

**BOROUGH OF BOWMANSTOWN
CARBON COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 2022-01
(Duly Adopted March 1, 2022)**

**AN AMENDMENT TO THE BOROUGH OF BOWMANSTOWN ORDINANCE NO.
2017-02 AS AMENDED BY ORDINANCE NO. 2019-03 PROVIDING FOR THE
REGULATION OF PARKING AND TRAFFIC WITHIN THE BOROUGH OF
BOWMANSTOWN.**

WHEREAS, by Ordinance No. 2017-02, dated May 2, 2017, the Borough Council of the Borough of Bowmanstown, Carbon County, Pennsylvania, adopted an ordinance entitled the “Borough of Bowmanstown Parking and Traffic Ordinance”;

WHEREAS, Ordinance No. 2017-02 sets forth certain parking restrictions; and

WHEREAS, by Ordinance No. 2019-03, dated September 3, 2019, the Borough Council of the Borough of Bowmanstown, Carbon County, Pennsylvania, the Borough of Bowmanstown Parking and Traffic Ordinance; and

WHEREAS, the Borough of Bowmanstown desires to further amend the Borough of Bowmanstown Parking and Traffic Ordinance.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Council of the Borough of Bowmanstown, Carbon County, Pennsylvania, and **IT IS HEREBY ORDAINED AND ENACTED** by the authority of the same, as follows:

SECTION 1. Section II. Definitions, is hereby amended by adding the following definitions:

“BOOT, BOOTING, or BOOTED – The act of immobilizing a motor vehicle in such a manner as to prevent its operation with a device or by means which will cause no damage to such vehicle unless it is moved while such device is in place or such means are employed.

UNSETTLED CITATIONS – Citations for unpaid parking violations for which a citation/summons has been issued to which either no response has been made or for which a warrant has been issued and including adjudicated citations for which the fines and costs imposed are unpaid.

UNSETTLED PARKING VIOLATIONS – Violations of the parking, standing or stopping regulations of the Borough of Bowmanstown or the Pennsylvania Motor Vehicle Code which are outstanding and unpaid over 30 days from the date of issuance.”

SECTION 2. Section III. Prohibitions, B. Prohibited Parking of Motorized Vehicles, is hereby amended by adding the following Subsections (xi), (xii) and (xiii):

“(xi) Parking shall be prohibited on both sides of Craig Street for its the entire length.

(xii) Parking shall be prohibited at certain locations as posted by Public Works from time to time.

(xiii) Parking shall be prohibited along streets designated for special events as approved by Borough Council from time to time.”

SECTION 3. Section III. Prohibitions, C. Parking Under Certain Conditions Prohibited, is hereby amended by adding the following Subsection (iv):

“(iv) A special event approved by Borough Council.”

SECTION 4. The Ordinance is hereby amended to add a new Section VII. Immobilizing Vehicles, as follows:

“SECTION VII. IMMOBILIZING VEHICLES

- A. Boot Installation** – A motor vehicle found parked within the Borough upon any public ground, at any time, may, by or under direction of the Mayor or his designee, be booted if there are five or more unsettled parking violations or three or more unsettled citations or one or more arrest warrants as a result of parking violations pending against the owner of the motor vehicle.
- B. Notice of Booting** – Upon booting of such motor vehicle, the Mayor or his designee shall place or cause to be placed on the vehicle, in a conspicuous manner, notice sufficient to warn any individual that the vehicle has been immobilized, and that any attempt to move the vehicle might result in damage to the vehicle. The notice shall also outline the procedure for obtaining removal of the boot. As soon as practicable, the Mayor or his designee shall provide the owner of the booted vehicle, at his request, with a list of the prior unsettled parking violations or unsettled citations for which, or on account of which, such vehicle was booted.
- C. Removal of Boot** – The owner of a booted vehicle, or other authorized person, shall be permitted to secure the release of the vehicle upon:

(i) Depositing of the collateral required for his or her appearance before a District Magistrate to answer for each unsettled citation; or

Paying the amount of the fine, penalty and court costs, if any, for each unsettled citation and each unsettled parking violation; and,

(ii) Payment of the fees, as prescribed in Section VII(F) of this Ordinance.

