

WASHINGTON TOWNSHIP  
BERKS COUNTY, PENNSYLVANIA

ORDINANCE NO. 2022-2

**AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, BERKS COUNTY, PENNSYLVANIA, TO AMEND THE WASHINGTON TOWNSHIP, CODE OF ORDINANCES, CHAPTER 125, ENTITLED "VEHICLES AND TRAFFIC," ARTICLE II, ENTITLED "SNOW EMERGENCY ROUTES, SECTION 125-6, ENTITLED "UNATTENDED VEHICLES TO BE REMOVED AND/OR IMPOUNDED," TO AMEND AND RESTATE SECTION 125-6 TO PROVIDE FOR NOTICE OF VIOLATION OF SNOW EMERGENCY ROUTE RESTRICTIONS, REMOVAL OF VEHICLES AND OBJECTS CAUSING OBSTRUCTION FROM A SNOW EMERGENCY ROUTE, AND PAYMENT OF COSTS FOR REMOVAL AND STORAGE OF VEHICLES AND OBJECTS REMOVED FROM SNOW EMERGENCY ROUTES; AND TO FURTHER PROVIDE THAT ALL VEHICLES AND OBJECTS CAUSING OBSTRUCTION SHALL BE REMOVED FROM TOWNSHIP ROADS IN ANY WEATHER EVENT WITH TWO INCHES (2") OR MORE OF SNOW AND/OR ICE ACCUMULATION UNTIL THE REMOVAL OF THE SNOW AND/OR ICE, AND FOR THE PAYMENT OF COSTS FOR REMOVAL AND STORAGE OF VEHICLES AND/OR OBJECTS IN VIOLATION OF THIS PART**

**WHEREAS**, the Township of Washington, Berks County, Pennsylvania ("Township") is a municipal corporation organized and existing under the laws of the Commonwealth of Pennsylvania ("Commonwealth"), including but not limited to the Second-Class Township Code:

**WHEREAS**, under the Second-Class Township Code and the Pennsylvania Vehicle Code, the Township may regulate traffic on Township Streets;

**WHEREAS**, in the interests of protecting the safety of residents, Township road personnel, and the travelling public, the Township desires to amend the Washington Township Code of Ordinances to provide that those roads designated as Snow Emergency Routes be kept clear of vehicles parked, stalled, or incapable of moving from the road under their own power, and other objects (such as basketball hoops and similar large items) during a declared Snow Emergency;

**WHEREAS**, recognizing that all Township roads, whether or not declared to be Snow Emergency Routes are subject to snow and ice removal, whether or not a Snow Emergency is declared, the Township desires to amend the Washington Township Code of Ordinances to keep roads clear of vehicles and other objects as described above when there is a weather event of two inches (2") or more of ice and/or snow, until the roadway is cleared; and,

**WHEREAS**, the Township desires to provide notice and an opportunity for owners to remove vehicles and other objects causing obstruction to road crews and safety personnel, and, in dereliction of such a directive, to have a procedure for removal, owner retrieval, and payment of costs.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED** by the Township Supervisors of the Township of Washington, Berks County, Pennsylvania and it is hereby enacted and ordained by the authority of the same as follows:

Section 1. The Code of Ordinances of the Township of Washington, Chapter 125 entitled "Vehicles and Traffic," Article II, entitled "Snow Emergency Routes," Section 125-6, entitled "Unattended Vehicles to Be Removed and/or Impounded," is hereby amended, re-titled, and restated to read as follows:

§ 125-6. Unattended vehicles and objects creating obstruction to be removed and/or impounded.

A. Snow Emergency Route; Declared Snow Emergency.

1. It shall be unlawful for any vehicle to be left parked, stalled, incapable of moving under its own power or unattended, or for objects (including but not limited to basketball hoops and similar large objects) creating obstruction to snow removal and activities of road crews and safety personnel, in violation of this article, to be left upon any street designated and marked as a snow emergency route in this Township during a declared snow emergency.
2. Any vehicle parked, stalled, incapable of moving under its own power or unattended, or large object creating obstruction left in the road, in violation of this article, shall be removed from the Township roadway to the owner's property or a place of safety or storage as determined by the Township, upon notice by any

authorized road employee or other Township personnel, such notice to be placed on any such vehicle or object in violation. Following notice of violation, any such vehicle or object in violation of this ordinance shall be removed to the owner's property or other designated location as determined by the Township within thirty (30) minutes. Should the vehicle or object not be removed within thirty (30) minutes after due notice, the Township is authorized to remove the vehicle from the roadway by towing or other means of removal and storage.

