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**ARTICLE I**  
**GENERAL TRAFFIC REGULATIONS**

**Section 101. Traffic Study Basis of Regulation**

Upon the basis of a traffic study and investigation by the Township of Ontelaunee, in accordance with the provisions of Section 3362, 3363 and 6109 of the Pennsylvania Vehicle Code, it is hereby determined by the Board of Supervisors of the Township of Ontelaunee that the maximum speed limits on Township roads as described below in Section 103 are hereby imposed.

Ord. 1980-2, 11/13/1980, §1; Ord. 1983-2, 8/11/1983, §1; Ord. 1983-3, 11/10/1983, §1; Ord. 1985-1, 1/10/1985, §1; Ord. 1989-6, 6/8/1989, §1; Ord. 1989-8, 7/13/1989, §1; Ord. 1991-11, 12/26/1991, §2; Ord. 1994-1, 2/10/1994, §2; Ord. 1994-2, 2/10/1994, §2; Ord. 1997-2, 7/10/1997, §3; Ord. 2003-1, 2/6/2003, §3; Ord. 2003-7, 12/29/2003, §3; Ord. 2003-8, 12/29/2003, §3; Ord. 2003-9, 12/29/2003, §3; Ord. 2004-9, 10/7/2004, §3; Ord. 2005-3, 5/5/2004, §3; Ord. 2007-8, 12/6/2007, §1.

**Section 102. Sign Installation Authorized**

Official signs shall be erected to indicate the aforesaid maximum speed.

Ord. 1973-1, 9/13/1973, §8; Ord. 1983-2, 8/11/1983, §1; Ord. 1983-3, 11/10/1983, §1; Ord. 1985-1, 1/10/1985, §1; Ord. 1989-6, 6/8/1989, §1; Ord. 1989-8, 7/13/1989, §1; Ord. 1991-11, 12/26/1991, §2; Ord. 1994-1, 2/10/1994, §2; Ord. 1994-2, 2/10/1994, §2; Ord. 1997-2, 7/10/1997, §3; Ord. 2003-1, 2/6/2003, §3; Ord. 2003-7, 12/29/2003, §3; Ord. 2003-8, 12/29/2003, §3; Ord. 2003-9, 12/29/2003, §3; Ord. 2004-9, 10/7/2004, §3; Ord. 2005-3, 5/5/2004, §3; Ord. 2007-8, 12/6/2007, §2.

**Section 103. Speed Limits Established\***

No person shall drive a vehicle at a speed in excess of the speed limits listed below on the described portions of Township roads.

Road	Speed Limit	Authority
Ashley Way	35 MPH	Ord. 1994-1; Ord. 1991-11; Ord. 2005-5
Berkley Park Road, T 754, from Rt. 61 to Heffner Lane, Rt. 600	25 MPH	Ord. 1968-2
Bewley Lane	25 MPH	Ord. 1994-2
Cherry Street	30 MPH	Ord. 2003-7

Gernant's Church Road, T-713, from Indian Manor, T-959 to T-715	25 MPH	Ord. 1968-2
Gernant's Church Road, T-713, from Loose Lane to Cider Mill Road	35 MPH	Ord. 1985-1
Grube Lane	25 MPH	Ord. 1983-2
Hafer Drive	30 MPH	Ord. 2003-9
Indian Manor, T-959, from Rt. 61 South to Gernant's, T 713	25 MPH	Ord. 1968-2
Kerns Road, T-715, from T-752 east to LR 6002	35 MPH	Ord. 1973-1
Loose Lane, T-715, from Gernant's Church Road to Kindt Corner Road	35 MPH	Ord. 1989-6
Margaret Lane	25 MPH	Ord. 2004-9
Mohrsville Road, T-753, from Rt. 61 north to Perry Township Line	35 MPH	Ord. 1968-2
Oesterling Drive	25 MPH	Ord. 2003-1
Ontelaunee Drive, T-752, from Rt. 73 to Wiley's Lane	40 MPH	Ord. 1989-8
Peach Street	30 MPH	Ord. 2003-8
Redner's Way	25 MPH	Ord. 2005-3
Slater Road, T-600, from Township Line with Maidencreek to Heffner Lane	35 MPH	Ord. 1980-2
Willow Creek Road, T-707, from Leesport Avenue to East Huller Lane	35 MPH	Ord. 1983-3
Willow Creek Road, T-708, from Leesport Avenue to a point adjacent with OTMA's Sewage Pump Station No. 6	25 MPH	Ord. 2007-8
Wingco Lane, T-962	25 MPH	Ord. 1997-2

\*Editorial changes made to standardize the speed limit regulations in a codification table. The regulations remain unchanged in substance.

Ord. 1968-2, 8/8/1968, §2 and §3; Ord. 1973-1, 9/13/1973, §2; Ord. 1980-2, 11/13/1980, §1; Ord. 1983-2, 8/11/1983, §1; Ord. 1983-3, 11/10/1983, §1; Ord. 1985-1, 1/10/1985, §1; Ord. 1989-6, 6/8/1989, §1; Ord. 1989-8, 7/13/1989, §1; Ord. 1991-11, 12/26/1991, §2; Ord. 1994-1, 2/10/1994, §2; Ord. 1994-2, 2/10/1994, §2; Ord. 1997-2, 7/10/1997, §3; Ord. 2003-1, 2/6/2003, 3; Ord. 2003-7, 12/29/2003, §3; Ord. 2003-8, 12/29/2003, §3; Ord. 2003-9, 12/29/2003, §3; Ord. 2004-9, 10/7/2004, §3; Ord. 2005-3, 5/5/2004, §3; Ord. 2005-5, 10/6/2005, §1; Ord. 2007-8, 12/6/2007, §3; Ord. 2025-2, 8/7/2025, §1.

### **Section 104. Penalties for Speed Limit Violations**

Penalties for violation of the provisions of Section 103 shall be as provided for under the Pennsylvania Vehicle Code as now in force, or as hereafter amended, enacted, reenacted or supplanted.

Ord. 1968-2, 8/8/1968, §5; Ord. 1973-1, 9/13/1973, §4; Ord. 1980-2, 11/13/1980, §2; Ord. 1983-2, 8/11/1983, §2; Ord. 1983-3, 11/10/1983, §2; Ord. 1985-1, 1/10/1985, §2; Ord. 1989-6, 6/8/1989, §2; Ord. 1989-8, 7/13/1989, §2; Ord. 1991-11, 12/26/1991, §4; Ord. 1994-1, 2/10/1994, §4; Ord. 1994-2, 2/10/1994, §4; Ord. 1997-2, 7/10/1997, §4; Ord. 2003-1, 2/6/2003, 5; Ord. 2003-7, 12/29/2003, § 4; Ord. 2003-8, 12/29/2003, § 4; Ord. 2003-9, 12/29/2003, § 4; Ord. 2004-9, 10/7/2004, §4; Ord. 2005-3, 5/5/2004, §4; Ord. 2007-8, 12/6/2007, §4.

### **Section 105. Stop Intersections Established\***

In accordance with the provisions of Section 6109(a)(6), 6109(b) and 6122 of the Pennsylvania Vehicle Code, the intersections as described on the table below in the Township of Ontelaunee, Berks County, Pennsylvania are hereby declared to be stop intersections and in accordance with the provisions of Section 6109(c) of the Pennsylvania Vehicle Code official stop signs shall be and are hereby erected in such a position as to face traffic as further described on the table below. All vehicles shall come to a complete stop within a reasonable distance of the intersection, before entering said intersection.

Stop Sign On	Direction of Travel	At Intersection With	Ordinance
Adams Road, T-715	North	Ida Red Road	2016-4
Adams Road, T-715	South	Gernant's Church Road, T-713	1992-2
Ashley Way, T-747	East	Ontelaunee Drive, LR-4029	1994-1, 1991-11, 2005-5
Ashley Way, T-747	Southwest	Route 61	2016-4
Belleman's Church Road	West	Route 61	2016-4
Berkley Road, T-754	South	Route 61	2016-4
Berkley Road, T-800	South	Tube Drive (private)	2016-4; 2017-8
Bewley Lane, T-816	South	Snyder Road, T-799	1994-2
Birchhill Road, T-960	South	Route 61	2016-4
Bowers Road, T-749	North	Wiley's Road, T-709	2016-4
Bowers Road, T-749 (748)	North South	Slater Road (2), T-600	1989-7, 1994-3
Bowers Road, T-749 (748)	Southeast	Snyder Road, T-799	2016-4

Calais Drive North, T-740	Northwest	Snyder Road, T-799	2016-4
Calais Drive North, T-740	West	Heffner Lane, T-601	2016-4
Calais Drive South, T-740	South	Willowcreek Road, T-708	2016-4
Calais Drive, T-740	North	Snyder Road, T-799	2010-6
Calais Drive, T-740	Northwest	Edinboro Lane	2016-4
Calais Drive, T-740	South	Calais Drive South, (2), T-740	2016-4
Cherry Street, T-972	East	Peach Street, T-971	2016-4
Dries Road, T-746	North	Snyder Road, T-799	2016-4
Dries Road, T-746	South	Park Road, LR-1010	2016-4
Dries Road, T-746	South	Route 222	2016-4
Edinboro Lane	Northwest	Nantucket Drive, T-741	2016-4
Edinboro Lane	Southeast	Calais Drive, T-740	2016-4
Gernant's Church Road, T-713	West	Cider Mill Run, LR-4031	2016-4
Gernant's Church Road, T-713	West, sign placed east of	Indian Manor Drive, T-959	1968-2
Grube Lane, T-975	East	Dries Road, T-746	1983-1
Hafer Drive, T-796	South	Cherry Street, T-972	2016-4
Hafer Drive, T-796	South	Peach Street, (2), T-971	2016-4
Hafer Drive, T-976	North	Apple Street, T-977	2016-4
Hannibal Lane	North	Snyder Road, T-799	2010-6
Heffner Lane, T-601	Southeast	Snyder Road, T-799	2016-4
Indian Manor Drive, T-959	North	Route 61	2016-4
Indian Manor Drive, T-959	South		
Katylyn Lane	Southwest	Bellemans Church Road, (2), SR-6036	1999-1
Kern's Road, T-751	East	Heffner Lane, (2), T-601	2016-4
Koch Road, T-962	South	Ontelaunee Drive, T-752	1989-9
Leesport Avenue, T-707	North	West Huller Lane, LR-4030	2016-4
Leesport Avenue, T-707	North	Berkley Park Road, T-754, LR-6100	Res. 1982-4
Leesport Avenue, T-707	South	Snyder Road, T-799	2016-4
Loose Lane, T-716	North	Gernant's Church Road, T-713	1978-2
Loose Lane, T-716	South	Kindt Corner Road, LR-1003	2016-4
Margaret Lane, T-973	East	Wingco Lane, T-963	2016-4
Mohrsville Road, T-753	South	Route 61	2016-4
Nantucket Drive, T-741	Northeast	Edinboro Lane	2016-4
Nantucket Drive, T-741	South	Calais Drive, (2), T-740	2010-6
Nantucket Drive, T-741	West	Willowcreek Road, T-708	2010-6

