

ORDINANCE NO. 73-2003

**AN ORDINANCE FOR UPPER BERN TOWNSHIP, BERKS COUNTY,  
PENNSYLVANIA, ESTABLISHING A WEIGHT RESTRICTION AND SPEED  
LIMIT FOR VEHICLES TRAVELING ON INDUSTRIAL ROAD**

Be it enacted and ordained by the Board of Supervisors of Upper Bern Township, Berks County, Pennsylvania (the "Township"), as follows:

WHEREAS, the Township has had a traffic study conducted by the Township Chief of Police in accordance with 75 Pa.C.S. 3363; and

WHEREAS, as a result of that study, it was determined that the Township needs to establish lower speed limits on Industrial Road within Upper Bern Township; and

WHEREAS, it is recommended that the speed limit be reduced to 15 miles per hour due to the physical characteristics and traffic on Industrial Road; and

WHEREAS, the Township also had an engineering study to determine the weight capacity of Industrial Road; and

WHEREAS, as a result of the engineering study, the Township deems it appropriate to restrict truck traffic on Industrial Road.

Accordingly, the Township Board of Supervisors in and for Upper Bern Township hereby establish the following new rules and regulations:

**SECTION 1:**            **WEIGHT RESTRICTION** - Except for vehicles engaged in making local pick-ups and/or deliveries, no vehicles weighing in excess of five tons shall be permitted to travel on Industrial Road.

**SECTION 2:**            For the purpose of this ordinance, "making a local pickup and/or delivery" shall not include the refueling by the motor vehicle in question.

**SECTION 3:**            **SPEED LIMIT** - Based on the results of a traffic study conducted by the Township Chief of Police in accordance with 75 Pa. C.S. §3363, the speed limit for all traffic on Industrial Road shall not exceed fifteen miles per hour (15 mph).

**SECTION 4:**            **PENALTIES** - Any person in violation of this ordinance shall be subject to the maximum fines and penalties for summary offenses as determined by the Commonwealth of Pennsylvania in effect at the time of the violation.

**SECTION 5: EFFECT OF ORDINANCE** – Any section of any ordinance previously enacted by the Township that is inconsistent with the terms and conditions hereof are repealed to the extent of the inconsistency.

DULY ENACTED AND ORDAINED this 3 day of December, 2003, by the Board of Supervisors of the Township of Upper Bern in public session duly assembled.

ATTEST:

BOARD OF SUPERVISORS OF THE  
TOWNSHIP OF UPPER BERN,  
PENNSYLVANIA

*Steve Larson*  
Secretary

By: *Robert Meyer*  
Chairman