D. Immobilization Hearing – The owner of a booted vehicle, or other authorized person, shall have the right to a post-immobilization hearing, limited to the determination of the validity of the booting. Such hearing must be requested within 10 days after the vehicle is booted and shall be conducted by a hearing officer appointed by the Mayor. The hearing shall be held during normal business hours within one business day of the demand therefor. The post-immobilization hearing will not be determinative of or adjudicate the merits of any citation or violation issued relative to any immobilized vehicle but will be limited solely to whether the vehicle was properly subject to booting under the provisions of this ordinance.

E. Towing and Storage of Vehicles – The boot shall remain in place for 72 hours, except as provided below, unless the owner has complied with Section VII(C) of this Ordinance regarding payment of fines, costs and fees. If such compliance has not occurred within 72 hours, the vehicle shall be towed and impounded under the provisions of Section VI(A)(vi) of this Ordinance. If the booting occurs when a vehicle is parked in violation of any provision of the law or any ordinance of the Borough or, if the booted vehicle or the immobilization device appear to have been tampered with, then such vehicle is subject to immediate towing and impounding. Towing and storage fees, as specified in Section VI(A)(vi) of this Ordinance, shall be paid, along with the fees specified in Section VII(C) of this Ordinance, before the owner or authorized person of such vehicle shall be permitted to repossess or secure the release of the vehicle. Vehicles unclaimed within 45 days of towing and storage shall be deemed abandoned and subject to disposal, as such, in the manner authorized by law.

F. Booting Fee – The owner of the booted vehicle shall be subject to a fee, which will be set by resolution of Borough Council from time to time.

G. Tampering with Boot Prohibited – Any person who shall tamper with, remove or attempt to remove any device used to immobilize a motor vehicle that has been booted pursuant to this ordinance, or who shall move or attempt to move the vehicle booted before release of the vehicle has been officially secured, shall be guilty of a summary offense and, upon conviction thereof, shall be fined not less than \$100 nor more than \$600, together with the cost of prosecution, or be imprisoned for not more than 30 days, or both.

H. Implementation and Enforcement – It shall be the duty of the Mayor or other designated employees of the Borough, acting in accordance with the instructions by the Mayor, to enforce the provisions of this ordinance.

- I. **Right to Hearing Not Waived** – Nothing in this ordinance shall be construed to deprive any person of their constitutional right to a hearing or trial as to the violations for which parking violation notices or citations have been issued.”

SECTION 5. SEVERABILITY.

If any article, clause, provision or portion of this Ordinance or regulation incorporated here shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other article, clause, provision or portion of this Ordinance or regulation.

SECTION 6. REPEALER.

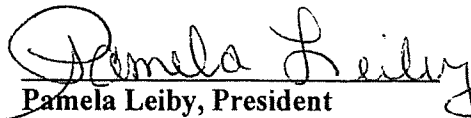
All Ordinances and parts of Ordinances inconsistent herewith be and the same are hereby repealed.

SECTION 7. EFFECTIVE DATE.

This Ordinance shall become effective five (5) days from the date of its adoption.

DULY ORDAINED AND ENACTED this 1st day of March, 2022, by the Borough Council of Bowmanstown, in lawful session duly assembled.

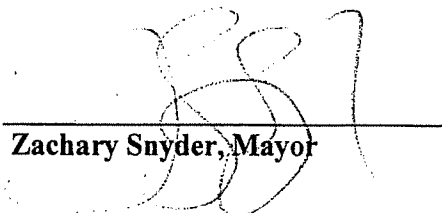
**BOROUGH COUNCIL
BOROUGH OF BOWMANSTOWN**


Pamela Leiby, President

ATTEST:


Tracy L. Burbage, Secretary

Approved this 1st day of March 2022.


