

ORDINANCE 2022 – 1

AN ORDINANCE OF THE TOWN COUNCIL OF THE MUNICIPALITY OF KINGSTON, LUZERNE COUNTY, PENNSYLVANIA, A HOME RULE MUNICIPALITY, AMENDING ORDINANCE 2017 – 7 RELATING TO PARKING ON MUNICIPAL STREETS DURING SNOW EVENTS

WHEREAS, the Municipality of Kingston enacted parking controls during snow events by Municipal Code Sections 170-33 seq.; and,

WHEREAS, the control of parking during snow events has over the years seen a need for experimentation and amendment; and,

WHEREAS, the Town Council does hereby revise the Ordinance and amend the schedule of penalties for violation thereof.

NOW THEREFORE, BE IT ORDAINED that the Town Council of the Municipality of Kingston amends the Municipal Code as follows:

1. Municipal Code Section 170 – 33 and 170 – 34 are repealed and restated as follows:

PARKING ON MUNICIPAL STREETS DURING SNOW EVENTS.

§ 170-33. Prohibited Parking.

A snow emergency may be declared whenever four (4) or more inches of snow is predicted. The Municipality will closely monitor storm forecasts through various means and will use all available information to make an informed decision as swiftly as possible. During the declaration of a snow emergency, it will be unlawful for any person to park a motor vehicle, as defined under the Motor Vehicle Code of the Commonwealth of Pennsylvania, contrary to the regulations hereinafter specified:

- A. On the first day when a snowfall event is forecasted of four (4) inches or more the Municipality may restrict parking between the hours of 7:00 a.m. and 5:00 p.m. or other hours as deemed appropriate by the Mayor or the Municipal Administrator. On the first day no motor vehicle shall be parked on the even-numbered side of the street between the hours of 7:00 a.m. and 5:00 p.m. or other hours as deemed appropriate by the Mayor or the Municipal Administrator. This area will be designated as a “No Parking Zone” for the purpose of cleaning snow.

- B. The following day, parking shall be prohibited on the odd-numbered side of the streets which will be designated as a "No Parking Zone" for the purpose of cleaning snow.
- C. Vehicles not removed on designated days for snow removal as stated in this Ordinance will be ticketed and/or towed at owner's expense.
- D. Notice of snow event parking restrictions is deemed accomplished when posted on the Kingston Pennsylvania Police Department Facebook Page, the Kingston Municipal website, communicated by the Municipality's mass communication system (currently Code Red) and/or communicated by local print, radio or television media.
- E. The following streets shall be exempt from these regulations because of the limited availability of off street parking or alternative parking: John Street, Pulaski Street, Mott Street, Curtis Lane, Payne Avenue, Chestnut Avenue (between Division Street and Price Street) and Spruce Street.
- F. The Municipality of Kingston has a zero-tolerance policy toward claiming parking spots by placing chairs, trash, signs, or objects within the public right-of-way. During or after any snowstorm, the Municipality may confiscate such objects. Any individual identified as placing any object in the public right-of-way for the purpose of reserving parking spots during a snow storm may also be ticketed or cited by Parking Enforcement and the Kingston Municipal Police Department.

§ 170-34. Violations and penalties.

- A. Any person who shall violate any provision of this article shall be fined as follows:
 - (1) First offense of the winter snow season - \$25.00
 - (2) Second or subsequent offense of the winter snow season - \$50.00
 - B. The "winter snow season" for the purpose of this Ordinance shall commence with the first snow event on or after November 1 and end April 1.
 - C. Increase of fines
 - (1) Fines of \$25.00 imposed by this Article shall be increased to \$50.00 if not paid within 48 hours from the issuance of notice of violation.
 - (2) Fines of \$50.00 imposed by this Article shall be increased to \$75.00 if not paid within 48 hours from the issuance of notice of violation.
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- (3) All such fines not paid within 10 days from issuance of notice of Violation shall result in the issuance of a citation therefore. Such Citation shall be a summary offense and, upon conviction, the offender shall be sentenced to pay a fine of not less than \$100.00 and not more than \$300.00.

SEVERABILITY

In case any one or more of the provisions of this chapter shall, for any reason, be held invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision thereof, and this chapter shall be construed as if such invalid, illegal or enforceable provision had never been contained herein.

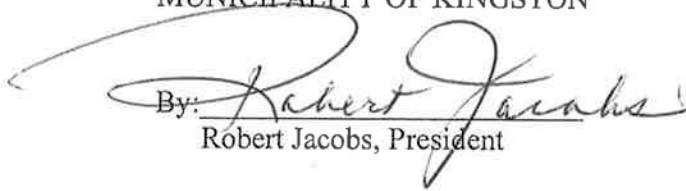
EFFECTIVE DATE

This ordinance shall become effective thirty (30) days following its publication date per Municipality of Kingston Charter Section 213.

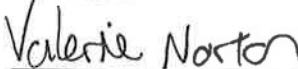
INTRODUCED at a meeting of the Town Council of the Municipality of Kingston held the 7th day of February, 2022.

ENACTED at a meeting of the Town Council of the Municipality of Kingston, Luzerne County, Pennsylvania held the 7th day of March, 2022.

FOR THE TOWN COUNCIL OF THE
MUNICIPALITY OF KINGSTON


By: 
Robert Jacobs, President

ATTEST:


Valerie Norton, Secretary

Date: 2/7/22

APPROVED:


Jeffrey R. Coslett, Mayor

Date: 2/7/22