

LOWER MACUNGIE TOWNSHIP
Lehigh County, Pennsylvania

ORDINANCE NO. 2023-07
(Duly Adopted December 21, 2023)

AN ORDINANCE AMENDING LOWER MACUNGIE TOWNSHIP CODE CHAPTER 15, "MOTOR VEHICLES AND TRAFFIC," PART 2, "TRAFFIC REGULATIONS," SECTION 15-201, "MAXIMUM SPEED LIMITS ESTABLISHED ON CERTAIN STREETS," TO CONFIRM THAT THE MAXIMUM SPEED LIMITS ESTABLISHED BY THE PENNSYLVANIA VEHICLE CODE APPLY ON TOWNSHIP ROADS NOT SPECIFICALLY IDENTIFIED IN THE SECTION AND TO ESTABLISH A MAXIMUM SPEED LIMIT OF 25 MILES PER HOUR ON HILLVIEW ROAD FROM KRESSLER ROAD TO THE TOWNSHIP BOUNDARY LINE WITH SOUTH WHITEHALL TOWNSHIP, AND SECTION 15-206, "STOP INTERSECTIONS ESTABLISHED," TO ADD A STOP SIGN ON PARKVIEW DRIVE NORTH AT THE APPROACH TO THE INTERSECTION WITH PARKVIEW CIRCLE / PARKVIEW DRIVE SOUTH, AND SECTION 15-207, "YIELD INTERSECTIONS ESTABLISHED," TO REVISE THE TITLE TO "YIELD INTERSECTIONS AND LOCATIONS ESTABLISHED" AND TO ADD A YIELD SIGN ON RIVERBEND ROAD AT THE APPROACH TO THE BRIDGE CROSSING THE LITTLE LEHIGH CREEK, AND PART 3, "RESTRICTIONS ON SIZE, WEIGHT AND TYPE OF VEHICLE AND LOAD," SECTION 15-301, "VEHICLE WEIGHT LIMITS ESTABLISHED ON CERTAIN STREETS AND BRIDGES," TO UPDATE THE WEIGHT LIMITS FOR CERTAIN BRIDGES, TO REMOVE THE CHURCH STREET BRIDGE AND THE GEHMAN ROAD BRIDGE FROM THE SECTION, AND TO ADD A WEIGHT LIMIT FOR THE BRIDGE ON GUN CLUB ROAD OVER THE SWABIA CREEK

WHEREAS, Lower Macungie Township ("Township") is a First-Class Township organized and operating under the laws of the Commonwealth of Pennsylvania; and

WHEREAS, the Pennsylvania Vehicle Code, 75 Pa.C.S. § 3362, establishes the maximum speed limits on the various streets and highways in the Commonwealth; and

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WHEREAS, the Pennsylvania Vehicle Code, 75 Pa.C.S. § 3363, *et seq.*, authorizes the Township to establish maximum speed limits on local highways under the Township's jurisdiction based on an engineering and traffic investigation that determines that the maximum speed limit established under the Vehicle Code is greater or less than is reasonable and safe under the conditions found to exist; and

WHEREAS, the Pennsylvania Vehicle Code, 75 Pa.C.S. § 6622, authorizes the Township to erect traffic-control devices on any highway with the Township's boundaries that is not a state-designated highway; and

WHEREAS, the Pennsylvania Vehicle Code, 75 Pa.C.S. § 4902, authorizes the Township to, *inter alia*, impose restrictions as to the weight of vehicles operated upon bridges when it determines by conducting an engineering and traffic study according to Department of Transportation regulations that the bridges may be damaged or destroyed unless use by vehicles is prohibited or the permissible size or weight of vehicles is reduced; and

WHEREAS, the Township, through the Township Traffic Engineer, conducted the necessary engineering and traffic studies required by the Pennsylvania Vehicle Code and confirmed the need to establish the maximum speed limit, to erect the stop sign and yield sign, and to impose the bridge weight limits, as set forth herein; and

WHEREAS, the Board of Commissioners of Lower Macungie Township has determined that the health, safety, and general welfare of the citizens of Lower Macungie Township will be promoted and served by enacting the amendments to Chapter 15 of the Township Code as set forth in this Ordinance.

NOW, THEREFORE, it is hereby **ENACTED** and **ORDAINED** by the Lower Macungie Township Board of Commissioners as follows:

SECTION 1. The Code of Lower Macungie Township, Chapter 15, "Motor Vehicles and Traffic," Part 2, "Traffic Regulations," Section 15-201, "Maximum Speed Limits Established on Certain Streets," shall be amended to confirm that the maximum speed limit established by the Pennsylvania Vehicle Code applies on any Township road not otherwise specified in the section, and to identify a maximum speed limit of 25 miles per hour on Hillview Road from Kressler Road to the Township boundary line with South Whitehall Township, and to revise subpart 1 of said section to read as follows and add Hillview Road to the chart therein:

§ 15-201. Maximum Speed Limits Established on Certain Streets.