Zachary Snyder, Mayor

**BOROUGH OF BOWMANSTOWN
CARBON COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2019-03

**AN AMENDMENT TO THE BOROUGH OF BOWMANSTOWN ORDINANCE
2017-02 PROVIDING FOR THE REGULATION OF PARKING AND TRAFFIC
WITHIN THE BOROUGH OF BOWMANSTOWN.**

WHEREAS, by Ordinance 2017-02, dated May 2, 2017, the Borough Council of the Borough of Bowmanstown, Carbon County, Pennsylvania, adopted an ordinance entitled the "Borough of Bowmanstown Parking and Traffic Ordinance";

WHEREAS, Ordinance 2017-02 sets forth certain parking restrictions; and

WHEREAS, the Borough of Bowmanstown desires to amend Ordinance 2017-02 to add additional parking restrictions to Section III. Prohibitions, B. Prohibited Parking of Motorized Vehicles.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Council of the Borough of Bowmanstown, Carbon County, Pennsylvania, and **IT IS HEREBY ORDAINED AND ENACTED** by the authority of the same, as follows:

SECTION 1: Section III. Prohibitions, B. Prohibited Parking of Motorized Vehicles, is hereby amended by adding the following Subsection (x)

"(x) Only thirty (30) minute parking during the hours of 11:00 AM and 10:00 PM shall be permitted at three (3) designated parking spots on the North side of Lincoln Avenue, adjacent to the property known as 709 Lincoln Avenue."

SECTION II. SEVERABILITY.

If any article, clause, provision or portion of this Ordinance or regulation incorporated here shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other article, clause, provision or portion of this Ordinance or regulation.

SECTION III. REPEALER.

All Ordinances and parts of Ordinances inconsistent herewith be and the same are hereby repealed.

SECTION IV. **EFFECTIVE DATE.** This Ordinance shall be effective immediately upon adoption.

DULY ORDAINED AND ENACTED this 3rd day of September, 2019, by the Borough Council of Bowmanstown, in lawful session duly assembled.

**BOROUGH COUNCIL
BOROUGH OF BOWMANSTOWN**

William Ravert
William Ravert, President

ATTEST:

Tracy L. Burbage
Tracy L. Burbage, Secretary

Approved this 6th day of September 2019.

Zachary Snyder
Zachary Snyder, Mayor

**BOROUGH OF BOWMANSTOWN
CARBON COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2017-02

**AN ORDINANCE OF THE BOROUGH OF BOWMANSTOWN, CARBON COUNTY
PROVIDING FOR THE REGULATION OF PARKING AND TRAFFIC WITHIN THE
BOROUGH OF BOWMANSTOWN**

WHEREAS, the Borough Council finds it necessary and appropriate to provide for the health, safety and welfare of the Borough's citizens by regulating parking and traffic within the Borough of Bowmanstown; and

WHEREAS, the Borough is authorized to regulate parking and traffic within the Borough pursuant to Section 1202 of the Borough Code.

BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Bowmanstown of Carbon County, Pennsylvania, and it is hereby **ENACTED** and **ORDAINED** by the authority of the same, as follows:

SECTION I. **TITLE.**

This ordinance shall be known as and may be cited as the "Borough of Bowmanstown Parking and Traffic Ordinance."

SECTION II. **DEFINITIONS.**

COMMERCIAL VEHICLE – Any licensed vehicle used in conjunction with any business or trade, with the exception of the automobile of a salesman, professional person or the like.

HANDICAPPED PERSON – An individual possessing a handicapped or severely disabled veteran registration plate or placard.

HANDICAPPED PARKING SIGN – A sign issued by the Borough of Bowmanstown reserving parking for one (1) vehicle space and erected at a designated and agreed upon area for access for a handicapped person.

JUNKED MOTOR VEHICLE – Any motor vehicle which is no longer in actual use for transportation or which is wholly unfit to be operated or has been discarded or otherwise abandoned. Failure of a motor vehicle to display a current inspection sticker, as required by the Vehicle Code of Pennsylvania, shall constitute prima facie proof that such motor vehicle is no longer in actual use for transportation.

