

ORDINANCE NO. 871-23

AN ORDINANCE OF THE BOROUGH OF HAMBURG, BERKS COUNTY, PENNSYLVANIA, AMENDING AND SUPPLEMENTING CHAPTER 15, "MOTOR VEHICLES AND TRAFFIC," OF THE BOROUGH CODE OF ORDINANCES IN ORDER TO PROHIBIT THE PARKING OF MOTOR VEHICLES AT ALL TIMES ON WYNDCLIFFE AVENUE BETWEEN PHEASANT COURT AND WILLIAMS STREET WITHIN THE BOROUGH OF HAMBURG, BERKS COUNTY, PENNSYLVANIA.

BE IT, and it is hereby enacted by the Borough Council of the Borough of Hamburg, Berks County, Pennsylvania, as follows:

WHEREAS, the Borough Council of the Borough of Hamburg established a temporary parking regulation under Section 15.105 of Ordinance 680 to prohibit parking on Wyndcliffe Avenue between Pheasant Court and Williams Street for experimental purposes; and

WHEREAS, said experimental regulation was deemed successful by Borough Council to alleviate traffic problems in the area for school buses, emergency service vehicles and public works vehicles; and

WHEREAS, the Borough Council of the Borough of Hamburg believes that it is necessary to make permanent said regulation to prohibit parking at all times in certain areas of Wyndcliffe Avenue.

**NOW, THEREFORE,** the Borough Council does hereby enact and ordain the following:

**SECTION 1.** Amendment to Chapter 15, "Motor Vehicles and Traffic," Part 4, "General Parking Regulations," Section 402(1), "Parking Prohibited at All Times in Certain Locations" by adding a subsection to prohibit parking on both sides of Wyndcliffe Avenue between Pheasant Court and Williams Street, at all times.

A new prohibited parking location is added to Section 402(1), "Parking Prohibited at All Times in Certain Locations," of Part 4, "General Parking Regulations," of Chapter 15, "Motor Vehicles and Traffic," of the Borough Code of Ordinances to read as follows:

| Street          | Side | Between                            |
|-----------------|------|------------------------------------|
| Wyndcliffe Ave. | Both | Pheasant Court and Williams Street |

**SECTION 2.** Repeal of Ordinances. Any ordinance, parts of ordinances, resolution or parts of resolutions conflicting with the provisions of this Ordinance are hereby repealed insofar as they are inconsistent with this Ordinance's provisions.

**SECTION 3. Severability.** If any article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance, is, for any reason declared to be illegal, unconstitutional or invalid, by any Court of competent jurisdiction, this decision shall not affect or impair the validity of the Ordinance as a whole, or any other article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, word, or remaining portion of the within Ordinance. The Borough Council of the Borough of Hamburg, Pennsylvania, hereby declares that it would have adopted the within Ordinance and each article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase and word thereof, irrespective of the limitations, restrictions, sentences, clauses, phrases, or word that may be declared illegal, unconstitutional or invalid.

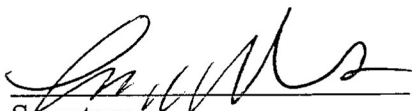
**SECTION 4. Effective Date.** This Ordinance shall become effective at the earliest date permitted by law.

**SECTION 5. Code of Ordinances.** The Code of Ordinances, as amended, of the Borough of Hamburg, Berks County, Pennsylvania shall be and remain unchanged and in full force and effect except as amended, supplemented, and modified by this Ordinance. This Ordinance shall become a part of this Code of Ordinances upon adoption.

ENACTED AND ORDAINED this 27<sup>th</sup> day of JUNE, 2023.


ATTEST:

BOROUGH OF HAMBURG

  
Secretary

By:   
President

Approved as an Ordinance of the Borough of Hamburg this 27<sup>th</sup> day of June, 2023.

  
Mayor