

RUSH TOWNSHIP, SCHUYLKILL COUNTY, PENNSYLVANIA
ORDINANCE # 155

AN ORDINANCE PROHIBITING PARKING ON TOWNSHIP ROAD T-923 KNOWN AS TIDE ROAD AND T-924 KNOWN AS
PROGRESS AVENUE AND CITING PENALTIES FOR VIOLATION THEREOF

WHEREAS, Rush Township is a Second Class Township under the laws of the Commonwealth of Pennsylvania; and,
WHEREAS, the general welfare of the people of Rush Township and the safety of the traveling public will be benefitted by
the prohibition of parking along Township Road T-923 known as Tide Road and Township Road T-924 known as Progress Avenue;
NOW THEREFORE, The Board of Supervisors of Rush Township hereby enact and ordain the following:

1. Parking Prohibited. No person shall park or permit a vehicle to stand unattended on, in or around the cartway or
right-of-way of Township Road T-923 known as Tide Road or Township Road T-924 known as Progress Avenue. For purposes
of this Ordinance the term "vehicle" shall mean any vehicle designed and/or used for the conveyance of property and/or
passengers. It shall not be a violation where to park or permit a vehicle to stand where the vehicle is disabled provided the vehicle
is marked as disabled and removed from the Township Road and right-of-way promptly. In no case shall a disabled vehicle be
permitted to remain upon the Township Road or right-of-way longer than 24 hours.

2. Violation and Penalties. Any person convicted of a violation of any provision of this Ordinance shall be fined not less
than \$10.00 nor greater than \$25.00 and default of payment of fine and costs of prosecution shall be imprisonment for not more
than 10 days; provided however that any person charged with the violation of this Ordinance may pay the fine in the amount and
manner prescribed on the issued traffic ticket. Such payment shall be deemed a plea of guilt, waiver of court appearance and
acknowledgment of conviction of the alleged offense and may be accepted in full satisfaction of the prescribed penalty for such
alleged violation.

3. Severability of Provisions. If any provision, clause, sentence, paragraph, section or part of this Ordinance, or
application thereof to any person, firm corporation public agency or circumstance, shall for any reason, be adjudged by a Court
of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair, or invalidate the remainder of this
Ordinance and the application of such provision to other persons, firms, corporations, public agencies or circumstances, but shall
be confined in its operation to the provision, clause, sentence, paragraph, section, or part thereof directly involved in the
controversy in which such judgment shall have been rendered and to the person, firm, corporation, public agency, or circumstances
involved. It is hereby declared to be the legislative intent of the Board of Supervisors that this Ordinance would have been adopted
had such unconstitutional or invalid provision, clause, sentence, paragraph section or part thereof had not been included.

This Ordinance shall take effect twenty (20) days after the date of enactment.

DULY ENACTED AND ORDAINED this 15th day of February, 2005 by the Rush Township
Board of Supervisors at a regular meeting duly advertised.

ATTEST:

Mary Galle (SEAL)
SECRETARY

RUSH TOWNSHIP
BY: Frank Berleth
FRANK BERLETH, Chairman
William Sanchez Jr.
WILLIAM SANCHEZ, JR., Vice Chairman
Marion Lazar
MARION LAZAR, Supervisor