

SUMMIT TOWNSHIP
ERIE COUNTY, PENNSYLVANIA

ORDINANCE NO. 2007- 04

VEHICLES AND TRAFFIC

WHEREAS, the Supervisor of Summit Township, Erie County, Pennsylvania have the police power to regulate or prohibit the stopping, standing or parking of motor vehicles; and

WHEREAS, Summit Township has the police power to provide for and establish procedures governing the removal and impounding of any vehicles parked on highways, roads or public property of Summit Township in violation of a Summit Township ordinance;

WHEREAS, Summit Township has the power to designate enforcement officers of Summit Township to enforce and administer said ordinance;

WHEREAS, the Supervisors of Summit Township have reviewed a traffic and engineering study which has been conducted for the purpose of determining whether Marchmont Drive (T-503) from Route 97 to its end should be designated a “no parking zone”; and

WHEREAS, the engineering and traffic study indicates that stopping, standing or parking on Marchmont Drive would constitute a safety hazard in that the stopping, standing or parking in or on Marchmont Drive would unduly interfere with the free movement of traffic; and

WHEREAS, the entire length of Marchmont shall be designated a “no parking zone”.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF SUMMIT TOWNSHIP, ERIE COUNTY, PENNSYLVANIA, HEREBY ENACTS AND ORDAINS THAT:

Section 1. **Parking Prohibition.** No person shall stop, stand or park a vehicle, at any time upon any of the roads or part of roads as follows: the entire length of Marchmont Drive (T-503), both sides.

Section 2. **Signs.** No parking prohibition shall be identified by the placement of approved signs within the designated areas for the purpose of notifying all persons.

Section 3. **Fines.** Any person who shall park, stand or stop a motor vehicle in violation of this ordinance, upon conviction thereof, shall be liable for all fines and penalties imposed by the Pennsylvania Motor Vehicle Code as set forth at 75 Pa.C.S. Section 3353 and including any amendments thereto.

Section 4. **Removal.** Any vehicle parked in the above designated “no parking zone” shall be subject to removal therefrom under the procedures specified in the Pennsylvania Motor Vehicle Code 75 Pa.C.S. Section 3353 as existing or as hereafter amended.

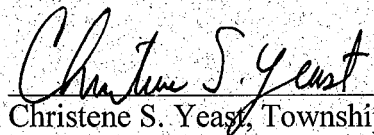
Section 5. Towing and Storage. The owner of any vehicle removed from the above designated "no parking zone" shall, in order to secure the return of the vehicle, pay the costs of towing and storage of said vehicle. The possessor of the vehicle shall return the same to the owner upon payment of the costs specified herein. The removal and reclamation remedy and costs described above shall be in addition to the penalties imposed under 75 P.A.C.S. Section 3353.

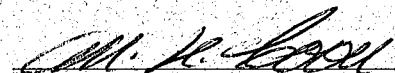
Section 6. Administration. The administration of this ordinance and other parking ordinances adopted by Summit Township, including ordinance 1989-7, ordinance 1996-4 and ordinance 2000-8, shall be by the zoning officer or parking enforcement officer appointed by Summit Township. The zoning officer or parking enforcement officer shall administer these ordinances in accordance with its literal terms and shall not have the power to permit any construction or any use or change of use which does not conform to this ordinance. The zoning officer or parking enforcement officer is authorized to institute enforcement proceedings as a means of enforcement when acting within the scope of their employment.


ENACTED AND ORDAINED THIS 5th DAY OF November 2007

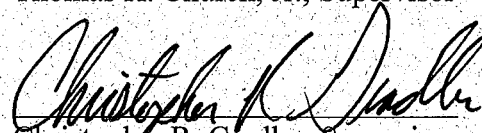
ATTEST:

BOARD OF SUPERVISORS
SUMMIT TOWNSHIP


Christene S. Yeast, Township Secretary


Marlin K. Coon, Supervisor


Thomas H. Church, Jr., Supervisor


Christopher R. Gradler, Supervisor

SUMMIT TOWNSHIP SUPERVISORS
Regular Business Meeting
Monday, November 5, 2007

The regular business meeting of the Board of Supervisors was called to order by Chairman Coon at 7:30 p.m., following the salute to the flag. Supervisors Church and Gradler were present, as were Zoning Administrative Assistant Hudak, Solicitor Sennett, Engineer Sterrett, Recording Secretary Yeast, and seven interested persons.