MOTOR VEHICLE – Any vehicle which is self-propelled, as defined by the Vehicle Code of Pennsylvania, and vehicles which are customarily attached to and propelled by self-propelled vehicles.

NON-MOTORIZED VEHICLE – Any boat trailer or other transportable device mounted on wheels and not normally self-propelled.

OWNER – Actual owner, agent or custodian of the property wherein a handicapped sign will be erected.

RECREATION VEHICLE – Including, but not limited to, a camper or mobile home, snowmobile/ATV 3 and 4 wheelers used for traveling and recreational activities.

SECTION III. PROHIBITIONS.

A. Prohibited Parking of Non-Motorized Vehicles and Recreational Vehicles – The parking of non-motorized vehicles of any size and recreational vehicles shall be prohibited on all streets in the Borough of Bowmanstown except while loading or unloading for a period not to exceed twenty-four (24) hours.

B. Prohibited Parking of Motorized Vehicles – It shall be unlawful for a person to park a motor vehicle within areas designated by erected signs or painted lines as no parking areas in any of the following streets within the Borough of Bowmanstown:

(i) White Street commencing at the southwesterly intersection of White Street and Mill Street and extending westerly along the south side of White Street, a distance of thirty (30') feet.

(ii) White Street commencing at the southeasterly intersection of White Street and Mill Street and extending easterly along the south side of White Street, a distance of fifty-five (55') feet.

(iii) Lehigh Street commencing at the intersection of Lincoln Avenue and Lehigh Street extending southerly to the intersection of Lehigh Street and Bank Street, on the east side only.

(iv) The south side of Lincoln Avenue commencing at the intersection of Lehigh Street and Lincoln Avenue to a distance of twenty (20) feet past the stop sign relocated pursuant to this Ordinance going in an easterly direction.

(v) The cul-de-sac of Lehigh Street a distance of two hundred fifty (250') feet in a northerly direction along the centerline of Lehigh Street from its intersection with the center line of PA Route 895.

(vi) The half cul-de-sac of Railroad Street, located on the Northwest side of Bank Street, a distance of three hundred twenty (320') feet along the center line of Railroad Street from its intersection with the center line of Forge Street.

(vii) The north side of Fireline Road commencing at the easterly curb line of White Street and extending in an easterly direction a distance of one hundred five (105') feet.

(viii) Parking shall be prohibited on the West side of East White Street.

(ix) Parking shall be prohibited on the South side of Forge Street within seventy-five (75') feet of the intersection of White and Forge Streets, south toward Railroad Street, ending thirty (30') feet from the southeast corner of Railroad Street and Forge Street. Only fifteen (15) minute parking shall be permitted on the North side of Forge Street within the same area.

"No Parking" signs shall be erected at the direction of the mayor to designate such areas.

C. Parking under certain conditions prohibited – No vehicle shall be parked on any street, or public right-of-way, or on private property where the vehicle is in public view if it:

- (i) Does not display a current inspection sticker;
- (ii) Is not in operating condition; or
- (iii) Is a junked motor vehicle.

D. Parking and storage of construction equipment or commercial vehicles prohibited – No construction equipment, dumpster, tractor, trailer, tractor and trailer combination, limousine, or other commercial vehicle shall be parked, placed or stored on any Borough street or right-of-way without the expressed written permission of the Borough. If storage is permitted, Pennsylvania Department of Transportation approved lighted and reflective barricades must surround the equipment during hours of darkness on the traveled portion of the street or highway. This section shall not restrict vehicles from standing while in the course of making deliveries or pickups.

E. Overnight parking of certain vehicles prohibited – No motor vehicle having an unloaded weight of more than five (5) tons (ten thousand (10,000) pounds) shall park overnight upon any street or highway within the Borough.

F. Vehicle weight limits – No motor vehicle having an unloaded weight of more than five (5) tons (ten thousand (10,000) pounds) shall enter upon, travel upon, or park on any street within the Borough district except for the purpose of delivery or pickup or in emergency situations.