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Oesterling Drive, T-974	East	Leesport Avenue, LR-1004	2003-1
Ontelaunee Drive, T-752	East	Shoemakersville Road	2016-4
Ontelaunee Drive, T-752	South	Kindt Corner Road, LR-1003	2016-4
Ontelaunee Drive, T-752	South	Ohlinger Road, LR-4031	1998-2
Ontelaunee Drive, T-752	South	Route 73	2016-4
Ontelaunee Drive, T-752	South	Wiley's Road, T-709	2016-4
Orchard Lane, T-750	Northeast	Route 61	2016-4
Oswego Lane, T-968	West	Versailles Court, (2), T-969	2016-4
Peach Street, T-971	South	Ashley Way, T-747	2016-4
Quaker Maid Private Driveways	East	Route 61, SR 0061	1992-7
Redners' Way, T-970	North	Ashley Way, T-747	2016-4
Service Road 3, T-963	North	West Huller Lane	1989-1
Slater Road, T-600	East and West	Bowers Road (2), T-749	1968-2
Slater Road, T-600	West	Heffner Lane, T-601	1993-4
Snyder Road, T-799	West	Berkley Road, T-800	2016-4
Snyder Road, T-799	West	Route 61, (2)	2016-4
South Riverside Drive, T-758	East	Route 61	2016-4
Tube Drive (private)	East	Berkley Road (T-800)	2017-8 <sup>1</sup>
Tube Drive (private)	South	Route 61	2016-4
Verdun Drive, T-742	East	Nantucket Drive, T-741	2010-6
Verdun Drive, T-742	South	Willowcreek Road, T-708	2010-6
Versailles Court, T-969	South	Calais Drive, T-740	2016-4
Wiley's Road, T-709	East	Ontelaunee Drive	1994-4
	West		1989-5
			2025-2
Willowcreek Road, T-708	South	East Huller Lane, LR-4032	2016-4
Willowcreek Road, T-708	Southwest	Leesport Avenue, LR-1004	2016-4
Wingco Lane, T-963	North	West Huller Lane, LR-4030	2016-4

\*Editorial changes made to standardize the stop intersection regulations in a codification table. The regulations remain unchanged in substance.

Ord. 1968-2, 8/8/1968, §1; Ord. 1978-2, 11/9/1978, §1; Res. 1982-4, 6/15/1982, §1; Ord. 1983-1, 8/11/1983, §1; Ord. 1989-1, 1/12/1989, §1; Ord. 1989-5, 5/11/1989; §1; Ord. 1989-7, 7/13/1989, §1; Ord. 1989-9, 8/10/1989, §1; Ord. 1991-11, 12/26/1991, §3; Ord. 1992-2, 2/13/1992, §1; Ord. 1992-7, 10/8/1992, §1; Ord. 1993-4, 11/11/1993, §1; Ord. 1994-1,

<sup>1</sup> Signage modifications to effectuate the stop sign provided for in Ord. 2017-8, §§2-3.

2/10/1994, §3; Ord. 1994-2, 2/10/1994, §3; Ord. 1994-3, 9/8/1994, §1; Ord. 1994-4, 9/8/1994, §2; Ord. 1998-2, 10/8/1998, §1; Ord. 1999-1, 1/21/1999, § 1; Ord. 2003-1, 2/6/2003, §4; Ord. 2005-5, 10/6/2005, §1; Ord. 2010-6, 9/2/2010, §1; as amended by Ord. 2016-4, 10/6/2016, §5; as amended by Ord. 2017-7, 8/3/2017, §1 and §3; Ord. 2025-2, 8/7/2025, §2.

### **Section 106. Penalties for Stop Intersection Violations**

Penalties for violation of Section 105 above shall be as provided for under the Pennsylvania Vehicle Code as now in force, or as hereafter amended, enacted, reenacted or supplanted.

Ord. 1968-2, 8/8/1968, §5; Res. 1982-4, 6/15/1982, §2; Ord. 1983-1, 8/11/1983, §2; Ord. 1989-1, 1/12/1989, §2; Ord. 1989-5, 5/11/1989; §2; Ord. 1989-7, 7/13/1989, §2; Ord. 1989-9, 8/10/1989, §2; Ord. 1991-11, 12/26/1991, §4; Ord. 1992-2, 2/13/1992, §2; Ord. 1992-7, 10/8/1992, §3; Ord. 1993-4, 11/11/1993, §2; Ord. 1994-1, 2/10/1994, §4; Ord. 1994-2, 2/10/1994, §4; Ord. 1994-3, 9/8/1994; Ord. 1994-4, 9/8/1994, §3; Ord. 1998-2, 10/8/1998, §2; Ord. 1999-1, 1/21/1999, § 2; Ord. 2003-1, 2/6/2003, §5; Ord. 2010-6, 9/2/2010, §1.

### **Section 107. Left Turns Prohibitions**

In accordance with the provisions of Section 6109(a)(9), 3331(c) and 6109(b) of the Pennsylvania Vehicle Code, the intersections as described on the table below in the Township of Ontelaunee, Berks County, Pennsylvania are hereby declared to be no left turn intersections and in accordance with the provisions of Section 6109(c) of the Pennsylvania Vehicle Code official no left turn signs shall be and are hereby erected in such positions as described on the table below. All vehicles approaching said intersections shall make right turns only. No left turns are permitted at said intersections.

<b>Left Turns Prohibited Sign On</b>	<b>Direction of Travel</b>	<b>At Intersection With</b>	<b>Ordinance</b>
Quaker Maid Private Drive	East	Route 61, SR 0061	Ord. 1992-7

Ord. 1992-7, 10/8/1992, §2.

### **Section 108. Penalties for Left Turn Violations**

Penalties for violation of Section 107 shall be as provided for under the Pennsylvania Vehicle Code as now in force, or as hereafter amended, enacted, reenacted or supplanted.

Ord. 1992-7, 10/8/1992, §3.

### **Section 109. One Way Streets**

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Upon the basis of a traffic investigation by the Chief of Police of the Ontelaunee Township Police Department, and in accordance with the provisions of Sections 3308 and 6109 of the Pennsylvania Vehicle Code, it is hereby determined that Hannibal Lane in its' entirety shall be designated as a one way roadway at all times from East to West and the same restriction is hereby imposed thereon and official traffic-control signs shall be and are hereby erected to indicate the same. No person shall drive a vehicle on Hannibal Lane in any direction other than that indicated by official traffic-control signs erected thereon.

Ord. 1985-3, 2/14/1985, §1; superseded by Ord. 2016-4, 10/6/2016, §5.

### **Section 110. Penalties for One Way Street Violations**

Penalties for violation of any provisions of this Ordinance shall be as provided for under the Pennsylvania Vehicle Code as now in force, or as hereafter amended, enacted, reenacted or supplanted.

Ord. 1985-3, 2/14/1985, §2.

## ARTICLE II

### SPECIAL TRAFFIC REGULATIONS

#### **Section 201. Restriction of Truck Traffic on Certain Roads**

By reason of hazardous traffic conditions and other safety factors, by authority granted by §4902(b) of the Vehicle Code, it shall be unlawful for any person to drive any truck, as defined in the Pennsylvania Motor Vehicle Code, except as stated, on the following street or bridge or part of street:

<b>Street or Bridge</b>	<b>Between/Location</b>	<b>Exception(s)</b>	<b>Ordinance</b>
Wiley's Road (T-709)	Ontelaunee Drive (T-762) and Bowers Road (T-749) (Wiley's Bridge)	Local Deliveries	Ord. 2011-2 Ord. 2025-2
Slater Road (T-600)	Orchard Road (Maidencreek Township and Heffner Lane (T-601)	Local Deliveries	Ord. 2011-2
Bowers Road (T-749)	Slater Road (T-600) and Snyder Road (T-799)	Local Deliveries	Ord. 2011-2
Katlynn Lane (T-767)	Entirety	Local Deliveries, Emergency Vehicles and School Buses	Ord. 2011-2, Ord. 2018-14
Edinboro Lane (T-966)	Between Nantucket Drive (T-741) and Calais Drive (T-740)	Local Deliveries, Emergency Vehicles and School Buses	Ord. 2011-2, Ord. 2018-14
Nantucket Drive (T-741)	Between Willow Creek Road (T-708) and Edinboro Lane (T-966)	Local Deliveries, Emergency Vehicles and School Buses	Ord. 2011-2, Ord. 2018-14
Calais Drive(T-740) (Inclusive or portions also known as Calais Drive South and North Calais Drive)	Entirety	Local Deliveries, Emergency Vehicles and School Buses	Ord. 2011-2, Ord. 2018-14
Versailles Court (T-969)	Entirety	Local Deliveries, Emergency Vehicles and School Buses	Ord. 2011-2, Ord. 2018-14
Verndun Drive (T-742)	Entirety	Local Deliveries, Emergency Vehicles and School Buses	Ord. 2011-2, Ord. 2018-14
Oswego Lane (T-968)	Entirety	Local Deliveries, Emergency Vehicles and School Buses	Ord. 2011-2, Ord. 2018-14

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Ord. 2011-2, 8/15/2011, §1; as amended by Ord. 2018-14, 12/6/2018, §1; as amended by Ord. 2025-2, 8/7/2025, §3.

