

**TOWNSHIP OF CECIL**

**WASHINGTON COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 217-2023**

**AN ORDINANCE OF THE TOWNSHIP OF CECIL, WASHINGTON COUNTY, PENNSYLVANIA, AMENDING THE FOLLOWING SECTION OF THE VEHICLES AND TRAFFIC ORDINANCE AS AMENDED: SECTION 226-41, TO ESTABLISH A PERMIT PARKING AREA.**

**WHEREAS**, the Cecil Township Board of Supervisors (“Board”) has the power to protect the health, safety, and welfare of the people and property in Cecil Township (“Township); and

**WHEREAS**, the Board finds that it is in the best interest of the residents and citizens of the Township to Amend Section 226-41 of the Vehicles and Traffic Ordinance, as amended; and

**WHEREAS**, the Township seeks to amend its Vehicles and Traffic Ordinance as set forth herein; and

**WHEREAS**, the Board has given careful consideration to all public comments and has determined that the adoption of the Amendment is beneficial to the health and welfare of the citizens of the Township.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED** and it is hereby ordained and enacted by the Board of Supervisors of the Township of Cecil, Washington County, Pennsylvania, as follows:

**SECTION 1.** Section 226-41, “Residential parking permit,” is hereby amended as follows:

A. Findings and purpose. The Township of Cecil finds that:

- (1) Certain residential areas in the Township of Cecil are subjected to commuter vehicle parking or otherwise suffer from limited availability of residential parking, thereby depriving the residents of those areas of residential parking spaces in which to park their own vehicles; and
- (2) The establishment of a parking permit program for those residential areas should provide the affected residents with residential parking spaces in which to park their own vehicles, and should further facilitate pedestrian and vehicular safety in residential areas by limiting the number of vehicles parked in those areas. Therefore, the Township of Cecil considers it to be in the interest of the people of the Township of Cecil to provide for the establishment of a residential permit parking program to ensure primary access to available parking spaces by

neighborhood residents and also to alleviate traffic congestion and related health and safety hazards in residential areas.

- B. Definitions. For the purpose of this section, words and terms listed in this subsection, as follows, shall have the following meanings:

**COMMUTER VEHICLE**

A motor vehicle parking in a residential area by a person not a resident of that residential area.

**PROPRIETOR**

A person who owns or leases real estate within a residential area of which he is not a resident, but who owns or manages a business enterprise or professional office maintained at that address.

**RESIDENT**

A person who owns or leases real property within a residential area and who maintains either a voting residence or a bona fide occupancy, or both, at that address.

**RESIDENTIAL AREA**

A contiguous area containing public highways or parts of public highways primarily abutted by residential property or residential and nonbusiness property (such as schools, parks, places of worship, hospitals and nursing homes).

- C. Criteria. The residential areas designated in Subsection **D** of this section are those deemed impacted and hence eligible for residential parking on the basis of any of the following criteria:

- (1) During any period between the hours of 7:00 a.m. and 6:30 p.m., Monday through Saturday, except legal holidays, the number of vehicles parked (or standing), legally or illegally, on the streets in the area is equal to 70% or more of the legal on-street parking capacity of the area. For the purpose of this criterion, a legal parking space shall be 20 linear feet.
- (2) During the same period as specified in Subsection **C(1)** directly above, 10% or more of the vehicles parked (or standing) on the streets in the area are not registered in the name of a person residing in the area. For the purpose of this criterion, the latest available information from the Bureau of Motor Vehicles and Licensing of the Pennsylvania Department of Transportation regarding registration of motor vehicles shall be used.
- (3) Where the Board of Supervisors otherwise determines, in its discretion and based upon the factors set forth in Subsection **C(4)** or upon such other factors that the Board of Supervisors deems relevant, that establishment of a residential permit parking area is warranted and in the interest of the people of the Township of Cecil.

- (4) Provided that, in determining that a specific area identified as impacted and eligible for residential permit parking is designated as a residential permit parking area, the following factors may be taken into consideration:
- (a) The local and metropolitan needs with respect to clean air and environment;
  - (b) The possibility of a reduction in total vehicle miles driven in the Township of Cecil;
  - (c) The likelihood of alleviating traffic congestion, illegal parking and related health and safety hazards;
  - (d) The proximity of public transportation to the residential area;
  - (e) Difficulties in access to residential parking near residences;
  - (f) The desire and need of the residents for residential permit parking and their willingness to bear the administrative costs in connection with it; and
  - (g) The need for parking in excess of the residential permit parking program in proximity to establishments located in the residential permit parking area and used by the general public for religious, health or educational purposes.

