

Part 7**Snow or Ice Emergency****§15-701. Definitions.**

1. The following words, terms and phrases, as used in this Part 7, shall have the meanings given herein, except where the context in which the word or phrase is used clearly indicates otherwise. When not inconsistent with the context, words used in the singular include the plural and words in the plural include the singular and words used in the present tense include the future. The word "shall" is mandatory.

2. As used in this Part 7, the following terms shall have the meanings indicated:

Borough—the Borough of Lemoyne, Cumberland County, Pennsylvania.

Borough Manager—the person appointed by the Lemoyne Borough Council to serve in the position as Borough Manager.

Cleared and/or treated portion of a public street or road—that portion of a public street or road which has been plowed or otherwise cleared of snow or which has been treated with deicing or antiskid material.

Entity—any organization, other than an individual person, whether in the form of a partnership, joint venture, association, corporation (whether for or not for profit) or otherwise.

Ice—frozen water, whether as a result of precipitation or otherwise.

Mayor—elected public official with authority to declare a snow emergency pursuant to §46006-A of the Borough Code, 53 P.S. §46006-A(b).

Owner—the legal or equitable owner of real property abutting sidewalks or streets.

Person—a natural person.

Property owner—any person or persons, male or female, corporation, partnership, association, company, individual, owner, occupant, lessee, tenant or organization.

Public street or road—any street or road within the territorial limits of the Borough of Lemoyne as maintained by the Borough or the Commonwealth.

Sidewalk—any space located between the curblineline or the lateral line of a cartway of a street or highway and the adjacent property line or right-of-way line of a street or highway, intended for use by pedestrians whether improved or unimproved.

Snow—natural frozen precipitation.

Snow or bad weather emergency—a state of condition(s) which may include whenever snow falls during any period of 12 hours or less to an accumulative depth of 3 inches or more, or at any other such time at the discretion of the Mayor or the Mayor's designee.

Street—any road within the Borough, maintained by either the Commonwealth of Pennsylvania or the Borough.

Tenant—any occupant, lessee, tenant or person, other than the property owner, having charge of any building, lot or parcel of ground abutting the sidewalk or street.

Vehicle—any mobile machine designed to transport passengers or cargo upon a street, including a trailer or semitrailer, except devices used exclusively upon rails or tracks.

(Ord. 727, 11/6/2014, §2)

§15-702. Declaration of Snow or Bad Weather Parking Restrictions.

In order to facilitate the movement of traffic and to combat hazards of excessive snow or ice on streets or portions of streets identified in §15-705 herein, the Mayor or the Mayor's designee, in his discretion, may declare an emergency due to such hazards, thereby implementing the motor vehicle parking and operating restrictions set forth in this Part 7. Notice of the declaration of a snow or bad weather emergency shall be given through the press, social media and the Borough website if possible, as soon as practicable. Notification of termination of snow or bad weather emergency shall be provided to the media for announcement.

(Ord. 727, 11/6/2014, §2)

§15-703. Parking Prohibited on Certain Streets During Emergency/ Restrictions on Operation of Motor Vehicles on Such Streets.

1. Upon declaration of snow or bad weather emergency by the Mayor, it shall be unlawful during the period of the emergency for any motorist to park on those streets, or those portions of streets, identified in §15-705 of this Part 7, or to operate any motor vehicle upon those streets named in §15-705 of this Part 7, unless such vehicle is equipped with adequate facilities to provide sufficient traction to keep the vehicle safely in motion so that other traffic traveling on the streets will not be blocked or seriously impeded.

2. No vehicles shall be parked on the streets and on snow emergency routes until the snow or bad weather parking restrictions have been lifted. During the snow or bad weather parking restrictions, certain other parking restrictions such as blocking sidewalks and parking within the front or side yards of residences shall be relaxed.

3. Upon the lifting of the snow or bad weather emergency, regular parking restrictions shall apply unless otherwise notified.

(Ord. 727, 11/6/2014, §2)

§15-704. Signs along Streets Affected.

In order to assist motorist in determining the streets affected the Mayor or Borough Manager is hereby directed to place signs reading:

SNOW EMERGENCY ROUTE
SNOW TIRES OR CHAINS REQUIRED
NO PARKING DURING EMERGENCY
VEHICLES TOWED AWAY

on poles on streets, or portions of streets, designated in §15-705 herein. Said signs shall be conspicuously displayed in each block.

(Ord. 727, 11/6/2014, §2)

§15-705. Streets Affected.

The streets where entry, use and parking are prohibited after an emergency has been declared are the following:

Street	Side	Between
Bosler Avenue	South	First and Tenth Street
Clark Street	North	Borough line to Third Street
Cumberland Road	West	Washington Terrace to 100 feet North thereof
Eighth Street	East	Market Street to Pennsylvania Avenue
Fort Street	West	Washington Terrace to Walnut Street
Herman Avenue	North	First Street to Eighth Street
Hummel Avenue	South	Memorial Park to Tenth Street
Market Street	Both	Third Street to Borough line
Ninth Street	East	Market Street to Walnut Street
Ohio Avenue	North	Eighth Street to 500 feet East thereof
Seventh Street	East	Market Street to Indiana Avenue
Tenth Street	West	Walnut Street to Market Street
Third Street	Both	Walnut to Borough line
Walnut Street	South	Tenth Street to Washington Terrace
Walton Street	North	Borough line to Borough line
Warren Street	East	Borough line to Walton Street

(Ord. 727, 11/6/2014, §2)

§15-706. Penalties.

1. Any police officer or law enforcement officer of the Borough is hereby authorized to issue a citation to the owner or operator of a vehicle for any traffic and/or parking violation, under the provisions of any ordinance of the Borough or for any of the traffic or parking prohibitions contained in this Part 7.

2. After such emergency has been declared and at any time while such emergency shall be in effect, any motorist whose vehicle is illegally parked or has become stalled within the affected streets listed in §15-705 by reason of his or her failure to have such vehicle properly equipped with the facilities hereinbefore prescribed shall be guilty of a violation of this Chapter and upon conviction therefore before the district magistrate judge shall be sentenced to pay a fine of at least \$50 and no more than \$1,000 plus the cost of prosecution, or imprisonment for a period not to exceed 30 days in the event said fine remains unpaid 30 days following the date of conviction. In addition, when any vehicle shall have been removed and towed to any auto tow pound such vehicle can be

recovered only upon the payment of towing and storage charges as prescribed by the Borough.

(Ord. 727, 11/6/2014, §2)