

ORDINANCE NO. 2013-3

**AN ORDINANCE REGULATING TRAFFIC IN THE TOWNSHIP OF PORTAGE, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA, IMPOSING PENALTIES FOR VIOLATION AND REPEALING CERTAIN PRIOR ORDINANCES.**

WHEREAS, the Township of Portage heretofore adopted Ordinance No. 1993-2 providing for the regulation of traffic and parking in the Township;

WHEREAS, the said Ordinance Number 1993-2, adopted March 11, 1993, was amended by Ordinance Number 1993-4, adopted July 8, 1993, by Ordinance Number 1994-3 adopted July 21, 1994, by Ordinance Number 2012-4 adopted July 18, 2012, and by Ordinance Number 2012-8 adopted December 19, 2012.

WHEREAS, the purpose of this Ordinance is to regulate traffic by placing traffic control restrictions (Stop Sign) on the north bound lane of Lumber Road prior to entering Shoemaker Circle as indicated by an Engineering and Traffic Study; and a "No Outlet Sign" shall be placed at the entrance to Lumber Road.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED** by the Township Board of Supervisors of the Township of Portage, and **IT IS HEREBY ORDAINED AND ENACTED** by the authority of the same as follows:

**ARTICLE I.**

**SECTION 1. - DEFINITIONS AND INTERPRETATION**

(a) Words and phrases, when used in this Ordinance, shall have the meaning ascribed to them in the Vehicle Code of Pennsylvania, as now in force, or as hereafter amended, enacted or reenacted, except where the context clearly indicates a different meaning.

(b) 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.

## ARTICLE II. - TRAFFIC REGULATIONS

### SECTION 1. - STOP INTERSECTION ESTABLISHED

The following intersections are hereby established as stop intersections and official stop signs shall be erected (or are hereby confirmed if heretofore erected) in such a position as to face traffic approaching the second named highway, in the direction or directions hereby indicated. All vehicles, as that term is defined in the Motor Vehicle Code of Pennsylvania, approaching any such intersection upon the first named street, alley or highway, in the direction or directions hereby indicated in each case, shall come to a full stop, within a reasonable distance before entering any such intersection:

1. At the intersection of Lumber Road and Shoemaker Circle, with the sign placed on the north bound lane of Lumber Road prior to entering Shoemaker Circle as indicated by an Engineering and Traffic Study; and
2. A "No Outlet Sign" shall be placed at the entrance to Lumber Road.

Any operator of a motor vehicle, as that term is defined in the Motor Vehicle Code of Pennsylvania, who shall fail to come to a full stop, as set forth in the Motor Vehicle Code of Pennsylvania, within a reasonable distance, before entering any stop intersection, as hereinabove required, shall be subject to the maximum fine and penalties set forth in the Pennsylvania Motor Vehicle Code, including but not limited to, suspension and/or points, and costs of prosecution, and, in default of payment of such costs and fine to undergo imprisonment for not more than thirty (30) days, and shall be liable for all damage caused to Township property and the costs to replace any signs, signals and/or markings.

## **SECTION 2. - DAMAGE**

It shall be unlawful for any person or persons to deface, damage, knock down, remove, obstruct in any manner and/or to interfere with any traffic sign, signal and/or marking.

## **ARTICLE III**

The fine, penalty, or late charge set forth above, shall be in accordance with the maximum legally permissible dollar amount permitted by statutes of the Commonwealth of Pennsylvania and the case law of the Commonwealth of Pennsylvania. It is specifically provided that each separate violation of this Ordinance by a vehicle or combination shall be deemed a separate violation punishable by a separate fine, penalty, cost, or late charge.

## **ARTICLE IV**

It is the intent of the municipality that the provisions of this Ordinance are severable and the invalidity of any section, subsection, clause or provision of this Ordinance shall not affect to impair the validity of any other part of this Ordinance which can be given effect without the invalid part or parts.

## **ARTICLE V**

All Ordinances or parts of Ordinances inconsistent herewith, be and the same are hereby repealed insofar as inconsistent only. The provisions of this Ordinance, so far as they are consistent with those Ordinances and regulations in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such prior Ordinances and regulations and not as new enactments.

**ARTICLE VI**

This Ordinance shall be effective immediately, or as soon as legally permissible, and shall remain in effect unless and until subsequently appealed or amended.


**ORDAINED and ENACTED** at a duly assembled public meeting by the Township of Portage, Cambria County, Pennsylvania on this 27<sup>th</sup> day of December, 2013.

ATTEST:

  
Secretary

TOWNSHIP OF PORTAGE:

BY:   
Supervisor

BY:   
Supervisor

BY:   
Supervisor