located on the northeast corner eastwardly	All	All	No parking anytime
Front St.	North	_____	Daily	_____	No parking anytime
Main St.	East	40' south of Front St.	Tues.-Fri.	8:00 a.m. to 8:00 p.m.	2 hours
North Church St.	East	Mohn St. and Walnut St.	Daily exc. Sat., Sun.	_____	_____
North Church St.	West	From a pt. 75' south to Main St.	Daily, exc. Sat., Sun.	7:00 a.m. to 6:00 p.m.	2 hours
North Church St.	West	Wyomissing Ave. and Mohn St.	Daily, exc. Sat., Sun.	8:00 a.m. to 4:00 p.m.	2 hours
O'Neil St.	East	105' from Webber St.	Mon.-Fri.	8:00 a.m. to 5:00 p.m.	Borough Business Only
South Church St.	West	From a pt. 75' south to Main St.	Daily, exc. Sat., Sun.	7:00 a.m. to 6:00 p.m.	2 hours

Street	Side	Between	Days	Hours	Parking Time Limit
Wyomissing Ave.	North	Church St. east 81'	Daily, exc. Sun.,	_____	30 minutes
Wyomissing Ave.	North	West 117'	Daily, exc. Sun.	9:00 a.m. to 4:00 p.m.	2 hours
Wyomissing Ave.	South	A distance of 215' east	Daily	7:00 a.m. to	2 hours
			Sat., Sun., Holidays	No time after 7:00 a.m.	
Wyomissing Ave.	South	From Church St. east 361'	Daily	7:00 a.m. to 6:00 p.m.	2 hours
			Sat., Sun., Holidays	No time after 7:00 a.m.	
Wyomissing Ave.	South	From Church St. west 215'	Daily, exc. Sun.	9:00 a.m. to	2 hours
Wyomissing Ave.	South	From Chestnut St. to a pt. 23' west	Daily, exc. Sun.	8:00 a.m. to	20 minutes
Wyomissing Ave.	South	From east end of aforesaid 361' a distance of 45'	Daily	7:00 a.m. to 6:00 p.m.	2 hours 30 minutes
			Sat., Sun., Holidays	No time after 7:00 a.m.	

(Ord. 478, 8/10/1988; as amended by Ord. 507, 7/10/1991, §1; by Ord. 519, 6/10/1992, §1; and by Ord. 532, 6/9/1993, §14)

§407. 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 to allow it to remain parked, in any such zone, except as specifically provided for that zone:

Street	Side	Location	Authorized Purpose or Vehicle
Church St.	Southwest	In front of St. John's Parish House	Bus
Main St.	S.E. Corner	Church St.	Bus
Main St.	S.E. Corner	Wyomissing Ave.	Bus
Wyomissing Ave.	North	Intersection with Main St.	Bus
Wyomissing Ave.	N.E. Corner	Church St.	Bus
Wyomissing Ave.	N.E. Corner	Walnut St.	Bus

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Street	Side	Location	Authorized Purpose or Vehicle
Wyomissing Ave.	S.W. Corner	Walnut St.	Bus
Wyomissing Ave.	S.W. Corner	Werner St.	Bus

2. Handicap Parking Only. Handicap parking only is hereby established at the following locations:

Street	Side	Location
Chestnut St.	West	A distance of 159' from Dewey St. northward to a distance of 186'
Chestnut St.	West	From West Wyomissing Ave. a distance of 46' to a distance of 66' in a northerly direction
Crest Cir.	West	From West Summit St. a distance of 333' to 355' in a northern direction
Dewey St.	North	Beginning 163' west of the intersection of Dewey and Maple Sts. for a distance of 20' in a westwardly direction
East Mohn St.	North	From Grape St. a distance of 235' to 255'
East Summit St.	South	Eastward from Grape St. a distance of 168' to 189'
East Summit St.	South	From its intersection with Mohn Street eastward a distance of 65'
East Wyomissing Ave.	South	Eastward from the intersection of South Church St. 353' to 373'
Front St.	South	From Baker St. eastward a distance of 87' to 108'
Front St.	South	From its intersection with Baker St. eastwardly a distance of 40'
Lutz St.	East	From its intersection with Fairview St. from a point 70' south of Fairview St. to a point 92 feet south of Fairview St., a distance of 22'
Main St.	South	Eastwardly from the intersection of South Church and Main Sts., a distance of 160' to 183'
Maple St.	West	A distance of 72' from Dewey St. southward to a distance of 90'
Mohnton Borough Park	_____	All those certain 2 existing parking spaces, being the 2 southwesternmost parking spaces within the main parking lot of the Mohnton Memorial Park located at the terminus of North Walnut St., said spaces being located 238' north of the northern curblines of East Wyomissing Ave. and 24' west of the eastern curblines of North Walnut St.
North Church St.	West	148' from the intersection of East Summit St. to 170' southward
North Church St.	West	From a point southward from Madison St., beginning of said point being 194' southward of Madison St. to a point 240' south of Madison Ave., a distance of 46'

