

ORDINANCE #960-2023

AN ORDINANCE OF THE BOROUGH OF OXFORD, CHESTER COUNTY, PENNSYLVANIA, AMENDING CHAPTER 15, MOTOR VEHICLES AND TRAFFIC, PART 4, STOPPING, STANDING AND PARKING, §15-419, DESIGNATE ACCESSIBLE PARKING SPACES, OF THE BOROUGH OF OXFORD CODE OF ORDINANCES REGARDING THE ESTABLISHMENT AND DESIGNATION OF AREAS RESERVED FOR PARKING BY HANDICAPPED INDIVIDUALS ON BOROUGH STREETS.

WHEREAS, §15-419, Designate Accessible Parking Spaces, of the of the Borough of Oxford Code of Ordinances provides for areas exclusively reserved for parking by handicapped individuals; and

WHEREAS, on or about September 16, 2019, the Council of the Borough of Oxford enacted Ordinance No. 928-2019, which, in relevant part, amended §15-419 2(A) of the Borough of Oxford Code of Ordinances; and

WHEREAS, the Council of the Borough of Oxford desires to further amend §15-419, Designate Accessible Parking Spaces, of the Borough of Oxford Code of Ordinances.

BE IT ENACTED AND ORDAINED by the Council of the Borough of Oxford, Chester County, Pennsylvania, that certain provisions of Chapter 15, Motor Vehicles and Traffic, Part 4, Stopping, Standing and Parking, §15-419, Designate Accessible Parking Spaces, as amended, shall be further amended as follows:

SECTION 1. Section 15-419, Designate Accessible Parking Spaces, Paragraph 2, Designated Spaces on Borough Streets, Subparagraph "A" is hereby amended by the deletion of Subparagraph "A" in its entirety, including the chart contained therein, and the insertion of the following in its place and stead:

2. Designated Spaces on Borough Streets.

- A. The locations designated as Accessible Parking Spaces in the Borough of Oxford shall be established by resolution adopted by Borough Council. It shall be unlawful for any person to park a vehicle or allow it to remain parked in any such space, except as specifically provided under the terms of this section.

SECTION 2. Section 15-419, Designate Accessible Parking Spaces, Paragraph 2, Designated Spaces on Borough Streets, Subparagraph "B" is hereby amended by the deletion of Subparagraph "B" in its entirety, and the insertion of the following in its place and stead:

2. Designated Spaces on Borough Streets.

B. Application Procedure and Designation of Accessible Parking Space.

- 1) A party seeking a designated accessible parking space shall make application to the Parking Department at Borough Hall and shall document the need for a designated on-street space due to inadequate off-street parking serving the property and a physical disability that limits or impairs the ability to walk. Documentation of the disability shall be in the form of a handicapped registration plate, a handicapped parking placard, a disabled veteran registration plate, or a disabled veteran placard.
- 2) Any such request shall be reviewed by the Borough Public Works Department to ensure that creation of such space will not create negative impacts in terms of neighborhood parking or traffic flow and that off-street parking on the applicant's property does not adequately meet his/her needs for access to the property. The Public Works Director shall report the results of this review to the Parking Department and Borough Manager for review.
- 3) If the Public Works Director and Borough Manager are in support of the request for a designated on-street parking space, the Borough Manager shall make a

recommendation to that effect to Borough Council. Borough Council shall consider such recommendation and, if approved, adopt a resolution establishing and designating the area exclusively reserved for parking by handicapped individuals. Any approved space shall be designated by signage and/or pavement marking.

- 4) The information provided on the application for designated accessible parking space shall be updated by the applicant on or before January 30th each year after issuance of the designated space.

SECTION 3. If any sentence, clause, section or part of this ordinance is, for any reason, found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof. It is hereby declared as the intent of Borough Council that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 4. All ordinances or parts of ordinances conflicting with any provisions of this ordinance are hereby repealed insofar as the same affects this ordinance.

SECTION 5. This amendment shall be effective five days following adoption, as by law provided.

ENACTED AND ORDAINED this 15th day of May, 2023.

OXFORD BOROUGH COUNCIL

By: Kathryn Cloyd
KATHRYN CLOYD, President

ATTEST:

Pauline Garcia-Allen
PAULINE GARCIA-ALLEN,
Borough Secretary

APPROVED THIS 15th DAY OF May, 2023.

Philip Harris
PHILIP HARRIS, Mayor