G. Prohibited Traffic Maneuvers

(i) A left hand turn shall be prohibited at the corner of Forge and White Street, heading north onto White Street when traveling east on Forge Street.

(ii) Two-way traffic shall be prohibited from Forge Street traveling Northwest on Railroad Street and north along Lehigh Alley, to the intersection of White Street. Only one-way traffic shall be permitted in this area.

H. United State Post Office Mailboxes

(i) Some residents receive mail in curbside mailboxes. The borough can not restrict parking in front of these mailboxes. Since the Post Office will not deliver mail to a box that is blocked, it is up to the resident to ask others that parking not occur during those times when mail is delivered.

SECTION IV. PARALLEL PARKING.

A motor vehicle of any kind shall only be permitted to parallel park upon any street or highway within the Borough.

SECTION V. HANDICAPPED PARKING REGULATIONS.

A. Application Procedure.

(i) Any resident of the Borough of Bowmanstown may make application to the Borough for a handicapped parking space only after acquiring a handicapped license plate or placard or a disabled veteran license plate.

(ii) Applications are to be completed in their entirety. An incomplete application form will be denied by the Borough.

(iii) All applications shall be delivered to Borough of Bowmanstown, 490 Ore Street, P.O. Box 127, Bowmanstown, PA 18030.

(iv) New applications shall be reviewed and approved by Chairman of Streets or Council President, who will make the final determination regarding the granting of a handicapped parking space.

(v) Renewal applications shall be reviewed and approved by Chairman of Streets or Council President, who will make the final determination regarding renewal of existing spaces.

(vi) Each applicant, whether for a new permit or a renewal, shall complete an application and provide the Borough with all the information requested.

(vii) Temporary applications shall be reviewed and approved by Chairman of Streets, who will make the final decision in granting this temporary handicapped space. If the space is needed for a longer period of time, it shall be reviewed and approved by Chairman of Streets, who will make the final determination.

(viii) The Borough will promulgate and have available said applications for handicapped parking signs.

(ix) Upon approval of a new or temporary application, the applicant shall pay a fee of One Hundred (\$100.00) Dollars to the Borough.

(x) All approved applications shall be subject to annual review.

(xi) Approval or denial of applications will be made within seven (7) days by Chairman of Streets.

B. Application Renewal.

(i) Each permit for a handicapped parking space shall be renewed on an annual basis, except for temporary handicapped spaces, as in paragraph A.(vii) above.

(ii) Applications for renewal, except for temporary space renewal, shall be submitted to the Borough at 490 Ore Street, P.O. Box 127, Bowmanstown, PA 18030 between January 1st and January 31st of each calendar year, with the renewal fee of Five (\$5.00) Dollars.

(iii) In making the final determination regarding the renewal of a previously permitted handicapped space, the Borough shall apply the criteria contained in this Ordinance.

(iv) Once a permit is not renewed for any reason, any application by the same applicant shall be considered a new application and shall be governed by the provisions of this Ordinance.

C. Fees.

(i) The initial application fee for permanent and temporary handicapped parking spaces is One Hundred (\$100.00) Dollars. This fee also applies to any person permitted a handicapped parking space who fails to file a renewal application within the time frame allowed by this Ordinance.

(ii) The application fee for renewal applications for handicapped parking spaces is Ten (\$10.00) Dollars.

(iii) All fees for permanent and temporary handicapped parking spaces and renewal of permanent and temporary handicapped parking spaces are non-refundable.

D. Location of Handicapped Parking Spaces.

(i) No more than two (2) handicapped parking spaces shall be located on any block where parking is permitted on both sides of the street.

(ii) No more than one (1) handicapped parking space shall be located on any block where parking is permitted on only one (1) side of the street.

(iii) All handicapped parking spaces permitted prior to the effective date of this Ordinance shall be allowed to remain as located but must be renewed annually between January 1st and January 31st of each calendar year thereafter.

(iv) In the event that previously permitted spaces exceed the maximum allowed per block, the Borough shall refrain from granting any additional spaces in that block until the number of handicapped spaces falls below the maximum allowed.