1. Unless otherwise specified herein, the maximum speed limit established by the Pennsylvania Vehicle Code shall apply on any street within the Township boundaries. The following maximum speed limits are established on the streets or parts of streets specified below, and it shall be unlawful for any person to drive a vehicle at a higher speed than the maximum speed limit prescribed for that part of the street:

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Street	Between	Maximum Speed Limit
	* *	*
Hillview Road	Kressler Road to the Township Boundary Line with South Whitehall Township	25 mph
	* *	*

SECTION 2. The Code of Lower Macungie Township, Chapter 15, "Motor Vehicles and Traffic," Part 2, "Traffic Regulations," Section 15-206, "Stop Intersections Established," shall be amended to add a stop sign on Parkview Drive North at the approach to the intersection with Parkview Circle / Parkview Drive South, and to revise subpart 1 to read as follows and to add Parkview Drive North to the chart therein:

§ 15-206. Stop Intersections Established.

1. The following intersections are established as stop intersections, and official stop signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street (the intersecting or through street) on the first-named street (the stop street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first-named street (the stop street), in the direction indicated in each case, shall stop the vehicle as required by of the Vehicle Code, 75 Pa.C.S.A. § 3323(b), and shall not proceed into or across the second-named street (the intersecting or through street) until said driver has followed all applicable requirements of that section of the law.

Stop Street	Intersecting or Through Street	Direction of Travel
	* *	*
Parkview Drive North	Parkview Circle / Parkview Drive South	East
	* *	*

SECTION 3. The Code of Lower Macungie Township, Chapter 15, "Motor Vehicles and Traffic," Part 2, "Traffic Regulations," Section 15-207, "Yield Intersections Established," shall be amended to revise the title to "Yield Intersections and Locations Established," and to add a yield sign on Riverbend Road at the eastbound approach to the bridge crossing over the Little Lehigh Creek, and to revise subpart 1 to read as follows:

§ 15-207. Yield Intersections and Locations Established.

1. The following intersections and locations are established as yield intersections and locations, and official yield signs shall be erected (or are ratified if previously erected) in such a position as to face traffic on the first-named street (the yield street) approaching the second-named street or location (the through street or location) in the direction or directions indicated for that intersection or location. Every driver of a vehicle approaching the intersection or location on the first-named street (the yield street), in the direction indicated in each case, shall slow down or stop the vehicle as required by 75 Pa.C.S.A. § 3323(c) of the Vehicle Code, and then yield the right-of-way as required by that subsection of the Vehicle Code.

Yield Street	Through Street or Location	Direction of Travel
Riverbend Road	Riverbend Road bridge over Little Lehigh Creek	Northeast-bound

SECTION 4. The Code of Lower Macungie Township, Chapter 15, "Motor Vehicles and Traffic," Part 3, "Restrictions on Size, Weight and Type of Vehicle and Load," Section 15-301, "Vehicle Weight Limits Established on Certain Streets and Bridges," shall be amended to update the weight limits for certain bridges listed therein, to remove the Church Street Bridge and the Gehman Road Bridge from the section, to add a weight limit for the bridge on Gun Club Road over Swabia Creek, and to revise subpart 1 to read as follows:

§ 15-301. Vehicle Weight Limits Established on Certain Streets and Bridges.

1. Pursuant to 75 Pa.C.S.A. § 4902(a), on the following streets and bridges it shall be unlawful for any person to drive any vehicle or combination having a gross weight in excess of the maximum weight prescribed below for that street or bridge:

Street or Bridge	Between	Maximum Gross Weight
Ash Lane Bridge	Over Toad Creek	10 tons
Church Lane Bridge	Between Trexlertown Road and Lower Macungie Road spanning Norfolk Southern Railroad	5 tons

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Gun Club Road Bridge	Over Swabia Creek	5 Tons
Macungie Road Bridge	Over Little Lehigh Creek	14 tons
Orchard Road Bridge	Over Swabia Creek	10 tons
Smith Lane Bridge	Over Little Lehigh Creek	10 tons

SECTION 5. Nothing in this Ordinance or in Chapter 15 of the Lower Macungie Township Code, as hereby amended, shall be construed to affect any suit or proceedings in any Court, any rights acquired or liability incurred, any permit issued, or any cause or causes of action existing under the said Chapter 15 prior to the adoption of this amendment.

SECTION 6. The provisions of this Ordinance are severable, and if any section, sentence, clause, part, or provision thereof shall be held illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such decision of the Court shall not affect or impair the remaining sections, sentences, clauses, parts, or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted if such illegal, invalid, or unconstitutional section, sentence, clause, part, or provision had not been included herein.

Section 7. This Ordinance is effective immediately upon enactment.

ENACTED and ORDAINED this 21st day of December, 2023.

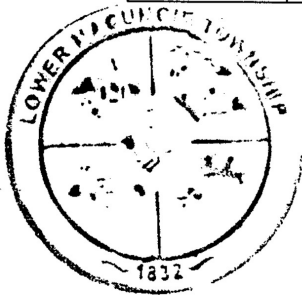
LOWER MACUNGIE TOWNSHIP
BOARD OF COMMISSIONERS

ATTEST:

Renea Flexer
Renea Flexer, Secretary

Richard V. Ward
Richard V. Ward, Vice President

	Motion	2nd	Yes	No	Abstain
R. Beitler		✓	✓		
B. Higgins			—		
M. Robert	✓		✓		
B. Shoemaker			✓		
R. Ward			✓		



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