### **Section 202. Weight Restrictions on Certain Roads and Bridges**

By reason of hazardous traffic conditions and other safety factors, by authority granted by §4902(b) of the Vehicle Code, it shall be unlawful for any person to drive any vehicle or combination in violation of the restriction prescribed for that street or bridge or part of street except as provided:

Street or Bridge	Between/Location	Re-striction(s)	Exception(s)	Ordinance
Snyder Road (T-799)	Leesport Avenue (SR 1004) and Dries Road (T-746)	10 Tons		2025-2

Ord. 1963-1, 7/25/1963, §2 and §3; Ord. 1973-1, 9/13/1973, §3; Ord. 1986-8, 12/11/1986, §1-3; Ord. 2010-6, 9/2/2010, §3; Ord. 2011-2, 8/15/2011, §2; as amended and restated by Ord. 2018-6, 7/5/2018, §1; as amended by Ord. 2025-2, 8/7/2025, §4.

### **Section 203. Penalties and Enforcement**

Any person who violates any provision of this Ordinance shall, upon conviction be sentenced to pay a fine of Twenty Five Dollars (\$25.00) and costs. Provided: it shall be the duty of the police officers and of parking enforcement personnel of the Township to report to the appropriate official all violations of any provisions of this Ordinance, indicating, in each case: the Section violated; the license number of the vehicle involved in the violation; the location where the violation took place; and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending the violation. The police officer or other person making the report shall also provide the vehicle operator or attach to or place upon every such vehicle a notice stating that the vehicle was operated or parked in violation of this Ordinance. The notice shall contain instructions to the owner or driver of the vehicle that if he/she will report to the office of the Chief of Police and pay the sum of Twenty Five Dollars (\$25.00) within five (5) days after the time of the notice, or if he/she will place the sum of Twenty Five Dollars (\$25.00) enclosed with the envelope provided and mail to the Township, and that act will save the violator from prosecution and from additional payment of the fine and costs prescribed in the first sentence of this Section.

Ord. 1963-1, 7/25/1963, §4; Ord. 1973-1, 9/13/1973, §4; Ord. 1986-8, 12/11/1986, §4; Ord. 2010-6, 9/2/2010, §4; Ord. 2011-2, 8/15/2011, §3.

### **Section 204. Sign Installation Authorized**

The proper sign designating the speed, weight limits and prohibition of trucks except as excepted hereby established shall be erected.

Ord. 1973-1, 9/13/1973, §8; as amended and restated in Ord. 2018-14, 12/6/2018, §2.

**ARTICLE III**  
**GENERAL PARKING REGULATIONS**

**Section 301. No Stopping, Standing or Parking Zones**

It shall be unlawful for any person to stop, stand or park in the following locations at all times as indicated by parking regulation signs in the following location(s):

<b>Highway/Street</b>	<b>Location</b>	<b>Ordinance</b>
Adams Road	From its intersection with Ida Red Drive, West, to its intersection with Gernants Church Road	Ord. 2021-04
Ashley Way	Its full length	Ord. 1995-10; Ord. 2005-5
Beechwood Drive (both sides)	From its intersection with Kindts Corner Road to the cul-de-sac	Ord. 2021-04
Bowers Road (both sides)	Between Slater Road and Wiley's Road Bridge	Ord. 2014-5; Ord. 1983-4
Cherry Street (both sides)	Its full length	Ord. 2021-04
Edinboro Lane	To its intersection with Nantucket Drive, North	Ord. 2021-04
Gernant's Church Road	From its intersection with Indian Manor Drive, East, a distance of 637 feet	Ord. 1991-2
Gernant's Church Road	From its intersection with Indian Manor Drive, East, to its intersection with Loos Lane	Ord. 1987-5
Hafer Drive (both sides)	From its intersection with Apple Street to its intersection with Cherry Street	Ord. 2021-04
Heffner Lane (both sides)	From its intersection with Snyder Road to its interaction with the railroad tracks	Ord. 2021-04
Ida Red Drive	From its intersection with Adams Road, South, to its intersection with Sunglo Drive	Ord. 2021-04
Indian Manor Drive	From a point in line with the Metropolitan Edison Substation, to a point south a distance of 600 Feet	Ord. 1993-2; Ord. 2016-4
Indian Manor Drive	Beginning at the Metropolitan Edison Substation, South a distance of 600 feet to the property lines of Kenneth Ray Dresh and Miles Kirkhoff	Ord. 1976-3
Indian Manor Drive (both sides)	From its intersection with Route 61, to its intersection with Gernant's Road and Leesport Borough Line/Gernant's Road	Ord. 1974-3
Indian Manor Drive	From its intersection with Gernants Church Road, East, to its intersection with Bellemans Church Road	Ord. 2021-04

Katylyn Lane (both sides)	From a point at the beginning of the horseshoe curve, to a point at the end of the horseshoe curve, East, a distance of 325, West, a distance 235 feet	Ord. 2021-04
Margaret Lane (both sides)	Its full length	Ord. 2021-04
North Calais Drive (both sides)	From a point at the beginning of the curve, North, a distance of 200 feet, South, a distance of 250 feet	Ord. 2021-04
Ontelaunee Drive (both sides)	From its intersection with Route 73, Lakeview Drive, North, to its intersection with Kindt Corner Road	Ord. 1986-6
Oesterling Drive (both sides)	Its full length, including the cul-de-sac	Ord. 2021-04
Oswego Lane	From its intersection with Versailles Court, North, to its intersection with Versailles Court	Ord. 2021-04
Orchard Lane (both sides)	From Route 61 to Canal Street	Ord. 1996-1
Orchard Lane (both sides)	From its intersection with Route 61 to its intersection with the railroad tracks	Ord. 2021-04
Peach Street (both sides)	From its intersection with Hafer Drive to its intersection with Ashley Way	Ord. 2021-04
Solvay Drive	Its full length, North	Ord. 2021-04
South Riverside Drive (both sides)	Its full length	Ord. 2024-03
Wiley's Road	1250 Feet from Ontelaunee Drive Met Ed Pole #50576-40837 to Intersection of Bowers Road on both sides of Wiley's Road	Ord. 2010-6
Wiley's Road (both sides)	Between Ontelaunee Drive and Bowers Road	Ord. 2013-2; Ord. 2014-5
Wingco Lane (both sides)	Its full length	Ord. 2021-04
Verdun Drive	Its full length, East	Ord. 2021-04
Verdun Drive	From its intersection with Nantucket Drive, South, to the middle of 28 Verdun Drive	Ord. 2023-01
Versailles Court	Its full length, South	Ord. 2021-04

Ord. 1974-3, 11/14/1974, §1; Ord. 1976-3, 8/12/1976, §1; Ord. 1983-4, 11/10/1983, §2; Ord. 1986-6, 3/13/1986, §2; Ord. 1987-5, 12/30/1987, §2; Ord. 1991-2, 1/10/1991, §2; Ord. 1993-2, 4/8/1993, §2; Ord. 1995-10, 12/14/1995, §2; Ord. 1996-1, 3/14/1996, §2; Ord. 2005-5, 10/6/2005, §1; Ord. 2010-6, 9/2/2010, §2; Ord. 2013-2, 12/5/2013, §1; Ord. 2014-5, 11/6/2014, §1; Ord. 2016-4, 10/6/2016, §5; Ord. 2021-4, 6/3/2021, §1; Ord. 2023-1, 2/2/2023, §1; Ord. 2024-03, 10/3/2024, §1.

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### **Section 302. Further Parking Prohibited**

Parking shall be prohibited at the following:

- A. in front of a fire hydrant;
- B. in areas marked by official Township signage as a construction zone;
- C. in a handicapped spot except for vehicles lawfully bearing a Disability Parking Placard;
- D. in a fire zone; and
- E. within twenty feet (20') of a crosswalk at an intersection

Ord. 2022-9, 11/3/2022, §1 and §2.

### **Section 303. Unhitched Trailers**

It shall be unlawful for any person to park an unhitched trailer on any street of the Township of Ontelaunee.

Ord. 2022-9, 11/3/2022, §3 and §4.

### **Section 304. Penalties and Enforcement**

- A. Any person who stops, stands or parks a motor vehicle on any Road listed in Section 301 above shall be issued a parking ticket by the Northern Berks Regional Police Department.
- B. Any person who receives a parking ticket for the violation of Section 301 of this Article shall pay a fine as set forth as follows:
  - 1. Fifteen Dollars (\$15.00) if payment of the fine is received within three (3) days of receipt of the ticket;
  - 2. Twenty Dollars (\$20.00) if payment of the fine is received after three (3) days of receipt of the ticket but within seven (7) days of receipt; or
  - 3. Twenty Five Dollars (\$25.00) if payment of the fine is received after seven (7) days of receipt of the ticket.
- C. Any person who receives a parking ticket for the violation of Section 302 or Section 303 of this Article shall pay a fine of Fifty Dollars (\$50.00).

D. All fines must be paid to the Northern Berks Regional Police Department. Payments may be made by mail or placed in the Drop Box located at the Northern Berks Regional Police Department.