E. Records. The Borough Secretary shall maintain a log of all existing handicapped parking spaces at the time of the effective date hereof. Further, the Borough Secretary will maintain a log of all applications for handicapped parking spaces for a maximum of thirty (30) days.

F. Standards.

(i) No permit shall be granted where adequate handicapped-accessible, off-street parking is available.

(ii) The owner of the vehicle used for the applicant must reside at the same address as the applicant. A copy of the vehicle registration must accompany the application as proof of residence.

(iii) Any change in address or change in health status must be reported to the Borough in writing within thirty (30) days of change.

(iv) All applicants shall meet at least one (1) of the following requirements: have a handicap license plate or placard or a disabled veteran license plate.

G. Revocation of Permit and Removal of Sign. The Borough reserves the right to revoke any permit or remove any sign for a handicapped parking space at any time for any reason.

H. Exemptions. Disabled veterans of any branch of the armed forces are exempt from paying any and all application and installation fees, renewal fees or penalties as set forth in this Ordinance, upon showing proof of same.

I. General Provisions.

(i) Any stipulations made at the time of application regarding the eligibility of an applicant may be updated periodically at the request of the issuing authority.

(ii) Handicapped parking spaces shall not supersede existing parking regulations, including, but not limited to street sweeping, snow ban or snow removal regulations.

(iii) Handicapped parking signs will remain the property of the Borough.

(iv) The issuing authority will police and control areas governed by a handicapped parking sign.

(v) The issuing authority will take the following factors into consideration in the issuance of handicapped parking signs:

(a) Overall availability of parking in the area wherein a sign is requested.

(b) The living arrangements of an individual applicant herein; for example, a disabled person living alone and responsible for his or her own transportation.

(c) Existing parking problems in the area wherein a sign is requested.

(vi) The granting of a handicapped parking space permit does not entitle the applicant to the exclusive use of this space. This space can be used by other handicapped persons and disabled veterans.

SECTION VI.

VIOLATION; PENALTY.

A. Parking Regulations.

(i) The Borough of Bowmanstown, Carbon County, Pennsylvania, through its Mayor as a law enforcement officer, shall have the power and right to issue parking tickets to motor vehicle operators who violate the parking provisions of this Ordinance and to owners of motor vehicles which are found in no parking areas designated herein. The form and substance of such ticket format shall be approved by resolution of Borough Council.

(ii) The owner and/or operator of any vehicle who shall violate any provision of this Ordinance as it relates to parking regulations shall be subject to a parking fine of Twenty-five (\$25.00) Dollars and costs, including all costs associated with disposing of the vehicle under the provisions of the Vehicle Code. Violator shall remit the fine at the mail slot in the front door of the Borough Hall within forty-eight (48) hours after the parking ticket is issued. Should the violator not remit the fine within the forty-eight (48) hour period of time, a District Magistrate having jurisdiction over the matter shall issue a citation upon the violator. Upon conviction, the violator shall pay a fine of not less than Fifty (\$50.00) Dollars and not more than Five Hundred (\$500.00) Dollars, plus costs of prosecution, including all costs associated with disposing of the vehicle under the provisions of the Vehicle Code, and in default of payment of such fines and costs, the violator shall undergo imprisonment for not more than thirty (30) days.

(iii) Continued parking in violation hereof shall be a separate offense for every day the violation continues and shall be subject to additional fines as above set forth.

(iv) A person owning a vehicle parked in a handicapped parking designated area without a handicapped plate or placard properly displayed and qualifying under this Ordinance will be subject to citation.

(v) It shall be unlawful for any person or owner of realty to erect a handicapped parking sign upon the streets of the Borough without first making application for a handicapped parking sign through the Borough. Any violations hereunder will constitute a summary criminal offense under the laws of the Commonwealth of Pennsylvania, and each day of violation hereunder will be considered a separate offense.

