

ORDINANCE 2017 – 7

AN ORDINANCE OF THE TOWN COUNCIL OF THE MUNICIPALITY OF KINGSTON, LUZERNE COUNTY, PENNSYLVANIA, A HOME RULE MUNICIPALITY, RENUMBERING MUNICIPAL CODE SECTION 156-53.1 B AND ESTABLISHING PENALTIES FOR VIOLATION OF SAID SECTION

WHEREAS, the Municipality of Kingston currently controls parking during snow events by Municipal Code Section 156-53.1; and,

WHEREAS, the aforementioned Section is included in the Ordinances of the Municipality of Kingston in a Section relating to “deposit of snow and ice restricted”; and,

WHEREAS, the control of parking during snow events is more appropriately treated in Chapter 170 of the Municipal Code relating to vehicles in traffic; and,

WHEREAS, the Town Council of the Municipality of Kingston does further revise the schedule of penalties for violation thereon.

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

1. Municipal Code Section 156-53.1 B is repealed.
2. Municipal Code Article IV which has previously been reserved is entitled **PARKING ON MUNICIPAL STREETS DURING SNOW EVENTS.**
3. The following Municipal Code Sections are established:

Section 170-33. Prohibited Parking.

On any day when there is a forecasted snowfall event of three (3) inches or more, 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:

1. On the first day when a snowfall event is forecast of three (3) 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.

2. 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.

3. Vehicles not removed on designated days for snow removal as stated in this Ordinance will be ticketed and/or towed at owner’s expense.

4. Notice of snow event parking restrictions is deemed accomplished when posted on the Kingston Pennsylvania Police Department Facebook Page, communicated by the Municipality’s mass communication system (currently Code Red) and/or communicated by local print, radio or television media.

5. 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.

Section 170-34. Violations and penalties.

A. Any person who shall violate any provision of this article shall be fined as follows:

First offense of the winter snow season - \$5.00

Second offense of the winter snow season - \$10.00

Third or more offense of the winter snow season - \$50.00

The “winter snow season” for the purpose of this Ordinance shall commence with the first snow event subject to the parking regulations under this Ordinance.

4. Increase of fines

(1) Fines of \$5.00 imposed by this Article shall be increased to \$10.00 if not paid within 48 hours from the issuance of notice of violation.

(2) Fines of \$10.00 imposed by this Article shall be increased to \$15.00 if not paid within 48 hours from the issuance of notice of violation.

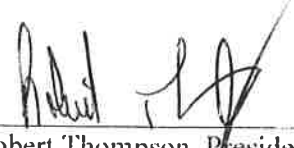
(3) Fines of \$50.00 imposed by this Article shall be increased to \$55.00 if not paid within 48 hours from the issuance of notice of violation.

- (4) 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.

INTRODUCED at a meeting of the Town Council of the Municipality of Kingston held the 18th day of September, 2017.

ENACTED at a meeting of the Town Council of the Municipality of Kingston, Luzerne County, Pennsylvania held the 16th day of October, 2017.

FOR THE TOWN COUNCIL OF THE
MUNICIPALITY OF KINGSTON

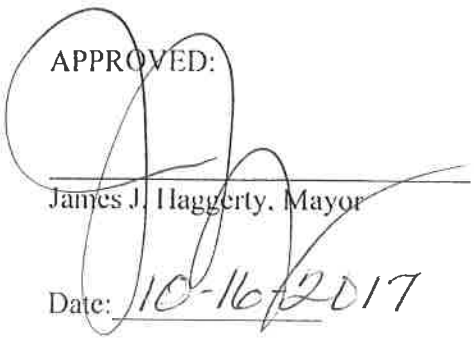
By: 
Robert Thompson, President

ATTEST:


Julie Norton, Secretary

Date: 10-16-2017

APPROVED:


James J. Haggerty, Mayor

Date: 10-16-2017