Ord. 1974-3, 11/14/1974, §2; Ord. 1976-3, 8/12/1976, §2; Ord 1983-4; 11/10/1983, §3; Ord. 1986-6, 3/13/1986, §3; Ord. 1987-5, 12/30/1987, §3; Ord. 1991-2, 1/10/1991, §3; Ord. 1993-2, 4/8/1993, §1; Ord. 1995-10, 12/14/1995, §3; Ord. 1996-1, 3/14/1996, §3; Ord. 2010-6, 9/2/2010, §4; Ord. 2022-9, 11/3/2022, §5 and 6.

**Section 305. Basis of Regulation**

Upon the basis of a traffic investigation by the Chief of Police of the Northern Berks Regional Police Department, in accordance with the provisions of the Second Class Township Code (53 P.S. 65724) and the Pennsylvania Vehicle Code (75 P.S. 3353), it has been determined that the stopping, standing or parking of a motor vehicle on the Roads listed in Section 301 above would constitute a hazard and would unduly interfere with the free movement of traffic. Now therefore the Board of Supervisors of the Township of Ontelaunee hereby declares the Roads listed in Section 301 above, a no standing, stopping or parking zone and official signs shall be and hereby are erected to indicate the same.

Ord 1983-4, 11/10/1983, §1; Ord. 1986-6, 3/13/1986, §1; Ord. 1987-5, 12/30/1987, §1; Ord. 1991-2, 1/10/1991, §1; Ord. 1993-2, 4/8/1993, §1; Ord. 1995-10, 12/14/1995, §1; Ord. 1996-1, 3/14/1996, §1; Ord. 2016-4, 10/6/2016, §5.

**ARTICLE IV**  
**SPECIAL VEHICLE PARKING REGULATIONS**

**Section 401. Definitions**

As used in this Ordinance, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

- A. **BUILDING MATERIAL** – any material used for the construction and/or maintenance of a man made structure.
- B. **COMMERCIAL VEHICLE** – any motor vehicle having a commercial license and/or any vehicle which requires a prerequisite to operate the acquisition of a Pennsylvania Commercial Driver's License, including, but not limited to, tractor trailers and/or truck tractors, straight body trucks, flat-bed trucks, storage trucks, refrigerator trucks, tri-axles, and/or any other vehicle in excess of ten thousand pounds (10,000 lbs.). In addition to the commercial vehicles described in this definition, this definition also includes any vehicles with a gross vehicle weight rating of ten thousand pounds (10,000 lbs.) or more. For purposes of this Ordinance, the term commercial vehicle excludes police, fire or emergency vehicles, Township vehicles and any motor vehicle in the continuous process of making deliveries to or picking up property from a property on the highway or street.
- C. **CONSTRUCTION TRAILER** – any trailer used for transporting construction equipment, construction materials and/or construction tools for the construction of and/or maintenance of a man made structure.
- D. **HIGHWAY OR STREET** – the entire width between the boundary lines of every publicly maintained by Ontelaunee Township and designated as an Ontelaunee Township Road, where any part thereof is open to the use of the public for purposes of vehicular traffic.
- E. **LANDSCAPING MATERIAL** – any material used for the installation and/or maintenance of landscaping, this includes but is not limited to stone, sand, brick, pavers, mulch, etc.
- F. **LANDSCAPING TRAILER** – any trailer used for the transporting of landscaping equipment and/or tools.
- G. **MOTOR VEHICLE** – an automotive vehicle designed for operation on any and all public street, road, lane or alley.
- H. **MOTOR VEHICLE TRAILER** – any trailer used for the transporting of motor vehicles.
- I. **PERSON** – any individual, partnership, organization, association, agency, firm, estate, or corporation and any and all other legal or commercial entities.

- J. **RECREATIONAL VEHICLE** – a vehicle designed, or adapted, or used for recreation purposes. For purposes of this Ordinance, this definition includes but is not limited to trailers, campers, motor homes, house trailers, trailers containing boats, snowmobiles and/or any other specialty vehicles, camping trailers, truck campers, utility trailers.
- K. **RIGHT-OF-WAY** – the total width of any land reserved or dedicated as a Township street, road, lane, alley, crosswalk or for other public or semi-public uses.
- L. **ROADWAY** – that portion of an Ontelaunee Township street designated or ordinarily used for vehicular travel and/or parking.
- M. **SHOULDER** – that portion of a highway on either side of the roadway that is normally snowplowed for the safety and convenience of vehicular traffic.

Ord. 2014-3, 8/7/2014, §1.

#### **Section 402. Prohibitions**

- A. It shall be unlawful to permit or cause the parking, storing or placement of any recreational vehicle upon any and all Ontelaunee Township public street, roadway, right-of-way and/or shoulder except as permitted in Section 403 of this Ordinance.
- B. It shall be unlawful to permit or cause the parking, storing or placement of any construction trailer upon any and all Ontelaunee Township public street, roadway, right-of-way and/or shoulder except as permitted in Section 403 of this Ordinance.
- C. It shall be unlawful to permit or cause the parking, storing or placement of any commercial vehicle upon any and all Ontelaunee Township public street, roadway, right-of-way and/or shoulder except as permitted in Section 403 of this Ordinance.
- D. It shall be unlawful to permit or cause the parking, storing or placement of any landscaping trailer upon any and all Ontelaunee Township public street, roadway, right-of-way and/or shoulder except as permitted in Section 403 of this Ordinance.
- E. It shall be unlawful to permit or cause the parking, storing or placement of any motor vehicle trailer upon any and all Ontelaunee Township public street, roadway, right-of-way and/or shoulder except as permitted in Section 403 of this Ordinance.
- F. It shall be unlawful to permit or cause the placement or storage of any building and/or landscaping material upon any and all Ontelaunee Township public street, roadway, right-of-way and/or shoulder.

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G. It shall be unlawful to permit or cause the parking, storing or placement of any recreational vehicle, construction trailer, commercial vehicle, landscaping trailer and/or motor vehicle trailer upon any and all Ontelaunee Township public street, roadway, right-of-way and/or shoulder during any snow and/or ice event.

Ord. 2014-3, 8/7/2014, §2.

### **Section 403. Exceptions**

A. A resident may place a recreational vehicle and park the recreational vehicle on the public roadway for the purposes of loading and/or unloading in preparation for the use of said recreational vehicle if the resident complies with all of the following where applicable:

1. The trailered recreational vehicle is and remains physically attached to the vehicle towing the recreational vehicle.
2. The recreational vehicle is placed so as not to block visibility for neighboring properties or impede ingress and egress onto, off of and along public streets.
3. The recreational vehicle does not remain on the public roadway for more than twenty four (24) consecutive hours.

B. A resident and/or contractor may place a construction trailer and park the construction trailer on the public roadway if the resident and/or contractor complies with all of the following:

1. The construction trailer is and remains physically attached to the vehicle towing the construction trailer.
2. The construction trailer is placed so as not to block visibility for neighboring properties or impede ingress and egress onto, off of and along public streets.
3. The construction trailer does not remain on the public roadway for more than twenty four (24) consecutive hours.

C. A resident and/or contractor may place a commercial vehicle and park the commercial vehicle on the public roadway if the resident and/or contractor complies with all of the following:

1. The commercial vehicle, where applicable, is and remains physically attached to the vehicle towing the commercial vehicle.
2. The commercial vehicle is placed so as not block visibility for neighboring properties or impede ingress or egress onto, off of and along public streets.

3. The commercial vehicle does not remain on the public roadway for more than twenty four (24) consecutive hours or one (1) day in any seven (7) day period.
- D. A resident and/or contractor may place a landscaping trailer and park the landscaping trailer on the public roadway if the resident and/or contractor complies with all of the following:
  1. The landscaping trailer is and remains physically attached to the vehicle towing the landscaping trailer.
  2. The landscaping trailer is placed so as not to block visibility for neighboring properties or impede ingress or egress onto, off of and along public streets.
  3. The landscaping trailer does not remain on the public roadway for more than twenty four (24) consecutive hours.
- E. A resident and/or contractor may place a motor vehicle trailer and park the motor vehicle trailer on the public roadway if the resident and/or contractor complies with all of the following:
  1. The motor vehicle trailer is and remains physically attached to the vehicle towing the motor vehicle trailer.
  2. The motor vehicle trailer is placed so as not to block visibility for neighboring properties or impede ingress or egress onto, off of and along public streets.
  3. The motor vehicle trailer does not remain on the public roadway for more than twenty four (24) consecutive hours.

Ord. 2014-3, 8/7/2014, §3.

#### **Section 404. Enforcement**

This Ordinance shall be enforced by the Zoning Officer of Ontelaunee Township and/or The Northern Berks Regional Police Department.

Ord. 2014-3, 8/7/2014, §4.

#### **Section 405. Penalties**

- A. Any person who shall violate any provision of this Ordinance shall be deemed guilty of a summary offense, prosecuted per the Pennsylvania Rules of Criminal Procedure and upon conviction be sentenced to pay a fine of not more than One

## MOTOR VEHICLES AND TRAFFIC

Thousand Dollars (\$1,000.00) and in default of payment such person shall be committed to the Berks County Prison for a period of up to thirty (30) days. Each day that a violation of this Ordinance exists shall be deemed a separate violation and therefore a separate fine.

- B. Nothing contained herein shall prevent the Township of Ontelaunee from enforcing this Ordinance by equitable, injunctive or other legal remedies.

Ord. 2014-3, 8/7/2014, §5.

## ARTICLE V

### SNOW EMERGENCY PARKING REGULATIONS

#### **Section 501. Short Title**

This Ordinance shall be known and cited as the “Ontelaunee Township Snow Emergency Ordinance.”

Ord. 2009-4, 2/5/2009, §1.

#### **Section 502. Definitions**

The following words, terms and phrases when used in this Ordinance shall have the meanings ascribed to them in this Section unless the context clearly indicates a different meaning. When not inconsistent with the context, words used in the singular include the plural, and words used in the plural include the singular.