Street	Side	Location
North Church St.	West	From Orange St. in a southern direction 119' to 143'
North Church St.	West	From the intersection of Walnut St. northward from 42' to 64'
North Church St.	West	Going north from West Summit St., beginning at a distance 121' from West Summit St. unto a point 143' from said West Summit St.
North Church St.	West	Northbound from the intersection of Walnut St. and North Church St. a distance of 25' to 42'
O'Neil St.	East	From its intersection with Apple St. a distance of 29'
West Summit St.	South	From a point beginning 51' east of Chestnut to a point 73' east of Chestnut St., a distance of 22'
West Wyomissing Ave.	South	From a point 114' west of S. Church St. to 136' west of S. Church St., a distance of 22'
West Wyomissing Ave.	South	Westwardly from the intersection of Chestnut and West Wyomissing Aves. a distance of 42' to 63'

3. Any person or persons parking in the aforesaid handicap parking spaces without a handicap permit or license is in violation of this Section and upon conviction thereof will be sentenced to a fine of not less than \$200 or more than \$500.
4. The Borough of Mohnton shall have the absolute right to remove any vehicle contrary to this Section after due notice to the owner or operator thereof and said owner or operator shall be responsible for the costs involved in connections therewith.

(Ord. 478, 8/10/1988; as amended by Ord. 532, 6/9/1994, §1; by Ord. 597, 7/8/1998, §§1, 2; by Ord. 607, 4/14/1999; by Ord. 609, 11/10/1999; by Ord. 621, 7/12/2000; by Ord. 622, 11/8/2000; by Ord. 633, 3/14/2001, §2; by Ord. 649, 9/11/2002; by Ord. 658, 2/12/2003; by Ord. 662, 10/8/2003; by Ord. 676, 1/14/2004; by Ord. 684, 12/8/2004; by Ord. 697, 2/2/2005; by Ord. 702, 8/10/2005; by Ord. 703, 8/10/2005; by Ord. 705, 12/14/2005; and by Ord. 715, 4/12/2006)

§408. Standing or Parking on Roadway for Loading or Unloading.

It shall be unlawful for any person to stop, stand or park a vehicle (other than a pedal-cycle) on the roadway side of any vehicle stopped or parked at the edge or curb of any street, except that standing or parking for the purpose of loading or unloading persons or property shall be permitted on the following named streets on Monday through Saturday, between the hours of 9:00 a.m. and 11:30 a.m. and between the hours of 1:30 p.m. and 4:00 p.m., and for no longer than necessary for the loading or unloading.

Street	Side	Between
		(Reserved)

(Ord. 478, 8/10/1988)

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§409. Residential Permit Parking.

1. Findings and Purpose: The Borough finds that:
 - A. certain residential areas in the Borough are subjected to commuter vehicle parkings, therefore depriving the residents of those areas of spaces in which to park their own vehicles;
 - B. those residential streets are also subjected to a high degree of commuter traffic which substantially reduces the quality of the ambient air level; and
 - C. the establishment of a parking permit program for certain affected areas should facilitate efficient movement of traffic by providing for parking preference during certain hours of the day and days of the week. Therefore, the Borough considers it to be in the interest of the people of the Borough to provide for the establishment of a residential permit parking program to insure primary access to available parking spaces by neighborhood residents and also to provide a cleaner ambient air level.

