

**OFFICIAL
TOWN OF McCANDLESS
ORDINANCE NO. 1545**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE
TOWN OF McCANDLESS, ALLEGHENY COUNTY,
PENNSYLVANIA, AMENDING PART 5 OF THE TOWN
CODE OF ORDINANCES, TRAFFIC CODE, TO
REGULATE THE OVERNIGHT PARKING OF TRUCKS,
TRAILERS AND COMMERCIAL VEHICLES AND THE
PARKING AND STORAGE OF RECREATION VEHICLES,
BOATS, TRAILERS AND CONSTRUCTION TRAILERS**

WHEREAS, Chapter 61 of the Pennsylvania Motor Vehicle Code, 75 Pa. C.S. §6101 *et seq.*, (“Vehicle Code”) authorizes the Town of McCandless (“Town”) to exercise certain powers pertaining to the operation of motor vehicles on highways within its boundaries; and

WHEREAS, Section 501.01 of the Town Code requires, pursuant to Section 6109 of the Vehicle Code, that all traffic regulations of a permanent nature be adopted by ordinance of Town Council and that no ordinance or regulations shall be effective until official traffic-control devices giving notice of such provisions are erected upon the highway or part thereof affected; and

WHEREAS, Council desires to amend Part 5, Traffic Code, to add a new Section 509.05, Restrictions on Parking Trucks, Commercial Vehicles, and Recreation Vehicles and a new Section 509.06, Construction Trailers, Dumpsters, and Portable Storage Units to the Town Code to regulate the manner in which oversized motor and non-motor vehicles can be parked and stored within the Town.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Town Council of the Town of McCandless, Allegheny County, Pennsylvania, incorporating the above recitals by reference, that:

Section 1. A new Section 509.05 of the Town Code of Ordinances, Restrictions on Parking Trucks, Trailers and Commercial Vehicles, is hereby added to Article 509, Commercial and Heavy Vehicles of the town Traffic Code as follows:

§ 509.05 **Restrictions on Parking Trucks, Commercial Vehicles, and Recreational Vehicles.**

- (a) No truck, commercial vehicle, recreational vehicle, mobile home, or camper unit exceeding 7,000 pounds in gross weight, any motor vehicle designated as Class III or above by the Pennsylvania Motor Vehicle Code or vehicles with dual rear wheels, buses, construction vehicles, or construction equipment shall be parked on or in any street, road, highway, alley or way of the Town of McCandless between the hours of 10:00 p.m. and 6:00 a.m., Monday through Saturday, and from 10:00 p.m. Saturday to 6:00 a.m. Monday, at the prevailing time standard; except that during said hours they may park for a reasonable period not to

exceed 90 minutes for the prompt loading or unloading thereof or for a reasonable period for the provision of public utility services of any emergency nature.

- (b) No recreational vehicle shall be used for dwelling or habitation purposes while parked or stored on or in any street, road, highway, alley or way of the Town of McCandless.

Section 2. A new Section 509.06 of the Town Code of Ordinances, Construction Trailers, Dumpsters, and Portable Storage Units, is hereby added to Article 509, Commercial and Heavy Vehicles of the town Traffic Code as follows:

§ 509.06 **Construction Trailers, Dumpsters, and Portable Storage Units**

Construction trailers, portable storage units and dumpsters are not permitted to be placed in the roadway at any time. For purposes of this section, “construction trailer” is defined as vehicle with or without its own motive power and used for temporary field office or storage purposes. Portable storage unit is defined as a unit rolled off a truck or transported by truck or other vehicular means and generally used or intended for use as temporary storage on a premise including but not limited to PODS® or similarly designed units.

Section 2. Council hereby authorizes any and all appropriate Town officials or staff to take any and all actions necessary to install any necessary signs or traffic-control devices and to take any additional actions required to effectuate this purpose of this Ordinance.

Section 3. If any of the provisions or terms of this Ordinance shall be held invalid for any reason whatsoever, then, unless such provision or term is material to this Ordinance as to render this Ordinance impracticable to perform, such provision or term shall be deemed severable from the remaining provisions or terms of this Ordinance and shall in no way affect the validity or enforceability of any other provisions hereof.

Section 4. All prior ordinances are hereby repealed in whole or in part to the extent inconsistent herewith.

ORDAINED AND ENACTED into law this 13th day of November 2023, Effective immediately.

ATTEST:

TOWN COUNCIL
TOWN OF McCANDLESS


Secretary


President