

BOROUGH OF BROOKHAVEN, DELAWARE COUNTY, PENNSYLVANIA

Ordinance No. 801

AN ORDINANCE OF THE BOROUGH OF BROOKHAVEN, DELAWARE COUNTY, COMMONWEALTH OF PENNSYLVANIA, AMENDING EXISTING REGULATIONS REGARDING PENALTIES FOR VIOLATIONS OF THE FIRE PREVENTION CODE OF THE BOROUGH, AND REPEALING ALL ORDINANCES OR RESOLUTIONS DIRECTLY INCONSISTENT HEREWITH TO THE EXTENT OF SUCH INCONSISTENCY ONLY.

WHEREAS, the parking of motor vehicles in Fire Lanes within the Borough creates a hazard to public safety; and

WHEREAS, Borough Council is empowered under the Borough Code to enact, revise, repeal, and amend ordinances and resolutions as it deems beneficial to the Borough; and

WHEREAS, Borough Council is specifically empowered under Sec. 1202 of the Borough Code to regulate parking to promote the convenience and protection of the public; and

WHEREAS, the Codified Ordinances of the Borough of Brookhaven (the "Code") contain certain provisions prohibiting the parking of motor vehicles in designated fire lanes; and

WHEREAS, the Borough desires to impose a reasonable fine in accordance with the Pennsylvania Vehicle Code for persons in violation of the prohibition against the parking of motor vehicles in designated fire lanes.

NOW, THEREFORE, COUNCIL OF THE BOROUGH OF BROOKHAVEN HEREBY ORDAINS THAT:

1. Amendment to Section 1604.06(C) of the Code – Fire Lanes

Section 1604.06(C) of the Code, imposing penalties for violations of Section 1604.06 of the Code, is hereby amended to read as follows:

(C) Whoever violates this section shall be fined not more than \$50.

2. Effective Date. This Ordinance shall be effective upon its adoption by Brookhaven Borough Council and its approval by the Mayor.

3. Repealer. All Ordinances, Resolutions, or parts thereof, inconsistent herewith are repealed, rescinded, cancelled, and annulled to the extent of such inconsistency.

4. Severability. The provisions of this Ordinance and Code sections adopted hereby are severable, and if any clause, sentence, or section thereof shall be adjudged invalid or unconstitutional, such decision or judgment shall not affect the validity of the remaining provisions.

DULY ENACTED THIS 2nd DAY OF July,
2018, BY THE COUNCIL OF THE BOROUGH OF BROOKHAVEN.

By: Vawn Donaway
Vawn Donaway, President
Brookhaven Borough Council

Attest: Mary Ellen McKinley
Mary Ellen McKinley, Borough Secretary

EXAMINED AND APPROVED THIS 2nd DAY OF
July, 2018.

By: Michael S. Hess
Michael Hess, Mayor