2. Definitions: For the purpose of this §409, words and terms listed in this subsection, as follows, shall have the following meanings:

COMMUTER VEHICLE — a motor vehicle parked in a residential area by a person not a resident of that residential area;

PROPRIETOR — a person who owns or leases real estate within a residential area of which he is not a resident, but who owns or manages a business enterprise or professional office maintained at that address; for the purpose of this section, a proprietor shall be entitled to one parking permit for that business or professional office address;

RESIDENT — a person who owns or leases real property within a residential area and who maintains either a voting residence, or bona fide occupancy, or both, at that address;

RESIDENTIAL AREA — a contiguous area containing public highways or parts of public highways primarily abutted by residential property or residential and non-business property (such as schools, parks, places of worship, hospitals and nursing homes).

3. Criteria: The residential areas designated in subsection 4 of this §409 are those deemed impacted and hence eligible for residential parking on the basis of the following criteria:
 - A. During any period between the hours of 7:00 a.m. and 6:30 p.m., Monday through Saturday, except legal holidays, the number of vehicles parked (or

standing), legally or illegally, on the streets in the area is equal to 70% or more of the legal, on-street parking capacity of the area. For the purpose of this criterion, a legal parking space shall be 20 linear feet.

- B. During the same period as specified in A, directly above, 10% or more of the vehicles parked (or standing) on the streets in the area are not registered in the name of a person residing in the area. For the purpose of this criterion, the latest available information from the Bureau of Motor Vehicles and Licensing of the Pennsylvania Department of Transportation regarding registration of motor vehicles shall be used.

Provided: in determining that a specific area identified as impacted and eligible for residential permit parking is designated as a residential permit parking area, the following factors are taken into consideration:

- (1) the local and metropolitan needs with respect to clean air and environment;
- (2) the possibility of a reduction in total vehicle miles driven in the Borough;
- (3) the likelihood of alleviating traffic congestion, illegal parking and related health and safety hazards;
- (4) the proximity of public transportation to the residential area;
- (5) the desire and need of the residents for residential permit parking and their willingness to bear the administrative costs in connection with it; and
- (6) the need for parking in excess of the residential permit parking program in proximity to establishments located in the residential permit parking area and used by the general public for religious, health or educational purposes.

- 4. Designation of residential permit parking areas: The following are designated as residential permit parking areas:

Area	Bounded by and Including
	(Reserved)

Signs shall be erected along the streets in each residential permit parking area, indicating the days, hours, locations and conditions under which parking shall be by permit only.

- 5. Application for permit: Application for a residential parking permit shall be made to the Chief of Police by the person desiring the permit, who shall be only the

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owner or the driver of a motor vehicle who resides on or is a proprietor of property immediately adjacent to a street or other location within a residential parking permit area. A separate application shall be required for each motor vehicle, and each application shall be accompanied by a \$10 permit fee, which shall be for the use of the Borough, to be applied to the cost of administering the residential permit parking program. Each application shall contain the following information: the name of the owner or the driver, as the case may be, of the motor vehicle; the address of the resident or the proprietor, as the case may be; the make, model and registration number of the motor vehicle; and the driver number as taken from the applicant's current driver's license. At the discretion of the Chief of Police, the applicant shall be required, at the time of making application, to present his driver's license and the vehicle registration card.

6. Issuance of permit: Upon receipt of the application and the permit fee, and determination by him that the information upon the application shows that the applicant is entitled to a residential parking permit, the Chief of Police shall issue to the applicant a residential parking permit, which shall be valid for the remainder of the calendar year. The permit shall display the serial and registration numbers of the motor vehicles, the residential parking area number, and the expiration date. The permit shall be renewable annually before the expiration date, upon making application for renewal and payment of the \$10 permit fee. It shall be unlawful and a violation of this §409 for any person to display other than the current and valid permit while standing or parking in a residential permit parking area at any time when those permits are to be displayed.
7. Temporary and exemption parking permits: Temporary parking permits may be issued by the Chief of Police, upon payment of a fee of \$2, to bona fide visitors of residents of a designated residential permit parking area, and exemption parking permits may be issued, without payment of a fee, to handicapped persons.
8. Responsibility of permit holder:
 - A. Notwithstanding any provision of this section to the contrary, the holder of a residential parking permit shall be permitted to stand or park a motor vehicle operated by him in any designated residential parking area during those times when parking of motor vehicles is permitted in that area. While a vehicle for which a residential parking permit has been issued is so parked, that permit shall be displayed so as to be clearly visible through the windshield of the vehicle. A residential parking permit shall not guarantee or reserve to the holder a parking space within a designated residential permit parking area.
 - B. A residential parking permit shall not authorize its holder to stand or park a motor vehicle in any place where or at any time when stopping, standing or parking of motor vehicles is prohibited or set aside for other specified types of vehicles, nor shall the permit exempt its holder from the observance of any traffic or parking regulation other than residential permit parking regulation or restriction.

