

ORDINANCE NO: 1 OF 2010
BEAR CREEK TOWNSHIP
LUZERNE COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE
TOWNSHIP OF BEAR CREEK AUTHORIZING THE PLACEMENT OF
NO PARKING SIGNS IN FRONT OF THE BEAR CREEK COMMUNITY
CHARTER SCHOOL

WHEREAS, Bear Creek Township has the authority to authorize the placement of “No Parking” signs where necessary in the Township, subject only to written authorization of the Pennsylvania Department of Transportation; and

WHEREAS, the Township has identified the specific need for the placement of “No Parking” signs immediately in front of the Bear Creek Community Charter School for the safety of the parents, patrons and passing motorists;

WHEREAS, given the recent tragic motor vehicle events in the general vicinity, the Township believes this is necessary for the health, safety and welfare of the motorists, patrons of the Charter School, and the residents of Bear Creek Township.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, and it hereby is ordained and enacted by the Bear Creek Township Board of Supervisors, as follows:

SECTION 1. Placement of “No Parking” Sign(s). Bear Creek Township shall erect “No Parking” signs along State Route 115, in the Southbound direction, immediately adjacent to the existing Bear Creek Community Charter School from 1900 Bear Creek Boulevard through to the overpass of the Pennsylvania Turnpike. The number of signs needed in that area to effectively mark and enforce the restriction shall be determined by Resolution of the Board of Supervisors after review and consultation with the Pennsylvania Department of Transportation, the Pennsylvania State Police, and the Charter School. This Ordinance hereby authorizes the placement of as many signs as are deemed necessary.

SECTION 2. Cost of Placement. The Bear Creek Community Charter School has agreed to reimburse the Township for the cost(s) incurred by the Township as a contribution to the Bear Creek Community, and as a means of contributing to the additional safety requirements the Township has already recognized as necessary along Route 115, generally.

SECTION 3. Violations. No owner or operator of any vehicle shall cause, allow or permit such vehicle to be parked, including standing or idling, in the area from 1900 Bear Creek Boulevard through to the overpass of the Pennsylvania Turnpike, as marked with the aforementioned signage, at any time.

SECTION 4. Penalties. Failure to adhere to this requirement shall result in a fine of ten dollars (\$10.00) if paid within seventy-two hours; twenty dollars (\$20.00) if paid after seventy two hours, but within five (5) days; thirty dollars (\$30.00) if paid after five days and within ten days; fifty dollars (\$50.00) if paid after ten days but within thirty days; and one hundred dollars (\$100.00) if paid after thirty days.

SECTION 5. General Repealer. All ordinances or parts of ordinances, and all resolutions or parts of resolutions, inconsistent herewith shall be and are hereby repealed.

SECTION 6. Severability. The provisions of this ordinance are severable. If any provision, sentence, clause, phrase, section or part thereof shall for any reason be found unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, phrases, sections, or parts thereof, but the same shall remain in effect. It is hereby declared to be the intent of the Township that this ordinance shall stand notwithstanding the invalidity of any part included herein.

SECTION 7. Effective Date. This Ordinance shall go into effect immediately upon approval by the Board of Supervisors.

ENACTED BY BEAR CREEK TOWNSHIP BOARD OF SUPERVISORS ON THIS 1st DAY OF **MARCH, 2010.**

GARY ZINGARETTI, CHAIR

BONNIE J. WASILEWSKI, VICE CHAIR

RUTH ANN KOVAL

JOSEPH MASI

JIM SMITH

ATTEST:

TOWNSHIP SECRETARY