

ORDINANCE NUMBER 156-2016

AN ORDINANCE OF CENTRE TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, AMENDING ORDINANCE 26A-1993 OF THE TOWNSHIP OF CENTRE, ENTITLED "TRAFFIC ORDINANCE" AS AMENDED BY ORDINANCE 95-2001 BY FURTHER AND SPECIFICALLY AMENDING ARTICLE II, SECTION 6.B.1.(a) BY REMOVING TROLLEY ROAD BRIDGE; AMENDING SECTION 6.B.3(a) BY ADDING SCHUYLKILL HILL ROAD; RESTATING IN ITS ENTIRETY SECTION 6.B.3(b) ESTABLISHING ENFORCEMENT AND PENALTIES; AMENDING SECTION 6. BY ADDING A SUBSECTION C ENTITLED "SIGNS"; AND DELETING IN ITS ENTIRETY SECTION 2 OF ORDINANCE 95-2001

WHEREAS the Board of Supervisors of Centre Township ("Township) desire to amend Ordinance 26A-1993 entitled "Traffic Ordinance", as amended by Ordinance 95-2001.

WHEREAS, the Board of Supervisors of Centre Township asked their engineering consultant, Vision Engineering, Inc. to inspect and determine the overall road safety of Schuylkill Hill Road; and

WHEREAS, Vision Engineering, Inc., through its report dated July 15, 2016, has recommended that truck traffic on Schuylkill Hill Road be prohibited by a maximum weight limit of ten (10) thousand pounds or five (5) tons (empty weight); and

WHEREAS, Section 4902(b) of the Pennsylvania Vehicle Code, 75 Pa.C.S. Section 4902, as amended, authorizes local authorities to impose restrictions as to the weight or size of vehicles operated upon any highway or bridge under their jurisdiction, whenever such local authority shall determine that hazardous traffic conditions or other safety factors require such a prohibition; and

WHEREAS, the Board of Supervisors of Centre Township have determined that Schuylkill Hill Road is generally unsafe for commercial rated trucks which are considered Class 4 Vehicles or greater, and/or any vehicles with weight in excess of ten thousand (10,000) pounds or five (5) tons (Gross Vehicle Weight (GVW)), and as such has established a maximum weight limit for the entire length of Schuylkill Hill Road.

WHEREAS, additionally the Board of Supervisors have determined that due to the replacement of the Trolley Road Bridge, the weight limit previously imposed may be removed.

IT IS THEREFORE ENACTED AND ORDAINED by the Board of Supervisors of Centre Township, Berks County, Pennsylvania as follows:

Section 1. Section 6 of Article II of Ordinance No. 26A-193 entitled "Traffic Ordinance" as amended by Ordinance No. 95-2001, Section 6.A.1(a) is amended by removing Trolley Bridge Road and inserting "(Reserved for future use)."

Section 2. Section 6 of Article II of Ordinance No. 26A-193 entitled "Traffic Ordinance" as amended by Ordinance No. 95-2001, Section 6.B.3.(a) is amended by adding the following:

<u>"Street or Bridge</u>	<u>Between</u>	<u>Restrictions</u>
Schuylkill Hill Road	Entire Length	Class 4 or Larger Not Allowed. Weight of Ten Thousand (10,000) Pounds or Five (5) Tons (GVW)

Provided: Nothing in this section shall prohibit any person from driving an emergency vehicle, school bus, or garbage truck on Schuylkill Hill Road, or from driving a truck or other commercial vehicle making local deliveries to or pickups from premises located along Schuylkill Hill Road."

Section 3. Section 6 of Article II of Ordinance No. 26A-193 entitled "Traffic Ordinance" as amended by Ordinance No. 95-2001, Section 6.B.3 (b) is deleted and restated as follows:

"(b) Enforcement of the weight limits and traffic control on Schuylkill Hill shall be performed by the Northern Berks Regional Police Department as deputized by the Township. Enforcement shall be by action brought before a Magisterial District Judge in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure. Any person operating a vehicle or combination in violation of a prohibition imposed under subsection (b) is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of not more than \$500.00."

Section 4. Section 6 of Article II of Ordinance 26A-193 entitled "Traffic Ordinance" as amended by Ordinance No. 95-2001, is hereby amended to add Section 6.C. as follows:

"C. Signs. The Roadmaster of the Township shall erect, or cause to be erected, shall maintain or cause to be maintained, and shall remove, or cause to be removed, such restriction signs, including, if necessary, any advance informational signs, as shall be required to effectuate the enforcement of this section under applicable provisions of the Pennsylvania Vehicle Code and any other laws of the Commonwealth of Pennsylvania."


Section 5. Section 2 of Ordinance 95-2001 is hereby deleted in its entirety.

Section 6. 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.

Section 7. Effective Date. This Ordinance shall become effective five (5) days from the date of enactment.

DULY ENACTED AND ORDAINED this 17th day of October, 2016.

BOARD OF SUPERVISORS OF
CENTRE TOWNSHIP, BERKS CO., PA




, Chairman

ATTEST:



, Secretary



, Supervisor

, Supervisor