- C. No person other than the permit holder whose name appears on the permit shall use a residential parking permit or display it on a vehicle operated; any such use or display by a person other than the permit holder shall constitute a violation of this §409 by the permit holder and by the person who so used or displayed the parking permit.
- D. It shall constitute a violation of this §409 for any person falsely to represent himself as eligible for a residential parking permit or to furnish false information in an application to the Chief of Police in order to obtain a residential parking permit.
 - (1) Revocation of permits: The Chief of Police shall have authority to revoke the residential parking permit of any permit holder found to be in violation of any provision of this §409. Upon written notification to him of the revocation, the permit holder shall surrender the permit to the Chief of Police. Failure to do so, when so requested, shall constitute a violation of this §409. Provided: any person receiving such a notice may, within 10 days after the date of the notice, appeal to Borough Council for a hearing on the revocation, and the decision of Borough Council shall be final.

(Ord. 478, 8/10/1988)

§410. 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. Provided: it shall be the duty of the police officers and of parking enforcement personnel of the Borough to report to the appropriate official all violations of any provision of this Part, indicating, in each case: the section violated; the license number of the vehicle involved in the violation; the location where the violation took place; and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending the violation. The police officer or other person making the report shall also attach to or place upon every such vehicle a notice stating that the vehicle was parked in violation of this Part. The notice shall contain instructions to the owner or driver of the vehicle that if he will report to the office of the Chief of Police and pay the sum of \$15 within 48 hours after the time of the notice, or if he will place the sum of \$15, enclosed within the envelope provided, in any of the special parking fine boxes installed at various locations within the Borough, that act will save the violator from prosecution and from payment of the fine and costs prescribed in the first sentence of this §410. (Ord. 478, 8/10/1988; as amended by Ord. 583, 3/12/1997, §1)

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§411. Parking and Storage of Vehicles.

1. Automotive vehicles and recreational vehicles of any type without current license plates and required inspection stickers shall not be parked or stored on any property within an R-1, R-2 or R-A district other than in completely enclosed buildings.
2. No tractor or trailer from a tractor trailer truck, other than a vehicle used in conjunction with a lawful conforming or nonconforming use, shall be parked or stored on any property within an R-1, R-2 or R-A district unless it is parked or stored within a completely enclosed building.
3. Notwithstanding the foregoing, moving vans, construction vehicles, delivery vehicles and similar vehicles may be parked temporarily (not to exceed 24 hours) within R-1, R-2 and R-A districts outside of completely enclosed buildings during the conduct of business of serving lawful uses within the districts.
4. Any person who violates any provision of this Section shall, upon conviction thereof, be punishable by a fine of not more than \$25 nor less than \$10 and costs of prosecution or, upon default in payment of the fine and costs, by imprisonment in Berks County prison for a period not to exceed 30 days.

(Ord. 534, 8/11/1993, §§1-4)

Part 5

Removal and Impoundment of Illegally Parked Vehicles

§501. Applicability and Scope.

This Part is enacted under authority of Section 6109(a-22) of the Vehicle Code¹, and gives authority to the Borough to remove and impound those vehicles which are parked in a tow away zone and 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. (Ord. 478, 8/10/1988)

§502. Authority to Remove and Impound.

The Borough shall have 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 §501 of this Part. Provided: no such vehicle shall be removed or impounded except in strict adherence to the provisions of this Part, or the provisions of the Pennsylvania Vehicle Code. (Ord. 478, 8/10/1988)

§503. Tow Away Zones Designated.

The following designated streets and/or parking lots are hereby established as towaway zones. Signs shall be posted to place the public on notice that their vehicles may be towed for violation of the Borough parking regulations:

Street	Side	Between
Parking Lot		
		(Reserved)

(Ord. 478, 8/10/1988)

§504. Designation of Approved Storage Garages; Bonding; Towing and Storage.