D. Designation of residential permit parking areas.

- (1) The following are designated as residential permit parking areas:

<b>Area</b>	<b>Bounded By and Including</b>	<b>No. of permits per address</b>	<b>Effective Hours</b>	<b>Permit Fee</b>	<b>Notes</b>
1	Wildwood Drive, from Cowden Road to its terminus, approximately 1000 feet.	2	24 hours per day	\$5.00 one-time fee	

- (2) Signs shall be erected along the streets in each residential permit parking area, indicating the days, hours, locations and conditions under which parking shall be by permit only.

E. Application for permit. Application for a residential parking permit shall be made to the Chief of Police by the person desiring the permit, who shall be only the owner or the driver of a motor vehicle who resides on or is a proprietor of property immediately adjacent to a street or other location within a residential parking permit area. A separate application shall


be required for each motor vehicle, and each application shall be accompanied by a permit fee set pursuant to a resolution of the Board of Supervisors, which shall be for the use of the Township of Cecil to be applied to the cost of administering the residential permit parking program. Each application shall contain the following information: the name of the owner or the driver, as the case may be, of the motor vehicle; the address of the resident or the proprietor, as the case may be; the make, model and registration number of the motor vehicle; and the driver number as taken from the applicant's current driver's license. At the discretion of the Chief of Police, the applicant shall be required, at the time of making application, to present his driver's license and the vehicle registration card.

- F. Issuance of permit. Upon receipt of the application and the applicable permit fee, and determination by him that the information upon the application shows that the applicant is entitled to a residential parking permit, the Chief of Police shall issue to the applicant a residential parking permit which shall be valid for the remainder of the calendar year. The permit shall display the residential parking area, permit number, and township seal. The permit shall be renewable annually before the expiration date, upon making application for renewal. It shall be unlawful and a violation of this section for any person to display other than the current and valid permit while standing or parking in a residential permit parking area at any time when those permits are to be displayed.
- G. Temporary and exemption parking permits. Temporary parking permits may be issued by the Chief of Police, upon payment of a fee established pursuant to a resolution, to bona fide visitors of residents of a designated residential permit parking area, and exemption parking permits may be issued, without payment of a fee, to handicapped persons.
- H. Responsibility of permit holder.
  - (1) Notwithstanding any provision of this section to the contrary, the holder of a residential parking permit shall be permitted to stand or park a motor vehicle operated by him in any designated residential parking area during those times when parking of motor vehicles is permitted in that area. While a vehicle for which a residential parking permit has been issued is so parked, that permit shall be displayed so as to be clearly visible through the windshield of the vehicle. A residential parking permit shall not guarantee or reserve to the holder a parking space within a designated residential permit parking area.
  - (2) A residential parking permit shall not authorize its holder to stand or park a motor vehicle in any place where or at any time when stopping, standing or parking of motor vehicles is prohibited or set aside for other specified types of vehicles, nor shall the permit exempt its holder from the observance of any traffic or parking regulation other than residential permit parking regulation or restriction.
  - (3) No person other than the permit holder whose name appears on the permit shall use a residential parking permit or display it on a vehicle operated; any such use or display by a person other than the permit holder shall constitute a violation of this

section by the permit holder and by the person who so used or displayed the parking permit.

- (4) It shall constitute a violation of this section for any person falsely to represent himself as eligible for a residential parking permit or to furnish false information in an application to the Chief of Police in order to obtain a residential parking permit.
  - (a) Revocation of permits. The Chief of Police shall have an authority to revoke the residential parking permit of any permit holder found to be in violation of any provision of this section. Upon written notification to him of the revocation, the permit holder shall surrender the permit to the Chief of Police. Failure to do so, when so requested, shall constitute a violation of this section, provided that any person receiving such a notice may, within 10 days after the date of the notice, appeal to the Board of Supervisors for a hearing on the revocation, and the decision of the Board of Supervisors shall be final.

**ORDAINED, ADOPTED AND ENACTED**, by the Board of Supervisors of Cecil Township, Washington County, Pennsylvania the 4th day of December, 2023.

ATTEST  
  
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**Donald A. Gemuso**  
Manager/Secretary

BOARD OF SUPERVISORS  
TOWNSHIP OF CECIL  
  
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**Cindy Fisher**  
Chair, Cecil Township Board of Supervisors