

BOROUGH OF WEST NEWTON
WESTMORELAND COUNTY, PENNSYLVANIA

ORDINANCE NUMBER - 1991 - 35

AN ORDINANCE ESTABLISHING FIRE LANES OR ZONES IN THE
BOROUGH OF WEST NEWTON; PROVIDING FOR PENALTIES FOR
VIOLATION OF THE PROVISIONS THEREOF; AND FURTHER
PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF
ORDINANCE INCONSISTENT HEREWITH.

WHEREAS, the Council of the Borough of West Newton has received a written recommendation from the West Newton Volunteer Fire Department advising that parking in public alleys should be prohibited; and

WHEREAS, the Council of the Borough of West Newton has determined that for the safety of the residents of West Newton Borough and for the protection of their property all named and unnamed public alleys should be designated as fire lanes or zones so as to permit easy access for fire, safety and emergency vehicles to persons and property.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Town Council of the Borough of West Newton, Westmoreland County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same as follows:

SECTION 1: All named and unnamed public alleys in the Borough are hereby established as fire lanes or zones.

SECTION 2: The following restrictions shall apply to all designated and established fire lanes or zones and to any previously established fire lanes or zones in the Borough.

- A. No vehicles, boats, trailers, or parts thereof, no equipment, construction materials, supplies or any type of personal property shall be parked, stopped, stored, abandoned, or left unattended for any period of time in, along or at the curb or side of said alleys;
- B. Without limiting the foregoing, no activities shall be conducted and no vehicles, boats, trailers, parts thereof, equipment, construction materials, supplies or property shall be parked, stopped, stored, abandoned or left unattended for any period of time in, along or at the curb or side of said alleys in any manner which may prevent, disrupt or make more difficult the free ingress, egress, or access of fire, emergency or other safety vehicles to and from persons or property.

SECTION 3: Any person, firm, partnership or corporation who or which shall violate or fail to comply with any of the provisions of this Ordinance shall be guilty of a summary offense, and upon conviction thereof before the appropriate District Justice, shall be sentenced to pay a fine of FIFTEEN AND NO/CENTS (\$15.00) DOLLARS for each offense, plus costs of prosecution. In default of payment of the fine and costs as assessed, such person, the members of such firm or partnership, or the officers of such corporation shall be liable to imprisonment in the appropriate jail or

detention center for a period not to exceed thirty (30) days. Each day that a violation is continued shall constitute a separate offense.

SECTION 4: If any one or more sections, subsections, sentences, clauses or phrases of this Ordinance is for any reason held to be unconstitutional, illegal or invalid, such decision shall not effect the constitutionality, legality or validity of the remaining portions of this Ordinance. The Council of the Borough of West Newton declares that it would have passed this Ordinance or any one or more remaining sections, subsections, sentences, clauses and phrases thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional, unlawful or invalid.

SECTION 5: Any ordinance or part of an ordinance in conflict with the terms of this Ordinance is, and the same are, hereby repealed.

SECTION 6: This ordinance shall take effect immediately.

ORDAINED AND ENACTED THIS 9th day of DECEMBER, 1991.

BY Armond N. Luzi
Armond N. Luzi, President

ATTEST:

Pamela M. Fleshman
Pamela M. Fleshman, Secretary

EXAMINED AND APPROVED by me this _____ day of _____, 1991.

George J. Thurnansky
George J. Thurnansky, Mayor