Removal and impounding of vehicles under this Chapter shall be done only by “approved storage garages” that shall be designated from time to time by Borough Council. Every such garage shall submit evidence to Borough Council that it is bonded or has acquired liability insurance in an amount satisfactory to Borough Council as sufficient

¹ 75 Pa C.S.A. §§101 et seq. as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania.

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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 storage garage shall submit to Borough Council its schedule of charges for towing and storage of vehicles under this Chapter, and, when the schedule is approved by Borough Council, 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 Chapter by any approved storage garage. The Borough Council 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 Chapter. (Ord. 478, 8/10/1988)

§505. 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. (Ord. 478, 8/10/1988)

§506. Reclamation Costs.

In order to reclaim his vehicle, the owner shall pay towing and storage costs, plus a \$25 fee of which \$10 shall be transferred to the Pennsylvania Department of Transportation by the garage to which the vehicle was taken. (Ord. 478, 8/10/1988)

§507. Records of Vehicles Removed and Impounded.

The Borough shall cause a record to be kept of all vehicles impounded under this Part 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. (Ord. 478, 8/10/1988)

§508. Restrictions upon Removal of Vehicles.

No vehicle shall be removed under the authority of this Part 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. (Ord. 478, 8/10/1988)

§509. Penalty.

Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of \$50 together with all costs of disposing of the vehicle under provisions of the Vehicle Code, 75 P.S. §§7301 et seq. (1977), as hereafter amended,

supplemented, modified or reenacted by the General Assembly of Pennsylvania. (Ord. 478, 8/10/1988)

§510. 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 §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 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). (Ord. 478, 8/10/1988)

Part 6

Snow and Ice Emergency

§601. Declaration of Snow and Ice Emergency.

In order to facilitate the movement of traffic and to combat the hazards of snow and ice on the snow emergency routes named in §603 of this Part, the Chief of Police, in his discretion, may declare a snow and ice emergency in this Part as a “snow emergency”). Information on the existence of a snow emergency may be given by the Borough through radio, newspaper or other available media, and information on the termination of the emergency may be given by use of the same media. (Ord. 478, 8/10/1988)

§602. Parking Prohibited, Driving Motor Vehicles Restricted, on Snow Emergency Routes During Emergency.

After any snow emergency is declared, it shall be unlawful, at any time during the continuance of the emergency, for any person:

1. to park a motor vehicle or to allow that vehicle to remain parked anywhere on any snow emergency route designated in §603 of this Part; or
2. to drive any motor vehicle on any such snow emergency route, unless that vehicle is equipped with snow tires or chains.

(Ord. 478, 8/10/1988)

§603. Snow Emergency Routes Designated.

1. The following are designated as snow emergency routes:

Street	Between
Chestnut St.	From West Wyomissing Ave. to Madison St.
Church St.	North and south Borough lines
East Madison	Entire length to Borough line
East Mohn St.	From East Summit St. to North Church St.
East Summit St.	Church Street to Spruce Street
F. Skip Zerbe St.	East Madison and Mohnton Blvd.

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Street	Between
Main St.	From East Wyomissing Ave. to South Church St.
Mohnton Blvd.	Entire length
Spruce St.	All of Spruce St. to Walnut St.
Sycamore Rd.	From Northridge Dr. west to the Borough line
Sycamore Rd.	Madison and Slichter
Sycamore Rd.	Madison to Northridge Drive West
Walnut St.	From East Wyomissing Ave. to North Church St.
Walnut St.	Spruce Street to Wyomissing Ave.
West Madison	Entire length to Borough line
West Summit St.	North Church St. to North O'Neil St.
Wyomissing Ave.	East and south Borough lines

2. Notwithstanding the provisions of Subsection 1 hereof, a parking prohibition shall automatically go into effect on any part of any snow emergency route on which there has been an accumulation of snow and ice of three inches or more.

(Ord. 478, 8/10/1988; as amended by Ord. 529, 6/9/1993, §1; by Ord. 532, 6/9/1993, §3; by Ord. 570, 5/8/1996, §1; by Ord. 659, 5/14/2003; by Ord. 664, 10/8/2003; and by Ord. 677, 5/12/2004)

§604. Penalty for Violation.