- A. **BARRICADE** – any object visible for a distance of one hundred feet (100') in clear weather that is used to block off an area of a street.
- B. **MOTOR VEHICLE** – a vehicle which is self-propelled except an electric personal assistive mobility device or a vehicle which is propelled solely by human power or by electric power obtained from overhead trolley wires, but not operated upon rails.
- C. **PERSON** – any natural person, firm, company, partnership, association, corporation or other entity.
- D. **SNOW EMERGENCY ROUTE** – a street marked as such in accordance with Section 503.A.3 of this Ordinance.
- E. **SNOW TIRES** – a tire which, when compared with conventional rib-type passenger car tires, has a relatively aggressive tread pattern and is designed primarily to provide additional starting, stopping, and driving traction in mud and snow. The tread shall also have ribs, lugs, blocks or buttons, be generously discontinuous and have the following characteristics when inflated:
  - 1. A substantial portion of the lug, block or rib edges in the tread design shall be an angle greater than thirty degrees (30°) to the tire circumferential center line;
  - 2. On at least one (1) side of the tread design, the shoulder lugs shall protrude at least one-half inch (1/2") in a direction generally perpendicular to the direction of travel;

## MOTOR VEHICLES AND TRAFFIC

3. Tires manufactured on or after January 1, 1976, shall be permanently labeled on at least one (1) sidewall with the words "Mud and Snow" or any contraction using the letters "M" and "S", such as MS, M/S, M-S, M&S, and the like.

F. **STREET** – the entire width between curbs or boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

G. **TIRE CHAINS** – any hard metal chains mounted on drive wheel tires of motor vehicles which cross the tread of each such tire laterally in at least eight (8) different places.

Ord. 2009-4, 2/5/2009, §2.

### **Section 503. Snow Emergencies**

In order to facilitate the movement of traffic and to combat the hazards of snow and ice on the streets and roads of Ontelaunee Township, Berks County, Pennsylvania ("Township"), the Board of Supervisors, in its discretion, may declare a snow or ice emergency ("Snow Emergency"). Information on the existence of a Snow Emergency shall be given by the Township through the radio, newspaper, or other available media, and information regarding the termination of the Snow Emergency shall be given by use of the same media.

A. After any Snow Emergency is declared, it shall be unlawful, at any time during the continuance of the Snow Emergency, for any person:

1. To stand, stop, or park a motor vehicle or to allow a motor vehicle to remain standing, stopped or parked anywhere on any Snow Emergency Route designated in Section 503.A.3., below, provided however that nothing in this Section 503.A.1. shall be construed to permit parking at any time or place where it is forbidden by any other provisions of law.
2. To drive a motor vehicle on any Snow Emergency Route, unless that vehicle is equipped with snow tires or chains, as defined herein.
3. The following are designated Snow Emergency Routes:
  - a. Calais Drive (entire length);
  - b. Verdun Drive (entire length);
  - c. Hannibal Lane;
  - d. Nantucket Drive (entire length);
  - e. Indian Manor Drive from Bellemans Church Road to Gernants Church Road;
  - f. Gernants Church Road from Indian Manor Drive to Loose Lane; and
  - g. Edinboro Lane (entire length);

- h. Sunglo Drive (entire length);
- i. Adams Road (entire length);
- j. Ida Red Drive from its intersection with Fuji Drive, located in the Harvest Subdivision, and continuing through the McIntosh Farms II Subdivision to the end of the curbed portion of Ida Red Road being located at the eastern end of the McIntosh Farms II Subdivision.

4. In order to assist operators of motor vehicles in determining the Streets affected by this Section 503.A., the Township shall erect on the Streets designated in Section 503.A.3., above, signs reading as follows:

SNOW EMERGENCY ROUTE  
SNOW TIRES OR CHAINS REQUIRED  
NO PARKING DURING EMERGENCY  
VEHICLES TOWED AWAY

One (1) such sign shall be erected in each block and/or at intervals of not less than one half (1/2) mile on the designated Streets in such a manner as to face traffic approaching the designated Snow Emergency Route.

Ord. 2009-4, 2/5/2009, §3; Ord. 2014-2, 7/3/2014, §1; as amended by Ord. 2022-8, 11/3/2022, §1.

#### **Section 504. Parking During Snow Storms**

During any snow storm (defined as any weather condition in which any accumulation of snow or sleet greater than three inches (3") has fallen or is predicted to fall, or in which there has been or is predicted any accumulation of ice) parking shall be regulated on all Township streets as follows:

- A. During the course of any snow storm, parking shall be prohibited on the odd numbered sides of all Township Streets (i.e., house numbers are odd numbers) until such time as plowing, salting, and/or cindering is completed on said side of the Street.
- B. After 8:00 a.m., on the day following any snow storm, and until after plowing, salting and/or cindering is completed, parking shall be prohibited on the even numbered side of all Township Streets (i.e., house numbers are even numbers) until such time as plowing, salting, and/or cindering is completed on said side of the Street.
- C. At all times during and after any snow storm, it shall be prohibited for any person to shovel, push, throw, or plow snow from a sidewalk, driveway, lot, or any other area into the Street.

Ord. 2009-4, 2/5/2009, §4.

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### **Section 505. Enforcement**

- A. The Police Department within the Township's jurisdiction or the Township's Code Enforcement Officer are hereby authorized to have any motor vehicle standing, stopped, or parking in violation of Section 503 or Section 504 of this Ordinance towed away at the expense of the owner of said vehicle.
- B. The Board of Supervisors or its designee is hereby authorized to barricade any Street and redirect traffic whenever necessary to plow, clear or otherwise remove snow. It shall be unlawful for any person to bypass or run through or over any such barricade.

Ord. 2009-4, 2/5/2009, §5.

### **Section 506. Penalties**

Any person violating any of the provisions of this Article or failing to comply therewith, or with any of the requirements thereof, shall be issued a parking ticket by the Northern Berks Regional Police Department. Any person who receives a parking ticket shall pay a fine of Fifty Dollars (\$50.00) and any costs for towing and storing the vehicle(s). All fines must be paid to the Northern Berks Regional Police Department. Payments may be made by mail or placed in the Drop Box located at the Northern Berks Regional Police Department.

Ord. 2009-4, 2/5/2009, §6; Ord. 2022-9, 11/3/2022, §8.

## ARTICLE VI

### GENERAL VEHICLE REGULATIONS; IMPOUNDMENT

#### **Section 601. Definitions**

As used in this Ordinance, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

- A. **LESSEE** – owner for the purpose of this Ordinance when the Lessor holds the Lessee responsible for maintenance and repairs.
- B. **MOTOR VEHICLE** – any type of mechanical device, propelled by a motor, in which persons or property may be transported upon public streets or highways including trailers or semi-trailers pulled thereby.
- C. **NUISANCE** – any condition, structure or improvement which shall constitute a threat or potential threat to the health, safety or welfare of the citizens of the Township of Ontelaunee.
- D. **OWNER** – the actual owner, agent or custodian of the property on which motor vehicles are stored, whether individual or partnership, association or corporation.
- E. **PERSON** – A natural person, firm, partnership, association, corporation or other legal entity.

In this Ordinance, the singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter.

Ord. 2001-3, 7/12/2001, §1.

#### **Section 602. Abandonment or Permanent Parking Prohibited**

- A. No person, firm, partnership, association, corporation, company or organization of any kind, shall abandon or permanently park a motor vehicle on or along any of the streets or roadways in Ontelaunee Township or on property other than their own, except where the property permits the depositing of the same in accordance with the applicable provisions of the Zoning Ordinance of the Township of Ontelaunee, Berks County, Pennsylvania.
- B. A motor vehicle which has remained on such property without the consent of the owner or on or along any of the streets or highways of the Township of Ontelaunee, Berks County, Pennsylvania, for a period exceeding fifteen (15) days, shall be prima facie evidence of such abandonment. Provided, that motor vehicles used or to be used in the construction, operation or maintenance of public utility facilities and which are left in a manner which does not interfere with the normal movement

## MOTOR VEHICLES AND TRAFFIC

of traffic shall not be considered abandoned motor vehicles for the purpose of this Section.

- C. Any motor vehicle in such a state of disrepair as to be incapable of being moved under its own power, or which any tire missing, or without wheel or wheels, or with any window broken or missing, or in a dismantled condition, or without current license plates, or without current inspection sticker and such motor vehicle has remained in such condition for a period exceeding three (3) days, shall be *prima facie* evidence of such evidence of such abandonment.
- D. No person who owns or who is in charge or control of any real property within the Township of Ontelaunee, Berks County, Pennsylvania, whether as owner, tenant, occupant, lessee or otherwise, shall allow any partially dismantled, non-operating, wrecked, junked, discarded or abandoned motor vehicle to remain on such property longer than fifteen (15) days; except that this provision shall not apply with regard to a motor vehicle in an enclosed building; a motor vehicle on the premises of a business enterprise operation in a lawful place and manner when necessary to the lawful operation of such business enterprise; or a motor vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the Township of Ontelaunee, Berks County, Pennsylvania.

Ord. 2001-3, 7/12/2001, §2.

