

AN ORDINANCE OF THE TOWNSHIP OF EAST COCALICO PROHIBITING THE PARKING OF TRACTOR TRAILERS AND OTHER LARGE TRUCKS ON OR WITHIN THE RIGHT-OF-WAY OF TOWNSHIP STREETS, AND ESTABLISHING PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, the Board of Supervisors of East Cocalico Township have determined that there is a substantial risk to the health, safety, and welfare of pedestrian and vehicular traffic on township streets because of the parking of large vehicles on the streets; and

WHEREAS, these potential dangers include, but are not limited to: (1) the width necessary for safe passages substantially reduced if large vehicles are parked on the streets; (2) the appropriate sight lines around such large vehicles are significantly reduced; (3) pedestrians and those on bicycles are forced far into the cartway to pass by such large vehicles; (4) drivers cannot see pedestrians crossing the street from behind such large vehicles; (5) such large vehicles create substantial snow removal difficulties; and (6) such large vehicles are in violation of the Zoning Ordinance in residential districts; and

WHEREAS, the Board of Supervisors of East Cocalico Township believes that it is in the best interest of the Township to prohibit the parking of large vehicles on Township streets;

and

WHEREAS, 53 P.S. Section 67328(a) and 75 Pa. C.S.A. Section 6109(a)(1) permits local authorities to regulate "parking" and to "regulate or prohibit stopping, standing, or parking".

THEREFORE, IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of East Cocalico Township, County of Lancaster, and Commonwealth of Pennsylvania, as follows:

SECTION 1. DEFINITIONS. As used herein, the following words and phrases shall have the following meanings:

A. Prohibited Vehicle - A vehicle(either motorized or non-motorized) that has one or more of the following characteristics:

1. A registered gross weight in excess of seventeen thousand one (17,001) pounds;
2. Having a length in excess of twenty (20) feet;
3. Having a height of more than eleven (11) feet, six (6) inches;
4. Having a width of more than eight-nine (89) inches;
5. Showing a windshield weight class sticker with a number above six (6); i.e., seven (7) equals seventeen thousand one (17,001) pounds to twenty-one thousand (21,000) pounds.

B. Illegally Park - Parking of a prohibited vehicle within the right-of-way or upon the cartway of a Township street, except while making occasional local deliveries, while discharging passengers, or while involved in construction or remodeling of a building fronting the same.

C. Recreational Vehicle - A vehicle which is designed to provide temporary living quarters for recreation, camping, or travel purposes. A Recreation Vehicle may be designed to be self-propelled, towed, or carried by another vehicle. Recreation Vehicles include campers, travel trailers, or motor homes.

SECTION 2. ILLEGALLY PARKING OF PROHIBITED VEHICLE. It shall be unlawful for a prohibited vehicle to illegally park on any Township street.

SECTION 3. EXCEPTION. The parking of a Recreational Vehicle, either motorized or non-motorized, is permitted in/on the street for a period of time not to exceed eight (8) hours for the purpose of loading, unloading, and/or cleaning of the same.

SECTION 4. PENALTY. Any person convicted of violating this Ordinance shall pay a fine of twenty-five (\$25.00). In the event that the fine is not paid, the Township may enforce this Ordinance by bringing an appropriate action before the District Justice, and in addition to the fine, shall be entitled to collect any cost of prosecution.

SECTION 5. ENFORCEMENT. This Ordinance shall be enforced by the Code Enforcement Officer of East Cocalico Township.

SECTION 6. This Ordinance shall become effective five (5) days after its enactment.

SECTION 7. All ordinances, resolutions, or parts thereof, insofar as they are inconsistent herewith, are hereby repealed.

ENACTED AND ORDAINED this 5th day of September, 2001.