1. If, at any time during a period of snow emergency declared under §601 of this Part, a person shall park a motor vehicle or allow a motor vehicle to remain parked anywhere upon a snow emergency route, that person shall be guilty of a violation of this Part, and, upon conviction, shall be sentenced to pay a fine of not more than \$15 and costs.
2. If, at any time during a period of snow emergency declared under §601 of this Part, a person shall drive a motor vehicle upon a snow emergency route, without having that vehicle equipped with snow tires or chains, that person shall be guilty of a violation of this Part, and, upon conviction, shall be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)

Part 7

Regulation of Pedalcycles

§701. Riding and Parking of Pedalcycles on Sidewalks Along Certain Streets Prohibited.

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

Street	Side	Between
	(Reserved)	

(Ord. 478, 8/10/1988)

§702. Pedalcycles to be Licensed.

It shall be unlawful for any person who resides in the Borough to ride a pedalcycle upon any street in the Borough or upon any path in the Borough that is set aside for the exclusive use of pedalcycles unless that pedalcycle has been licensed as provided in this Part and unless a license plate for the current year is attached to the pedalcycle. (Ord. 478, 8/10/1988)

§703. Application for License.

Application for a pedalcycle license and license plate shall be made to the Police Department on a form provided by the Borough. A license fee of \$1 shall be paid to the Borough before any license is issued or renewed. (Ord. 478, 8/10/1988)

§704. Issuance of License.

1. Applications for licenses or for renewal of licenses shall be made on or after February 1 of each even-numbered year and the license shall be valid until April 1 of the next succeeding even-numbered year.
2. Before issuing a license, the Police Department shall inspect or cause to be inspected the pedalcycle for which the application is made, and it shall refuse to license any pedalcycle which is determined to be in unsafe mechanical condition or to lack required equipment in good working order.
3. Upon receipt of the license fee, which shall be for the use of the Borough, and having ascertained by inspection that the pedalcycle is in safe mechanical condition

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and properly equipped, the Police Department shall issue the license, which shall be effective for the period provided in subsection 1 of this §704.

4. The Police Department shall keep a record of the number of each license, the name and address of the person to whom the license was issued, and the number on the frame of the pedalcycle for which the license was issued; and shall also keep a record of all pedalcycle license fees collected and turned over by the Department to the Borough Treasurer.

(Ord. 478, 8/10/1988)

§705. License Plates.

1. The Police Department, upon issuing a pedalcycle license, shall also issue a license plate bearing the license number assigned to the pedalcycle, the name of the Borough, and the expiration date of the license.
2. The Police Department shall cause the license plate to be firmly attached to the rear mudguard or the frame of the pedalcycle for which it was issued, in a position so as to be plainly visible from the rear.
3. It shall be unlawful for any person to remove a license plate from a pedalcycle at any time during the period for which the license was issued, except upon a transfer of ownership or when the pedalcycle is dismantled and no longer operated upon any street or pedalcycle path in the Borough.

(Ord. 478, 8/10/1988)

§706. Renewal of License.

Upon the expiration of any pedalcycle license, the license shall be renewed by its holder upon following the same procedure and paying the same fee as prescribed in this Part in the case of the application and issuance of the original license. (Ord. 478, 8/10/1988)

§707. Transfer of Ownership or Dismantling of Pedalcycle.

Upon the sale or other transfer of ownership or the dismantling of a licensed pedalcycle, the holder of the license shall remove the license plate and surrender it to the Police Department. At the same time, if that license holder has acquired another pedalcycle, not previously licensed to him, that plate may be assigned by the Police Department to the replacement pedalcycle, without requirement for payment of an additional fee by the license holder. (Ord. 478, 8/10/1988)

§708. Rental Agencies.

No rental agency, located in the Borough, shall rent any pedalcycle or offer any pedalcycle for rent unless that pedalcycle has been registered and licensed for the current period as required by §702 through §706 of this Part. (Ord. 478, 8/10/1988)

§709. Penalty for Violation.

1. Any person who violates any provision of §701 of this Part shall, upon conviction, be sentenced to pay a fine of \$10 and costs.
2. Any person who violates any provision of §702 through §708 of this Part shall, upon conviction, be sentenced to pay a fine of \$25 and costs.

(Ord. 478, 8/10/1988)