### **Section 603. Motor Vehicles Nuisance Prohibited**

- A. It shall be unlawful for any person, owner or lessee to maintain a motor vehicle nuisance upon the open private grounds of such person, owner or lessee within the Township of Ontelaunee. A motor vehicle nuisance shall include any motor vehicle which is unable to move under its own power and has any of the following physical defects:
  1. Broken windshields, mirrors, or other glass, with sharp edges;
  2. One or more flat or open tires or tubes which could permit vermin harborage;
  3. Missing doors, windows, hood, trunk or other body parts which could permit animal harborage;
  4. Any body parts with sharp edges, including holes resulting from rust;
  5. Missing tires resulting in unsafe suspension of the motor vehicle;
  6. Upholstery which is torn or open which could permit animal and/or vermin harborage;
  7. Broken headlamps or tail lamps with sharp edges;

8. Disassembled chassis apart from the motor vehicle stored in a disorderly fashion or loose in or on the vehicle;
9. Protruding sharp objects from the chassis;
10. Broken vehicle frame suspended from the ground in an unstable manner;
11. Leaking or damaged oil pan or gas tank which could cause fire or explosion;
12. Exposed battery containing acid;
13. Inoperable locking mechanism for doors or trunk;
14. Open or damaged floor boards, including trunk and firewall;
15. Damaged bumpers pulled away from the perimeter of vehicle;
16. Broken grill with protruding edges;
17. Loose or damaged metal trim and clips;
18. Broken communication equipment antennae;
19. Suspended or unstable stoppers;
20. Such other defects which could threaten the health, safety and welfare of the citizens of the Township of Ontelaunee.

B. No person, firm, partnership, association, corporation, company or organization of any kind shall continuously park any motor vehicle, including recreation vehicles, mobile camper vehicles and/or boats upon any township road or state highway in an unrestricted parking area for a period of time in excess of three (3) days. Such situations shall be deemed as motor vehicle nuisance. Said three (3) day period shall be computed from the date such parked motor vehicle was first observed or called to the attention of the Ontelaunee Code Enforcement Officer of the Township of Ontelaunee, Berks County, Pennsylvania.

Ord. 2001-3, 7/12/2001, §3.

#### **Section 604. Authority to Remove and Impound**

The Ontelaunee Township Code Enforcement Officer is hereby authorized to remove and impound or order the removal or impounding of any motor vehicle, as determined by the Ontelaunee Township Code Enforcement Officer to be in violation of Section 602 and/or Section 603 of this Ordinance.

## MOTOR VEHICLES AND TRAFFIC

Ord. 2001-3, 7/12/2001, §4.

### **Section 605. Towing and Storage Charges**

- A. In the event of a violation as determined in Section 604 above, the charge that shall be imposed upon the owner/lessee for the towing and storage of any motor vehicle removed and impounded under the authority of this Ordinance shall be as follows:
  1. Towing Charge – For any and all motor vehicle(s) in an amount determined from time to time by resolution of the Board of Supervisors, or the actual incurred cost of such towing, whichever is greater.
  2. Storage Charge – For any and all motor vehicle(s) in an amount determined from time to time by resolution of the Board of Supervisors.

Ord. 2001-3, 7/12/2001, §5.

### **Section 606. Notification by Ontelaunee Township Code Enforcement Officer**

Within twelve (12) hours after the time of removal of any motor vehicle under authority granted by this Ordinance, notice of the fact that such motor vehicle has been impounded shall be sent by the Ontelaunee Township Code Enforcement Officer to the owner or lessee of such motor vehicle. Such notice shall designate the place from which said motor vehicle was removed, the reason for its removal and impounding and the pound in which it has been impounded.

Ord. 2001-3, 7/12/2001, §6.

### **Section 607. Authority of Ontelaunee Township Code Enforcement Officer to Enter Private Property**

The Ontelaunee Township Code Enforcement Officer is hereby authorized to enter upon private property at all reasonable hours for the purpose of inspecting motor vehicles, posting notices thereon, and removing and impounding such motor vehicles and it shall be unlawful for any person to prevent any officer of the Police Department of the Township of Ontelaunee, Berks County, Pennsylvania, from entering on private property for purposes of carrying out its duties hereunder or to interfere with them in the lawful performance of its duties under provisions of this Ordinance.

Ord. 2001-3, 7/12/2001, §7.

### **Section 608. Civil Enforcement Penalties**

In addition to the towing charge and storing charge as set forth in Section 605 above, any person, owner or lessee who is determined to be in violation of this Ordinance shall be subject to the civil enforcement procedures and fines and schedule fines as set forth in Ordinance No. 2001-2 of Ontelaunee Township adopted July 12, 2001.\*

Ord. 2001-3, 7/12/2001, §8.

\*See codification of Ord. 2001-2 in Chapter 4, Article 4.

## ARTICLE VII

### USE OF STREETS FOR PROCESSIONS, ASSEMBLAGES, PARADES AND EVENTS

#### **Section 701. Definitions**

For the purpose of this Section, the following words shall have the following meanings:

**APPLICANT** – a person who has filed a written Application for a Permit and who assumes responsibility for all duties and responsibilities under this Ordinance and whom is at least twenty-one years of age.

**ASSEMBLAGE** – a gathering of people without vehicles, which interferes with the movement of pedestrian or vehicular traffic on any street.

**BLOCK PARTY** – a temporary gathering or organized activity on any Township street by residents of that street where majority of attendees will be residents of the street and there will be no disruption of other citizen's passage occurs or use of any Township services is needed

**BLOCK PARTY PERMIT** – a permit issued by the Secretary of the Township for a block party.

**CHIEF OF POLICE** – the Chief of Police of the Northern Berks Regional Police, Pennsylvania.

**EVENT** – a Special Event, Parade, Race, Procession, Assemblage or Other Similar Event.

**PARADE** – any parade, march or procession of any kind, in or upon any street or public park within the Township.

**PERMIT** – a permit for a special event, parade, procession and assemblage as required by this Ordinance approved by the Board of Supervisors and issued by the Secretary of the Township.

**PERMITTEE** – a person to which a permit required by this Ordinance is issued.

**PERSON** – any natural person, partnership, association, firm, corporation, company or organization of any kind.

**POLICE DEPARTMENT** – Northern Berks Regional Police.

**PROCESSION** – a group of individuals, vehicles, animals and/or objects moving along a street in a way that interferes with the normal movement of traffic.

**RACE** – marathons, fun-runs, walkathons, trail rides, cycle, motor bike tours, watercraft events, scavenger hunts and other similar activities

**SECRETARY** – the person appointed by the Township Board of Supervisors to serve as the secretary of the Township

**SIDEWALK** – portion of a street between the curb lines or lateral lines of a roadway and the adjacent property lines intended for the use of pedestrians.

**SIGN** – signs, banners, flyers or advertisements of any kind

**SPECIAL EVENT** – a temporary event, gathering or organized activity on any Township street, public property or private property, or in any Township park, building or other facility, when an organized activity is conducted involving one or more of the following factors:

- A. Closing of a public street, sidewalk or alleyway;
- B. Blocking or restricting public property;
- C. Blocking or restricting access to private property of others;
- D. Use of pyrotechnics or special effects;
- E. Use of open flame, explosions, or other potentially dangerous displays or actions;
- F. Use or display of animals, aircraft, or watercraft only when such use or display could create a disturbance or affect the public safety of persons attending or in the immediate area of the event;
- G. Sale or service of merchandise, food, or non-alcoholic and alcoholic beverages on public and private property where otherwise prohibited by Ordinances;
- H. Installation of a stage, band shell, vehicle(s) of any kind, trailer, van, portable building, booth, grandstand, or bleachers on public property or on private property where otherwise prohibited by Ordinance;
- I. Placement of portable toilets on public property or on private property where otherwise prohibited by Ordinance;
- J. Placement of “No Parking” signs or barricades in a public right of way;
- K. Amplification of music, voices, sounds or activities in excess of that permitted by Ordinance;
- L. The Township determines that the event will result in substantial impact on Township resources, facilities or public safety services in response thereto;
- M. Other examples of Special Events include but are not limited to: concerts, dances, assemblages, processions, parades, circuses, amusement rides, fairs, festivals,

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community events, marathons and other running events, bicycle races and tours, golf tournaments, car races, boat races and other organized activity conducted for the purpose of fundraising for profit, non-profit fundraising, community, promotion or charity but excluding block parties.

**SPECIAL EVENT VENUE** – area for which a Permit has been issued.

**STREET** – the entire width between the boundary lines of every publicly-maintained right-of-way when any part thereof is open to use by the public for the purpose of vehicular traffic.

**TOWNSHIP** – the Township of Ontelaunee, Berks County, Pennsylvania.

**VENDOR** – a person or entity that promotes or exchanges goods or services for money.

Ord. 2018-1, 1/2/2018, §2.

### **Section 702. Permit Required**

- A. Except as provided in this Ordinance, no person or entity shall conduct, facilitate, promote, manage, aid or solicit attendance at a parade, assemblage, procession or special event, unless a permit has been approved by the Board of Supervisors and issued by the Township Secretary.
- B. Exceptions. This Ordinance shall not apply to:
  1. Funeral Processions
  2. Lawful exercise of free speech and right to assemble on sidewalks or other public property where such demonstration does not impeded the passage of others and all laws, ordinances and regulations are obeyed including but not limited to lawful picketing
  3. A governmental agency acting within the scope of its authority and functions.
  4. Students traveling to and from classes or participating in school district sanctioned educational activities provided such conduct is under the immediate directions and supervisions of the proper school authorities.
  5. Housing moving and construction activities.
  6. Activities occurring solely in Township owned building or on Township owned property regulated under regulations for Township Parks.
  7. Block parties as defined herein shall be excluded from the Application Process set forth below in Section 103 and approval by the Township Board of

Supervisors per Section 104 but shall be required to obtain a permit from the Township Secretary as provided herein.

