

Ordinance 2005-1

AN ORDINANCE OF THE BOROUGH OF NEW ALBANY, BRADFORD COUNTY, PENNSYLVANIA, TO REGULATE PARKING ON FRONT STREET (U.S. RT. 220) TO ONE SIDE AND TO PROVIDE FOR ENFORCEMENT OF THESE REGULATIONS.

WHEREAS, the Council of New Albany Borough (hereinafter referred to as the Council) is responsible for the safety and welfare of its residents, and

WHEREAS, the present practice of parking on both sides of Front Street presents a safety hazard by constricting the traffic lanes so as to endanger parked vehicles and people trying to enter and/or exit parked vehicles, and

WHEREAS, it has been difficult for the Pennsylvania Department of Transportation to adequately remove accumulated snow and ice on Front Street with vehicles parked on both sides,

NOW THEREFORE, The Council, in consultation with the Pennsylvania Department of Transportation, has determined that parking on Front Street will be restricted to one side only as follows:

1. Parking will be restricted to the east side of Front Street beginning at Division Street (State Route 2010) and proceeding south to the guide rail just south of the Calaman property.
2. There will be no parking on the bridge over Ladd's creek.
3. There will be no parking on the west side of Front Street throughout the Borough.

ALSO, THEREFORE, Borough Council will do the following to enforce these parking regulations:

1. Appropriate signage will be placed in advance of the change stating "No Parking This Side" where parking is permitted on the opposite side.
2. Appropriate signage will be placed in advance of the change stating "No Parking", "No Parking Here To Corner", or other appropriate wording on all other areas.
3. Letters will be sent to all property owners who have property on Front Street informing them of the changes.
4. After signage has been placed and property owners have been notified, any vehicle parked in the no parking areas will be towed at the owner's expense by a Towing Company designated by the Council.

ALSO, THEREFORE, as there shall no longer be a need for vehicle owners to feel the need to park on the curb, sidewalk, or the area in between, The Council will assess fines on violators who park in these areas as follows,

1. Owners of Vehicles parked on the curb, sidewalk, or any area in between will be assessed a fine of \$25.00 for the first offense,
2. A second violation by the some vehicle will result in a \$50.00 fine.
3. Subsequent violations will result in the vehicle being towed and stored at the owner's expense, in addition to a \$100.00 fine.
4. Failure to pay fines within 30 days from assessment will result in the vehicle being towed and stored at the owner's expense until such fines are paid in full in cash.
5. Any returned checks received for fines will be assessed a service charge of \$25.00 and must be paid in cash within ten days of notice of the owner, or the subject vehicle will be towed and stored at the owner's expense until the owner has paid all charges in cash. The vehicle owner will be responsible for all collection costs deemed necessary by the Council.

ALSO, THEREFORE, Council authorizes the Borough Code Enforcement Officer to enforce this ordinance, **ALSO, THEREFORE,** If a section, subsection, sentence, clause or phrase of this ordinance is for any reason, is held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance,

ALSO, THEREFORE, any ordinances or portions of thereof inconsistent with this ordinance are hereby repealed.

ORDAINED and ENACTED this 7th day of November, 2005, by the Council of New Albany Borough, Bradford County, Pennsylvania.