3. Any costs incurred for the towing or storage of any vehicle or object removed from the Township roadways pursuant to this article are the responsibility of the owner of the vehicle or object. These costs are in addition to any penalties for violation of Township Ordinances.

B. Parking or Standing of Vehicles or Objects on All Township Roadways Prohibited Upon Accumulation of Two Inches (2") or More of Ice and/or Snow.

1. No vehicles shall be permitted to stand or park, and no large objects as described in Section A of this Part above, shall be permitted to remain, upon any Township road upon accumulation of two inches (2") or more of ice and/or snow, regardless of whether there has been a declaration of Snow Emergency or the road is a designated Snow Emergency Route. In the case of an accumulation of snow and/or ice of more than two inches (2") where there has not been a Snow Emergency Declaration or the road is not a Snow Emergency Route, any vehicle(s) or object(s) must be removed from the roadway until the snow and/or ice has been removed.
2. Any vehicle parked, stalled, incapable of moving under its own power or unattended, or large object creating obstruction left in the road, in violation of this article, shall be removed from the Township roadway to the owner's property or a place of safety or storage as determined by the Township, upon notice by any authorized road employee or other Township personnel, such notice to be placed on any such vehicle

or object in violation. Following notice of violation, any such vehicle or object in violation of this ordinance shall be removed to the owner's property or other designated location as determined by the Township within thirty (30) minutes. Should the vehicle or object not be removed within thirty (30) minutes after due notice, the Township is authorized to remove the vehicle from the roadway by towing or other means of removal and storage.

3. Any costs incurred for the towing or storage of any vehicle or object removed from the Township roadways pursuant to this article are the responsibility of the owner of the vehicle or object. These costs are in addition to any penalties for violation of Township ordinances.

Section 2. Repealer. All ordinances or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as they are inconsistent with this Ordinance.

Section 3. Severability. The provisions of this Ordinance are severable. If any clause, sentence, subsection or section hereof shall be adjudged by any court of competent jurisdiction to be illegal, invalid or unconstitutional, such judgment or decision shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its operation and application to the clause, sentence, subsection or section rendered. It is hereby declared the intent of Township Board of Supervisors that this Ordinance would have been adopted if such illegal, invalid or unconstitutional clause, sentence, subsection or section had not been included herein.

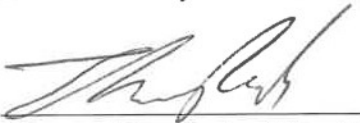
Section 4. Effective Date. This Ordinance shall become effective upon enactment.

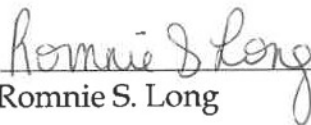
Section 5. Full Force and Effect of Other Ordinances. The Code of Ordinances of the Township of Washington, Berks County, Pennsylvania, as amended, shall be and remain unchanged and in full force and effect except as amended, supplemented and modified by this Ordinance, including but not limited to any and all other fines and costs for violations of traffic, parking, and snow emergency regulations. This Ordinance shall become a part of the Code of Ordinances of the Township of Washington, Berks County, Pennsylvania, as amended, upon adoption.

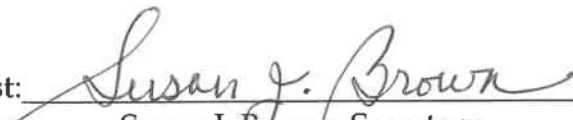
DULY ENACTED AND ORDAINED this 27th day of October, 2022.

**BOARD OF SUPERVISORS OF THE  
TOWNSHIP OF WASHINGTON  
BERKS COUNTY, PENNSYLVANIA**

By:   
David D. Moyer, Chairman

By:   
Thomas Powanda, Vice Chairman

By:   
Ronnie S. Long

Attest:   
Susan J. Brown, Secretary

**MUNICIPAL CERTIFICATION**

I, Susan J. Brown, Secretary of the Township of Washington, Berks County, Pennsylvania, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2022-2 adopted at a regular meeting of the Board of Supervisors of the Township of Washington, Berks County, Pennsylvania held on the 27<sup>th</sup> day of October, 2022.

  
Susan J. Brown, Secretary

[SEAL]