(vi) **Removal and Impoundment of Illegally Parked Vehicles.**

(a) Authority to Remove and Impound: Pursuant to §6109(a)(22) of the Pennsylvania Vehicle Code (the "Vehicle Code"), 75 Pa.C.S.A. §6109(a)(22), the Mayor of the Borough of Bowmanstown is hereby authorized to remove and impound those vehicles which are parked in violation of the Borough of Bowmanstown Parking and Traffic Ordinance. Vehicles which have been abandoned (as defined by the Vehicle Code) or which are parked in such a manner as to interfere with traffic or pose a hazard to others may be towed under the provisions of the Vehicle Code. No vehicle shall be removed or impounded except in strict adherence to the provisions of this Ordinance or the provisions of the Vehicle Code.

(b) Designation of Approved Storage Garages; Bonding; Towing and Storage: Removal and impounding of vehicles under this Ordinance shall be done by approved storage garages that shall be designated from time to time by the Borough. Every such garage shall submit evidence to the Borough that it is bonded or has acquired liability insurance in an amount satisfactory to the Borough as sufficient to indemnify owners or impounded vehicles against loss or damage to these vehicles while in the custody of the garage keeper for the purpose of towing or storage. The approved storage garage shall submit to the Borough its schedule of charges for towing and storage of vehicles and, when the schedule is approved by the Borough, those charges shall be adhered to by the approved storage garage; no different schedule of charges shall be demanded of or collected from any person whose vehicle is removed or impounded under this Ordinance by any approved storage garage. The Borough shall delete from its list of approved storage garages any garage that makes any unapproved charge in connection with any vehicle removed or impounded under this Ordinance.

(c) Payment of Towing and Storage Charges: The payment of towing and storage charges shall not relieve the owner or driver of any vehicle for liability for any fine or penalty for the violation of this Ordinance for which the vehicle was removed or impounded.

(d) Records of Vehicles Removed or Impounded: The Borough shall keep a record of all vehicles impounded under this Ordinance and shall be able at all reasonable times to furnish the owners or agents of the owners of those vehicles with information as to the place of storage of the vehicle.

(e) Restrictions upon Removal of Vehicles: No vehicle shall be removed under the Authority of this Ordinance or the Vehicle Code if, at the time of the intended removal, the owner or the person being in charge of the vehicle is present and expresses a willingness and intention to remove the vehicle immediately."

B. Traffic Regulations. The owner and/or operator of any vehicle who shall violate any provision of this Ordinance as it relates to traffic regulations, shall be sentenced to pay those fines and costs established by the Pennsylvania Motor Vehicle Code. If no fine is set by the aforesaid, then the fine shall be Fifty (\$50.00) Dollars, and costs for each violation. Disposition of said fine or fines shall be made in accordance with the provisions of the Vehicle Code.

SECTION VII. SEVERABILITY.

If any article, clause, provision or portion of this Ordinance or regulation incorporated here shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other article, clause, provision or portion of this Ordinance or regulation.

SECTION VIII. REPEALER.

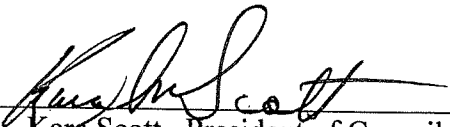
All Ordinances and parts of Ordinances inconsistent herewith be and the same are hereby repealed.

SECTION IX. EFFECTIVE DATE.


This ordinance shall be effective immediately after its adoption.

DULY ENACTED AND ORDAINED this 2nd day of May, 2017, by the Borough Council of the Borough of Bowmanstown, Carbon County, Pennsylvania in lawful session duly assembled.

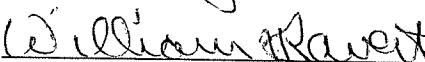
BOROUGH OF BOWMANSTOWN
CARBON COUNTY, PENNSYLVANIA

BY: 
Kara Scott, President of Council

ATTEST:


Tracy Burbage, Secretary

EXAMINED AND APPROVED this 2 day of May, 2017.


William Ravert, Mayor

WILLIAM H. RAVERT
MAYOR OF BOWMANSTOWN
CARBON COUNTY
MY COMMISSION EXPIRES
JANUARY 2, 2018