

BOROUGH OF EAST GREENVILLE
MONTGOMERY COUNTY, PENNSYLVANIA

ORDINANCE NO. 2023-02

AN ORDINANCE OF THE BOROUGH OF EAST GREENVILLE, MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA, AMENDING CHAPTER 91 VEHICLES AND TRAFFIC, ARTICLE III PARKING REGULATIONS, SECTION 91-22 MISCELLANEOUS PARKING REGULATIONS OF THE BOROUGH'S CODE OF ORDINANCES BY ADDING A NEW SUBSECTION E OBSTRUCTION OF SIDEWALKS PROHIBITED; REPEALING PRIOR INCONSISTENT ORDINANCES AND PARTS OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND CONTAINING AN EFFECTIVE DATE.

WHEREAS, the Borough Code, 8 Pa.C.S. § 101, *et seq.* including section 1202 *Specific powers*, authorizes the Borough Council of the Borough of East Greenville to make regulations as may be necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience, comfort and safety of the Borough and its residents, including specifically regulations for parking;

WHEREAS, the Borough of East Greenville's general regulations for vehicles and traffic are located at Chapter 91 *Vehicles and Traffic* of the East Greenville Borough Code of Ordinances;

WHEREAS, Article III *Parking Regulations* contains the Borough's regulations and restrictions on parking throughout the Borough, including miscellaneous parking regulations found at section 91-22 *Miscellaneous Parking Regulations*;

WHEREAS, the Borough Council of the Borough of East Greenville has received a recommendation from the Chief of Police of the East Greenville Police Department to enact a restriction on the obstruction of sidewalks by motor vehicles or trailers that may be enforced by the Police Department; and

WHEREAS, the Borough Council of the Borough of East Greenville hereby amends its parking regulations to address the blocking of sidewalks by motor vehicles or trailers, and believes it to be in the best interest of the Borough to do so.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of East Greenville as follows:

SECTION 1.

Chapter 91 *Vehicles and Traffic*, Article III *Parking Regulations*, Section 91-22 *Miscellaneous parking regulations* is hereby amended by adding a new subsection E with the following provisions:

- E. Obstruction of sidewalks prohibited. No vehicle or trailer shall be parked or left on public or private property in such a manner that any part of the vehicle or trailer overhangs a sidewalk or any other pedestrian right-of-way customarily used by pedestrians for passage.

SECTION 2.

Any and all other ordinances or parts of ordinances in violation or in conflict with the terms, conditions and provisions of this ordinance are hereby repealed to the extent of such irreconcilable conflict.

SECTION 3.

The terms, conditions and provisions of this ordinance are hereby declared to be severable, and, should any portion, part or provision of this ordinance be found by a court of competent jurisdiction to be invalid, non-enforceable or unconstitutional, the Council hereby declares its intent that the ordinance shall have been enacted without regard to the invalid, non-enforceable, or unconstitutional portion, part or provision of this ordinance.

SECTION 4.

This ordinance shall become effective at the earliest time permitted under Pennsylvania law.

ORDAINED and **ENACTED** an ordinance of the Borough of East Greenville this

2nd day of October, 2023.

BOROUGH OF EAST GREENVILLE:

Angie Pegely
ANGIE PEGELY, COUNCIL PRESIDENT

ATTEST:

Sharon Kachmar
SHARON KACHMAR, BOROUGH SECRETARY

Approved this 2nd day of October,
2023

Stephen Wescott
STEPHEN WESCOTT, MAYOR