CALL TO ORDER

Motion by Gradler, seconded by Church, to approve the Minutes of the October 15, 2007 Regular Business Meeting, as presented and reviewed by the Board of Supervisors.

10/15/07 MINUTES

Vote: 3/0

Secretary Yeast reported that Debra Cameron, the Summit Township Tax Collector has requested reimbursement for expenses incurred at the PA State Tax Collector's Association Convention.

CORRESPONDENCE

- Cameron request
- Watershed Plan Advisory Committee

Motion by Church, seconded by Gradler, to retroactively approve reimbursement to Debra Cameron for expenses incurred at the State Tax Collector's Association Convention on October 12-13, 2007.

Vote: 3/0

Engineer Sterrett reported that notice was received from Mathew Elwell, Erie County Department of Planning requesting the Board choose a representative to participate in the Watershed Plan Advisory Committee (WPAC), for Phase I, Act 167 Stormwater Management Plan for Erie County.

Motion by Gradler, seconded by Church, to approve the October 2007 Expenditures as presented and reviewed by the Board of Supervisors.

OCT. EXPENSES

Vote: 3/0

Motion by Gradler, seconded by Church, to adopt Ordinance #2007-04 to post "No Parking" on Marchmont Drive.

**ORD. #2007-04
MARCHMONT DR.
"NO PARKING"**

Vote: 3/0

Zoning Assistant Hudak reported that the sidewalks listed on the agenda have been inspected and found to be acceptable by Roadmaster Coon.

Motion by Gradler, seconded by Church, to approve release of the following sidewalk bonds:

- 8705 and 8725 Hessinger Drive – Tim Will Builders - \$1,540 ea.
- 2360 Glory Drive – Michael Coon - \$1,260
- 2560 Laurie Drive – Jeff Exley - \$1,260
- 8780 Carson Drive – Toby Buerk - \$1,288

Vote: 3/0, with the exception of the Michael Coon sidewalk bond, Supervisor Coon abstained as Michael is his son, 2/0/1.

OATH of PUBLICATION
In
THE ERIE TIMES-NEWS
COMBINATION EDITION

SUMMIT TOWNSHIP SUPERVISORS
8900 OLD FRENCH RD
ERIE PA 16509-5461

REFERENCE: L0962406
0000840919 NOTICE IS HEREBY GIVEN

STATE OF PENNSYLVANIA)
COUNTY OF ERIE) SS:

James E. Dible being duly sworn, deposes and says that he is the Publisher of the Times Publishing Company, which publishes: the Erie Times-News, established October 2, 2000, a daily newspaper of general circulation, successor, by consolidation, of the Morning News, established January 1957, and the Erie Daily Times, established April 1888, daily newspapers of general circulation, and published at Erie, Erie County, Pennsylvania, and that the notice of which the attached is a copy published, in the regular editions of said newspaper of the dates referred to below. Affiant further deposes that he is duly authorized by the TIMES PUBLISHING COMPANY, publisher of The Erie Times-News to verify the foregoing statement under oath, and affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statement as to time, place and character of publication are true.

PUBLISHED ON: 10/26

TOTAL COST: 60.60 AD SPACE: 21 LINE
FILED ON: 10/26/07

NOTICE is hereby given that the Summit Township Board of Supervisors will consider for adoption an ordinance establishing a "no parking" zone on both sides of Marchmont Drive from Route 97 to its end. The proposed ordinance will be acted upon at the regular meeting on Monday, November 5, 2007, 7:30 p.m. at 8900 Old French Rd., Erie, PA. Complete details are available at the Township office during regular office hours.
Christene Yeast
Secretary
(10-840919-NT-26)

Sworn to and subscribed before me this

29th day of October 2007 Affiant: James E. Dible

NOTARY Tami J. Brown

NOTARIAL SEAL
TAMI J. BROWN, NOTARY PUBLIC
ERIE, ERIE COUNTY, PENNA.
MY COMMISSION EXPIRES ON MARCH 30, 2010