Ord. 2018-1, 1/2/2018, §2

### **Section 703. Application Process**

- A. Application. A person seeking a permit as required by this Ordinance shall obtain an application from the Township and submit it to the Township Secretary.
- B. Filing Period. An application for a permit as required by this Ordinance shall be submitted to the Township at least sixty (60) days and not more than one hundred eighty days (180) days prior to the date proposed for the event.
- C. Late Application. The Township Secretary, where good cause is shown, may, but is not required to consider an application filed less than sixty (60) days prior to the proposed event date provided all of the requirements and review can be met.
- D. Content. The application for a permit required under this Ordinance shall be on a form provided by the Township which shall include but not be limited to:
  1. The name, address, telephone number, fax number, cell phone number and email address of the person seeking to conduct such event.
  2. If the parade is proposed to be conducted for, on behalf of, or by an organization or group, the name, address, telephone number, fax number, cell phone number and email address of the headquarters of the organization or group and of the authorized and responsible heads of such organization.
  3. If the event is designed to be held by and on behalf of or for, any person other than the applicant for such permit shall file with the Township Secretary a communication in writing from the person proposing to hold the event, authorizing the applicant to apply for the permit on his behalf.
  4. The name, address, telephone number, fax number, cell phone number and email address of the person who will be the event chair and responsible for its conduct.
  5. The date when the event is to be conducted.
  6. The route to be traveled, as well as the starting and termination points or if no moving, the location of the event.
  7. The approximate number of persons who, and animals and vehicles which will constitute such event; the type of animals and description of vehicles.
  8. The hours when the event will start and terminate.

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9. A statement as to whether the event will occupy all or only a portion of the width of the streets, sidewalks, or other public rights of way proposed to be traversed by pedestrian and vehicular traffic.
10. The location by streets of any assembly areas for such event.
11. The time at which units of the event will begin to assemble at any such assembly area or areas.
12. The set-up, tear down and clean up dates and times.
13. The purpose of the event.
14. Maps detailing the proposed site locations and/or routes along with written descriptions of the following:
  - a. Amplification devices: types used and for what purposes.
  - b. Street closures and detours: routes that will be closed and proposed detours around route closures.
  - c. Electrical requirements: voltage, amperage, and apparatus associated with electrical needs for activities, vendors, etc.
  - d. Emergency Medical Stations: First aid or emergency medical services based on event risk factors as determined by Chief of Police.
  - e. Equipment: types of equipment used to service event or be showcased in event.
  - f. Fire Lanes: contingency plan for access by fire-fighting and emergency medical vehicles, equipment and personnel as approved by the Chief of Police.
  - g. Fireworks or Pyrotechnic Displays: amount, type and fire safety plans including proof of application for permit. All pyrotechnic/fireworks/flame display plans must be reviewed by the Leesport Fire Department and fire equipment must be present at time of display.
  - h. Litter control: number, size and location of trash receptacles, as well as trash removal and disposal.
  - i. Portable toilets: the number of portable sanitation facilities based on the Portable Sanitation Association International (PSAI) policy and Township polices and codes, including quantity that will be ADA accessible.

- j. Signage: type of proposed on-site and off-site signage, including quantity, dimensions, materials, location and plan for removal.
- k. Structures: all temporary structures, including but not limited to booths, buildings, stages, bleachers, fences, tents, awnings, and canopies. Proof of their compliance with Township codes and ordinances and receipt of permits where necessary.
- l. Vendors: list each vendor, including products and services offered. The merchandise, products and services offered cannot be in violation of the Township's Codified Ordinances. All vendors must comply with all applicable State and Township, laws, ordinances, rules, regulations and policies.

15. The cost of admission, if any, and whether the Event is public or private.

16. Plan for the disposal of waste water, including capture and containment, which plan shall be approved by the Township. All water generated must be disposed of through an approved sanitary sewage system that is constructed, maintained and operated according to law.

17. Proof of comprehensive general liability insurance in the amount of One Million Dollars (\$1,000,000.00), naming the Township of Ontelaunee and Northern Berks Regional Police as additional insureds.

18. Alcoholic Beverages:

- a. Conditions and restrictions on the use of alcoholic beverages, if permitted.
- b. List of all vendors who will be providing alcohol, along with copies of their PLCB certificates/license, if permitted.

Note: Alcoholic Beverages are prohibited in all Township parks, playgrounds and facilities.

19. Any enticements, such as candy, balloons, toys, silly string, fireworks, plastic horns and poppers to be thrown or given away to onlookers.

20. The following statements:

- a. Indemnifying and holding the Township and Police Department harmless executed by the event organizer,
- b. Information set forth in application is true and correct to the best of the applicant's knowledge under penalty of law,

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- c. Agreement to comply with this Ordinance and any other applicable Ordinances, rules, regulations or requirements for event,
  - d. Applicant is at least twenty-one years of age.
- 21. Such additional information as the Board of Supervisors shall find reasonably necessary to arrive at a fair determination as to whether a permit should be issued.

E. Fees.

- 1. Fees for an event permit required by this Ordinance shall be by Resolution of the Board of Supervisors and as amended from time to time.
- 2. The fees shall accompany the application.
- 3. If the Event is cancelled or not held after the permit has been issued by the Township, the fee minus an administrative fee established by Resolution of the Board of Supervisors may be refunded.

F. Use of Township Personnel Resources for Event. Fire and EMS, Police and Public Works will determine the number of and duration of personnel needed to provide services for the event based on the nature, location and number of expected attendees. Extra employees will often have to be scheduled as to not significantly interfere with regular Township operations. The expenses for the additional services shall be at the current Township hourly rate for the requisite personnel and adherence to the conditions set forth in any applicable bargaining agreement.

G. Reimbursement for Expenses. At the time of the filing of an application for an event permit with the Township Secretary, the applicant shall deposit with the Township, by check or money order, a sum of money identified as a security deposit which shall be established by Resolution of the Board of Supervisors to be sufficient to reimburse the Township for the costs of providing Police and other protection by reason of the event. In the event such sum shall prove to be insufficient for said purposes, the applicant shall agree to promptly reimburse the Township for such additional sum within thirty (30) days of a receipt of a bill or invoice therefore. Any issues concerning the amount and costs of personnel needed to provide a clean and safe event will be heard and decided by the Board of Supervisors. In the event the sum originally deposited shall prove to be excessive, the Township shall promptly refund any such excess to the applicant.

H. Review. Upon receipt of an application for an event permit required by this Ordinance, the Township Secretary shall review it for its completion. If the Township Secretary finds the application to be incomplete, the applicant shall be so notified and provided the opportunity to cure it. If the Township Secretary finds the application to be complete, it shall be presented by the Secretary to the Board of Supervisors. The Board of Supervisors shall consider the application at its next regularly scheduled meeting and either approve or deny the application. Should

the Board of Supervisors deny the application, they shall instruct the Township Secretary to so notify the applicant. Upon approval of the application for an event permit by the Board of Supervisors, the Secretary shall be instructed to issue the permit and so notify the applicant.

- I. Changes to Application. Any proposed changes prior to the date of the event must be approved by the Township Secretary in consultation with Township Officials.
- J. No Confirmation of Event until Permit is Issued. No date for an Event shall be considered confirmed until an Applicant has fully complied with all necessary requirements and the Permit has been approved and issued by the Township of Ontelaunee.
- K. Permits Issued on First Come Basis. If an application has been submitted for a specific date but is awaiting approval, no other applications will be accepted for that same date and location until a decision on the first application has been made.

Exception. Annual Events with a standing tentative reserved date will be honored provided the applicant, if other than the Township, submits the application in accordance with this Ordinance. Township events shall receive priority provided they are on the calendar no less than six (6) months prior to the event.

Ord. 2018-1, 1/2/2018, §2.

#### **Section 704. Standards for Issuance**

The Township Secretary, with the approval of the Board of Supervisors, shall issue a permit as provided for hereunder when, from a consideration of the application and from such other information as may be otherwise obtained, it is found that:

- A. The conduct of the event will not unduly interfere with the safe and orderly movement of other traffic contiguous to its route. Nor shall it have any unmitigated adverse impact upon residential or business access and traffic circulation in the same general venue.
- B. The conduct of the event will not require the diversion of so great a number of police officers of the Police Department to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the Township.
- C. The concentration of persons, animal and vehicles at assembly points of the event will not unduly interfere with proper fire and police protection or, or ambulance service to, areas contiguous to such assembly areas.
- D. The conduct of such event will not interfere with the movement of fire-fighting equipment en route to a fire.

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- E. The event is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delay en route.
- F. The event is not to be held for the sole purpose of advertising any produce, goods or event, and is not designed to be held purely for private profit. Provided, however, the prohibition against advertising any products, goods or event shall not apply to charitable events and to signs identifying organizations or sponsors furnishing or sponsoring floats or transportation for the event.
- G. The Event will not substantially interfere with any other Event for which an Event Permit has been issued, nor shall it substantially interfere with the provision of the Township services in support of other scheduled events or unscheduled government functions.
- H. All sponsor(s), participants, and attendees at events are subject to all laws, ordinance, and regulations not specifically excepted by the permit, including but not limited to noise volume, disorderly conduct, and intoxication. Police officers may order the shutdown of an event that becomes disorderly or hazardous.

Ord. 2018-1, 1/2/2018, §2.

### **Section 705. Notice of Decision**

The Township Secretary shall notify the applicant for an event permit of approval or rejection of the application within ten (10) days following action by the Board of Supervisors. If the application is rejected, the notice shall be in writing setting forth the basis therefor. Should the Application be approved, a permit shall be issued as set forth herein with correspondence confirming the indemnification and holding harmless of the Township and Police Department.

Ord. 2018-1, 1/2/2018, §2.

### **Section 706. Denial of Application for Permit**

An Application for an event permit may be denied if the Applicant fails to satisfy or violates any of the requirements set forth in this ordinance; or

- A. Applicant has made or permitted the making of a false or misleading statement or omission of material fact on the permit application; or
- B. Applicant has violated this Ordinance or has had an event permit revoked within the preceding twelve (12) months; or
- C. The Township believes that persons or property are at risk as a result of the activities or conduct of persons at the event.

Ord. 2018-1, 1/2/2018, §2.

### **Section 707. Appeal Procedure**

Any person aggrieved by the action of the Board of Supervisors shall have the right to request the Board of Supervisors to reconsider its action at its next regularly scheduled meeting upon written request to the Board delivered in person or by registered or certified mail at the Township building. The Board of Supervisors shall consider the request to reconsider its action and within ten (10) days following its meeting shall mail to the aggrieved party its decision as to the appeal.

