

**TOWNSHIP OF WASHINGTON  
FRANKLIN COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 269**

**ORDINANCE AMENDING THE VEHICLES AND TRAFFIC  
CHAPTER OF THE CODE – PROHIBITING TRAILERS AND  
OTHER VEHICLES FROM OBSTRUCTING PUBLIC  
STREETS**

**WHEREAS**, Section 1506 of the Second Class Township Code states: "The board of supervisors may make and adopt any ordinances, bylaws, rules and regulations not inconsistent with or restrained by the Constitution and laws of this Commonwealth necessary for the proper management, care and control of the township and its finances and the maintenance of peace, good government, health and welfare of the township and its citizens, trade, commerce and manufacturers."

**WHEREAS**, section 6109 of the Pennsylvania Vehicle Code presumes the regulating or prohibiting of stopping, standing, or parking to be a reasonable exercise of police power by local authorities; and

**WHEREAS**, section 3351(a) states of the Pennsylvania Vehicle Code: "Outside a business or residence district, no person shall stop, park or stand any vehicle, whether attended or unattended, upon the roadway when it is practicable to stop, park or stand the vehicle off the roadway."

**WHEREAS**, Washington Township has received numerous complaints over a significant period of time from the parking and long-term storage of vehicle trailers and the like on public roadways such as Laurel Lane, North Landis Avenue, Shelby Avenue, Northwood Court, and in the Sheffield Manors sub-division; and

**WHEREAS**, the vehicle trailers complained of are often larger and bulkier than cars and other self-propelled vehicles; and

**WHEREAS**, the parking and long-term storage of vehicles, vehicle trailers and the like on public roadways has created growing problems within Washington Township by reducing the availability of daily parking for automobiles, obstructing traffic, interfering with the plowing of the roads in winter, obstructing the sightlines of drivers at intersections, and reducing public safety; and

**WHEREAS**, the Board of Supervisors finds it would be in the public interest of the Township and its citizens to expressly prohibit the parking and long-term storage of vehicle trailers and the like on public roadways; and

**WHEREAS**, section 333-10(B) of the Washington Township Code currently states "The penalties for violating this section shall be set forth in the Pennsylvania Vehicle Code, as amended."; and

**WHEREAS**, section 6301 of the Pennsylvania Vehicle Code states: "Local ordinances relating to parking shall prescribe fines for violations and may authorize the payment of penalties in lieu of fines and costs under prescribed conditions."; and

**WHEREAS**, it is therefore necessary to prescribe fines for parking violations in Washington Township; and

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED** by the Board of Supervisors of Washington Township, Franklin County, Pennsylvania as follows:

I. Sections 333-11 and 333-12 are added to Chapter 333 of the Washington Township Code as follows:

"§ 333-11 Parking of Certain Vehicles Prohibited in Certain Locations

- A. For the purpose of this section, the following definitions shall apply.
- a. "Vehicle" shall mean every device in, upon or by which any person or property is or may be transported or drawn upon a highway, except devices used exclusively upon rails or tracks. The term does not include a self-propelled wheelchair, or an electrical mobility device operated by and designed for the exclusive use of a person with a mobility-related disability.
  - b. "Trailer" shall mean any vehicle which is not self-propelled, and which is capable of being detached from a towing vehicle.
  - c. "Tradesman" shall mean any person, firm, corporation or partnership who or which is pursuing an occupation, business or activity requiring manual or mechanical skill. The Township shall have the final determination as to the meaning of the term "tradesman."
- B. No vehicle shall be parked on either side of the street within 50 feet of the intersection of any two streets within Washington Township.
- C. No trailer shall be parked on any public road within the Washington Township except tradesman's vehicles that are clearly marked with the tradesman's identity and which are temporarily parked during the actual performance of work at a premise in close proximity of where the tradesman's vehicle is parked. A tradesman's vehicle may not be temporarily parked for a period of more than 12 hours.
- D. Any individual, other than a tradesman, desiring to temporarily park a trailer on a public street may apply for a permit at the Washington Township Police Department. If the police officer in charge, or their designee, determines that the

temporary parking of the trailer shall not constitute a hazard, said police officer shall upon application issue a permit to the applicant permitting the applicant to park the trailer in the applied for location for a period of time not to exceed 24 hours. Said permit shall be issued at no fee to the applicant but shall only be issued to an applicant a maximum of two times within a thirty-day period.

- E. Pursuant to § 3352(b) of the Pennsylvania Vehicle Code, any police officer may remove or cause to be removed to a place of safety any unattended vehicle illegally left standing upon any highway, bridge, causeway or in any tunnel, in such position or under such circumstances as to interfere unduly with the normal movement of traffic or constitute a safety hazard.

### § 333-12 Penalties for Parking Violations

Any person and/or entity violating the parking regulations of Washington Township shall, upon conviction of a summary offense, pay a fine not exceeding \$50.00 and the costs of prosecution."

II. Section 333-10(B) is removed in its entirety.

### III. SEVERABILITY

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by any Court or competent jurisdiction, such portion shall be deemed as a separate, distinct, and independent provision, and such portion shall not affect the validity of the remaining portions hereof.

### IV. REPEAL

This ordinance repeals the portions of any and all other resolutions and ordinances which are inconsistent with the terms of this ordinance. Any and all such provisions not inconsistent with this ordinance are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Board of Supervisors of the Township. It is the intention of said Board of Supervisors that only such provisions as this ordinance expressly amends shall be deemed repealed, and only changed provisions in this ordinance shall be deemed to be enacted from the effective date of this ordinance.

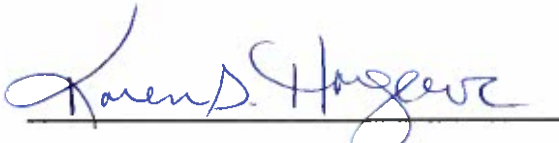
### V. ENACTMENT

This ordinance shall take effect sixty (60) days after enactment.

DULY ENACTED AND ORDAINED this 4th day of September 2019, by the Board of Supervisors of the Township of Washington, Franklin County, Pennsylvania, in lawful session duly assembled.

ATTEST:

BY:

  
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Karen Hargrave, Township Secretary

WASHINGTON TOWNSHIP  
BOARD OF SUPERVISORS

  
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Chad Reichard, Chairman