

**ORDINANCE NO. 2003-2**

**AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN  
ESTABLISHING PARKING REGULATIONS; AND  
PRESCRIBING PENALTIES FOR VIOLATION.**

**BE IT ORDAINED** by the Board of Supervisors of the Township of Franklin, Carbon County, Pennsylvania, being duly assembled, as follows:

**Section 1. Definitions and Interpretations.**

A. Words and phrases, when used in this Ordinance, shall have the meaning ascribed to them in the Vehicle Code, 75 Pa. C.S.A. §101, as amended, except that in this Ordinance, the word "Street" may be used interchangeably with the words "Highway" or "Trafficway", and shall have the same meaning as the words "Highway" or "Trafficway" as defined in the Vehicle Code.

B. In this Ordinance, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

**Section 2. Manner of Adopting Permanent Parking Regulations.**

All parking regulations of a permanent nature shall be enacted as Ordinances, as parts of Ordinances or as amendments to Ordinances, except where the law specifically authorizes less formal action.

**Section 3. Temporary Emergency Regulations.**

The Chief of Police shall have the following powers to regulate parking temporarily and in time of emergency:

1. in the case of fire, flood, storm or other emergency, to establish temporary parking regulations; and
2. in the case of emergency or to facilitate public works, or in the conduct of parades, processions or public events, to restrict or prohibit parking in limited areas for periods of not more than seventy-two (72) hours.

Such temporary and emergency regulations shall be enforced by the police officers of Franklin Township 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 ordinance 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 ordinance, to a fine of not more than One Hundred (\$100.00) Dollars together with costs of prosecution.

#### **Section 4. Authority of Police Officers.**

It shall be the duty of the police officers of Franklin Township, and the police officers of Franklin Township are hereby authorized, to enforce the provisions of this Ordinance.

#### **Section 5. Vehicles Not to be Parked on Sidewalks.**

No person shall park any motor vehicle upon any sidewalk in Franklin Township.

#### **Section 6. 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 Ordinance for any person to park a vehicle or allow it to remain parked otherwise.

## **Section 7. Parking Prohibited at All Times in Certain Locations.**

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

- a. both sides of the entire length of Pohopoco Drive in Franklin Township (i.e. from the intersection of Pohopoco Drive with Harry Road to the Franklin/Towamensing Township boundary line);
- b. both sides of the entire length of Main Road in Franklin Township (i.e. from the intersection of Main Road with Canal Street to the intersection of Main Road with Interchange Road);
- c. both sides of the entire street in the Phifer Ice Dam's Park leading from Main Road to its terminus at the bandshell; and
- d. both sides of the entire street in the Phifer Ice Dam's Park leading from Penn Street to its terminus in the parking area (across the bridge).

## **Section 8. Reserved Parking Spaces for Handicapped May be Provided.**

The Board of Supervisors at its discretion, may provide, at convenient and suitable locations, one or more reserved parking spaces for handicapped, and shall designate those spaces by appropriate signs. It shall be unlawful, and a violation of this Ordinance, for any person to park any vehicle in any such reserved parking space, unless that vehicle bears or displays either: a "handicapped registration plate", a "handicapped parking placard", a "disabled veteran registration plate", or a "disabled veteran placard". Provided: all provisions, requirements and restrictions contained in the other sections of this Ordinance shall apply to vehicles lawfully parked in reserved parking spaces for handicapped.

#### **Section 9. Penalties.**

Any person who violates any provision of this Ordinance shall, upon conviction, be sentenced to pay a fine of not less than Fifty (\$50.00) Dollars nor more than One Hundred (\$100.00) Dollars, plus costs; provided, however, it shall be the duty of the police officers of Franklin Township to report to the Township Secretary all violations of any provisions of this Ordinances, 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 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 Ordinance. The notice shall contain instructions to the owner or driver of the vehicle that if he will report to the office of the Township Secretary and pay the sum of Twenty-five (\$25.00) Dollars within 72 hours after the time of the notice, or, if he will place the sum of Twenty-five (\$25.00) Dollars, enclosed within the envelope provided, in the special parking fine boxes installed at the Township Building, or such other various locations as may be established by the Board of Supervisors, that act will save the violator from prosecution and from payment of the fine and costs prescribed by the first sentence of this section.

#### **Section 10. Repealer.**

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

**Section 11. Severability.**




If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section, or part thereof not been included herein.

**Section 12. Effective Date.**

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

**BE IT ORDAINED AND ENACTED**, at a duly assembled public meeting by Franklin Township, this 19<sup>th</sup> day of August, 2003.

FRANKLIN TOWNSHIP

ATTEST:





**ORDINANCE NO. 2006 - 03**

**AN ORDINANCE AMENDING FRANKLIN TOWNSHIP ORDINANCE NO. 2003-2 ENTITLED "AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN ESTABLISHING PARKING REGULATIONS; AND PRESCRIBING PENALTIES FOR VIOLATIONS."**


**BE IT ORDAINED** by the Board of Supervisors of the Township of Franklin, Carbon County, Pennsylvania, being duly assembled, that Ordinance No. 2003-2, entitled "AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN ESTABLISHING PARKING REGULATIONS; AND PRESCRIBING PENALTIES FOR VIOLATION," (hereinafter "Parking Ordinance"), be amended as follows:

1. The following shall be added to Section 7 of the Parking Ordinance:
  - e. the easterly side of Bank Street between SR-209 (Interchange Road) and Main Road.
2. All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed.
3. The Parking Ordinance is amended in no other way.
4. This ordinance shall become effective five (5) days after its enactment.

THIS ORDINANCE IS ENACTED AND ORDAINED this 17th day of October 2006.

**ATTEST:**

**FRANKLIN TOWNSHIP SUPERVISORS**

  
Secretary