Ord. 2018-1, 1/2/2018, §2.

### **Section 708. Alternative Permit**

The Board of Supervisors in denying an application for an event permit shall be empowered to authorize the conduct of the parade on a date, at a time or over a route different from that proposed by the applicant. An applicant desiring to accept an alternative permit shall within five (5) days after notice of the action of the Board of Supervisors by the Township Secretary, file a written notice of acceptance with the Township Secretary. An alternate parade permit shall conform to the requirements of, and shall have the effect of, an event permit under this Ordinance.

Ord. 2018-1, 1/2/2018, §2.

### **Section 709. Notice to Township and Other Officials**

Immediately upon the issuance of an event permit, the Township Secretary shall send a copy thereof to the following:

- A. The Police Department
- B. The Township Solicitor
- C. The Leesport Fire Department
- D. Chairman of the Board of Supervisors
- E. Ontelaunee Township Municipal Authority
- F. Adjoining Municipalities that may be impacted by the event.

Ord. 2018-1, 1/2/2018, §2.

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### **Section 710. Contents of the Permit**

Each event permit shall state the following information:

- A. Date of the event.
- B. Starting time and termination of the event.
- C. The portions of the streets to be traversed or blocked that may be occupied by the event.
- D. The number of persons, animals and motor vehicles that will be in the event.
- E. Statement agreeing to indemnify and hold the Township and Police Department harmless.
- F. Such other information as the Township Secretary shall find necessary to the enforcement of this Ordinance.
- G. Signature of event organizer and applicant.

Ord. 2018-1, 1/2/2018, §2.

### **Section 711. Permit**

- A. Duties of Permittee. A permittee hereunder shall comply with all applicable permit directions and conditions and with applicable laws and ordinances.
- B. Possession of Permit. The event chairman or other person heading or leading such activity shall carry the event permit upon his person during the conduct of the event.

Ord. 2018-1, 1/2/2018, §2.

### **Section 712. Public Conduct During Event**

- A. Interference. No person shall hamper, obstruct, impede or interfere with any event or event assembly or with any person, vehicle or animal participating or used in an event.
- B. Driving Through Event. No driver of any vehicle shall drive between the vehicles, person or animals compromising an event when such vehicles, person or animals are in motion and are conspicuously designed as an event.

C. Parking on Parade Route. The Chief of Police shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street or highway or part thereof constituting a part of the route or location of an event.

Ord. 2018-1, 1/2/2018, §2.

### **Section 713. Revocation of Permit**

The Township shall have the authority to revoke an event permit issued hereunder upon violation of the standards for issuance as herein set forth, upon learning that the applicant made or permitted the making of a false or misleading statement or omission of material fact on the event application, or violated other applicable law, statute, ordinance, rules, regulations or policy.

Ord. 2018-1, 1/2/2018, §2.

### **Section 714. Street Activity and Route Restrictions**

Permitted events shall comply with the following requirements:

- A. Events held on public property within the Township limits or on a publicly maintained right of way may begin staging (setting up) at 6:00 AM prevailing time and shall disband (shut down) at 10:00 PM prevailing time. Cleanup must be completed by midnight prevailing time.
- B. Events held primarily in a residential area may begin staging (setting up) at 10:00 AM prevailing time and shall disband (shut down) by 8:00 PM prevailing time. Cleanup must be completed by 10:00 PM prevailing time.
- C. Events held primarily in residential area and requiring street closures, the appropriate safety / security measures must be approved by the Chief of Police and/or Fire Chief for the duration of the Event at the expense of the Applicant.
- D. Only licensed drivers may operate motorized vehicles and equipment during events. This includes but is not limited to automobiles, tractors, trucks of all make, all-terrain vehicles (ATV) and go-carts.
- E. Unless otherwise permitted, alcoholic beverages shall not be permitted.
- F. Merchandise, products and services offered cannot include items that are "adult" related" and can only be sold to persons over 21 years of age.
- G. Fires, candles, torches and other sources of open flames are not permitted, except in areas designed for that use and upon approval from the Fire Chief.

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H. Any enticements, such as candy, balloons, toys, silly string, fireworks, plastic horns and poppers to be thrown or given away to onlookers, must be approved.

Ord. 2018-1, 1/2/2018, §2.

### **Section 715. Temporary Signs for Events**

It is unlawful for any person to place, post, paint, erect, display, secure or maintain any sign, banner, lighting or advertising without the prior written consent of the Township Board of Supervisors

All event signs, banners, flyers or advertisements of any kind shall be contained within the boundaries of the event location and shall be removed within twenty-four (24) hours of the completion of the event. An event sign not removed in compliance with this section may be removed by the Township at the expense of the Applicant. If an event sign, banner, flyer or advertisement becomes a hazard to the public's safety or welfare due to the inclement weather, inadequate maintenance, accidental damage or other cause, the Township shall remove the sign immediately at the sole cost of the Applicant. After removal by the Township, the Township may store, dispose, destroy or otherwise handle the sign as it deems appropriate and shall have no liability to the Applicant or sign owner. All signs not picked up by the Applicant or designee within one (1) week after completion of said Event, may be disposed, destroyed or otherwise handled as deemed appropriate with no liability on the part of the Township.

Ord. 2018-1, 1/2/2018, §2.

### **Section 716. Inspections**

Amusement rides and/or other attractions associated with the Events shall conform to statutory rules and regulations set forth by the Commonwealth of Pennsylvania. Copies of inspection or approval reports shall be required prior to use in the Township limits and verified by authorized Township personnel. Proof of inspection, permits and compliance of applicable Codes of all structures required to be inspected and/or permitted pursuant to Township Code shall be provided.

Ord. 2018-1, 1/2/2018, §2.

### **Section 717. Animal Waste**

Applicants are responsible for properly controlling and handling all animals and animal waste.

Ord. 2018-1, 1/2/2018, §2.

### **Section 718. Insurance Required To Conduct Event**

An Applicant for an event must provide proof of comprehensive general liability insurance in the amount of One Million Dollars (\$1,000,000.00) to protect the Township and Police Department against loss from liability imposed by law for damages on account of bodily injury and/or property damage arising from any aspect of the event. Such insurance shall name the Township and Police Department, its officers, employees, agents and, if required, any other public entity involved in the event, as an additional insured on a separate endorsement maintained for the duration of the event. Notice of limitation, reduction, or cancellation of insurance coverage shall be provided immediately to the Township by the carrier and the Applicant.

Ord. 2018-1, 1/2/2018, §2.

### **Section 719. Indemnification**

The Applicant for an event shall indemnify and hold harmless the Township and Police Department, their officers, employees, agents and representatives against all claims of liability and causes of action resulting from injury or damage to persons or property arising out of the Event.

Ord. 2018-1, 1/2/2018, §2.

### **Section 720. Conditions of Premises After Event**

The Applicant is required to bring the premises back to the same or better condition; and failure to comply, will result in no future events to be held by the Applicant or organization. Further, the Applicant will be responsible for any costs or expenses incurred by the Township in restoring the premises back to the same or better condition.

Ord. 2018-1, 1/2/2018, §2.

### **Section 721. Block Parties**

Any person or neighborhood group desiring to hold a block party shall follow the procedure and regulations set forth herein.

A. Submit an application to the Secretary of the Township for his review and response. The application shall state the following:

1. The date and time of the event.
2. The block, street, to be blocked off.
3. Name and contact information for organizer.

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4. Statement confirming indemnification and hold harmless of the Township.
5. Statement agreeing to abide by all applicable Ordinances, rules and regulations and that applicant is at least twenty-one years of age.
6. Such additional information as the Township Secretary shall find reasonably necessary to arrive at a fair determination as to whether a permit should be issued.

B. Rules and Regulations for Block Parties.

1. The event must end no later than 10:00 PM prevailing time nor commence prior to 8:00 AM prevailing time.
2. There shall be no alcoholic beverages permitted in the streets.
3. The street shall be cleared of major debris after the event.
4. Outside vendors shall be prohibited unless approved by the Code Enforcement Officials for the Township.
5. Procedures must be established to limit vehicular traffic on the street.

C. Issuance of Permit. The Township Secretary shall issue a permit after review and consideration of the application for a block party if he opines that the activity is a block party, there will not be adverse to the residents of the Township and it is in the best interest of the Township residents.

D. Permit. The permit shall be available for inspection if requested by a Township Official and each block party permit shall state the following information:

1. Date and time of the block party of the event.
2. The block or portion of the street to be blocked.
3. Statement agreeing to indemnify and hold the Township and Police Department harmless.
4. Such other information as the Township Secretary shall find necessary to the enforcement of this Ordinance.
5. Signature of event organizer and applicant.

E. Fees. The fee for a block party permit shall be as established by Resolution of the Board of Supervisors and as amended from time to time.

Ord. 2018-1, 1/2/2018, §2.

**Section 722. Unlawful Conduct**

- A. It shall be unlawful for any person to state, present or conduct, or attempt to state, present or conduct an event without first having obtained a permit therefor as herein provided or to otherwise violate any of the provisions of this Ordinance.
- B. Except as provided for herein, it shall be unlawful for any person to engage or participate in an event in the Township for which a permit has not been granted.
- C. It shall be unlawful for any person to fail to comply with all directions and conditions of the event permit.

Ord. 2018-1, 1/2/2018, §2.

**Section 723. Penalties**

Any person any of the provisions of this Ordinance, shall upon conviction thereof before a District Justice be guilty of a summary offense, punishable by a fine of not more than \$1,000.00 per violation, plus costs of prosecution and restitution upon conviction thereof, and in default of payment thereof, shall be committed to the Berks County Prison for a period of not more than ninety (90) days. Each day or portion thereof during which such violation shall continue shall be deemed a separate offense and punishable as such.

Ord. 2018-1, 1/2/2018, §2.