ORDINANCE 2007-13

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWER ALLEN TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING, MODIFYING AND CHANGING THE CODE OF THE TOWNSHIP OF LOWER ALLEN, 1997, AT CHAPTER 209, ARTICLE IIIA, RESIDENTIAL PERMIT PARKING, TO AUTHORIZE PERMIT PARKING ON STRAFFORD ROAD, WARWICK ROAD, SELWICK ROAD AND MANCHESTER ROAD IN LOWER ALLEN TOWNSHIP

BE IT ENACTED AND ORDAINED by the Board of Commissioners ("Board") of Lower Allen Township ("Township"), Cumberland County, Pennsylvania, and it is hereby enacted and ordained by the same as follows:

SECTION I

Chapter 209, Article IIIA, Residential Permit Parking of the Code of Township of Lower Allen, 1997, shall be hereby amended as follows:

Section 209-29.2 **Finding and purpose**, shall be amended to add a new subsection D as follows:

D. Some narrow residential streets are subject to the interruption of services such as refuse, collection, deliveries, and fire protection when commuter vehicles fill in parking spaces on both sides of the residential street.

Section 209-29.4 **Criteria of designation**, shall be amended by deleting the current subsection C by adding to a new subsection C as follows:

C. The likelihood of alleviating traffic congestion, illegal parking, service interruptions, and related health and safety hazards.

Section 209-29.5 **Designation of areas**, at subsection A shall be amended to add the following:

Name of Street	**Limits**	**Side**	**Hours/Days**
Strafford Road	From Carlisle Road to Kingsley Road	Both	7:00am to 3:00pm Monday-Friday
Warwick Road	From Carlisle Road to Norman Road	Both	7:00am to 3:00pm Monday-Friday
Selwick Road	From Carlisle Road to Manchester Road	Both	7:00am to 3:00pm Monday-Friday
Manchester Road	From Warwick Road to Lowther Road	Both	7:00am to 3:00pm Monday-Friday

Section 209-29.6 **Application for permit**, the current subsection 209-29.6 shall be deleted in its entirety and replaced with the following new subsection 209-29.6:

Application for a residential parking permit shall be made to the manager or his/her designee by the person desiring the permit, who shall be the owner, lessee, or the driver of a motor vehicle who resides on or is a proprietor immediately adjacent to a street or other location within a residential parking permit area. Each residence shall be entitled to three parking permits, one of which shall be used by guests of the resident or proprietor, at no charge. Applications for additional permits must be accompanied by an application fee, such fee to be established from time to time by resolution of the Board of Commissioners, which shall be for the use of Lower Allen Township, to be applied to the cost of administering the residential permit parking program. Each application shall contain the following information: the name of the owner, lessee or the driver, as the case may be, of the motor vehicle; the address of the resident or the

proprietor, as the case may be; the make, model and registration number of the motor vehicle; and the driver number as taken from the applicant's current driver's license.

Section 209-29.7 **Issuance of permit; display** shall be deleted in its entirety and replaced with the following new subsection 209-29.7:

Upon receipt of the application and the permit fee, and determination by him/her that the application shows that the applicant is entitled to a residential parking permit, the Manager or his/her designee shall issue to the applicant a residential parking permit, which shall be permanently valid as long as the recipient remains a qualified applicant. It shall be unlawful and a violation of this section for any person to display other than the current and valid permit while standing or parking in a residential permit parking area at any time when those permits are to be displayed.

SECTION II

All other provisions in Chapter 209, ARTICLE IIIA, Residential Permit Parking shall remain in full force and effect.

SECTION III

The provisions of this Ordinance, as far as they are the same as those of ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such ordinances and not as new enactments. The provisions of this Ordinance shall not affect any such suit or prosecution pending or to be instituted to enforce any right or penalty or to punish any offense under the authority of any ordinance repealed by this Ordinance.

SECTION IV

The provisions of this Ordinance are severable, and if any of its provisions shall be held to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal or invalid provision not been included herein.

SECTION V

This ordinance shall take effect as soon as legally permissible.

ENACTED AND ORDAINED, into an Ordinance this 20th day of August, 2007.

Attest:
(Corporate Seal)

BOARD OF COMMISSIONERS
LOWER ALLEN TOWNSHIP

Danna S Luter

~~(Assistant)~~ **Secretary**

(Vice)President