

**BOROUGH OF MONTGOMERY
LYCOMING COUNTY, PENNSYLVANIA**

ORDINANCE NO.: 2023-2

**AN ORDINANCE OF THE BOROUGH OF MONTGOMERY,
LYCOMING COUNTY, PENNSYLVANIA; AMENDING
CHAPTER 435, OF THE CODE OF ORDINANCES OF
MONTGOMERY BOROUGH, SECTIONS 435-23 AND 435-24**

WHEREAS, the Pennsylvania Borough Code provides to the Borough Council of Montgomery Borough (the "*Borough Council*") the ability to make regulations as may be necessary for the health, safety, and general welfare of the Borough and its residents;

WHEREAS, the Borough Code authorizes Borough Council to regulate among other things, use of sidewalks at Section 1202(13), parking at Section 1202(31), the streets at Section 1202(12), the towing of vehicles, at Section 1202(34), and the licensing of parking at Section 2903;

WHEREAS, additionally, the Borough Council has granted broad powers under the Borough Code to act for the benefit of the public welfare;

WHEREAS, Borough Council has further noted that regulations of parking and street usage and usage of the public ways are matters that require frequent revision to address changes in parking patterns, street usage, development and other natural recurring circumstances for which the passage of a comprehensive Ordinance is unduly cumbersome, and, therefore, it has been determined that the terms hereof shall be subject to amendment by Ordinance; and

WHEREAS, the Borough finds that it is in the best interest of residents to amend its existing Ordinance Code sections pertaining to parking on the Borough streets, the time permitted for such parking on said streets, and special designated zones within the Borough.

IT IS HEREBY ENACTED AND ORDAINED by the Borough Council of the Borough Montgomery, Lycoming County, Pennsylvania, as follows:

Section 1. Chapter 435, "Vehicles and Traffic," Article III, "Parking Regulations," Section 435-23 of the Code of Ordinances of the Borough of Montgomery shall be and hereby is amended to be as presented below:

§ 435-23 Parking time limited in certain locations certain days and hours.

No person shall park a vehicle, or allow it to remain parked, for longer than the stated time limit, in any of the following locations, at any time on the days and between the hours indicated in this section:

Street	Side	Portion	Days	Hours	Parking Time Limit
Henry Hand	North	2 stalls opposite Post Office	Every day	At all times	15 Minutes
South Main Street	West	Houston Avenue and Montgomery Street (except as in directly below)	Every day	7:00 a.m. to 7:00 p.m.	2 hours
South Main Street	West	Houston Avenue and Montgomery Street (except as in directly below)	Every day	7:00 p.m. to 7:00 a.m.	No limit
West Houston Avenue	North	Between Main Street and Brook Street	Weekdays	6:00 a.m. to 8:00 p.m.	5 minutes
West Houston Avenue	South	Between Main Street and Geneva Street	Weekdays	6:00 a.m. to 8:00 p.m.	1 hour

Provided, however, that all such parking is restricted before snow and ice removal, as otherwise provided in Section 435-26 of the Code of Ordinances of the Borough of Montgomery.

Section 2. Chapter 435, "Vehicles and Traffic," Article III, "Parking Regulations," Section 435-24 of the Code of Ordinances of the Borough of Montgomery shall be and hereby is amended to be as presented below:

§ 435-24. Special purpose parking zones established; parking otherwise prohibited.

The following are established as special purpose parking zones, and it shall be unlawful for any person to park a vehicle, or allow a vehicle to remain parked, in any such zone, except as specifically permitted for that zone:

Street	Side	Location	Authorized Purpose or Vehicle
Brook Street	West	In front of No. 3 Brook Street	Handicapped person
South Main Street	West	A patient dropoff area is designated beginning at the north property line of property situate at 43 S. Main Street, extending to the south property line of said existing building situate at 43 S. Main Street	Patient transport
South Main Street	West	Two (2) spots in front of 1 South Main Street	Handicapped person
Wagner Avenue		In front of No. 76 Wagner Avenue	Handicapped person

Section 3. The provisions of this ordinance are severable. If any part of this ordinance is declared to be unconstitutional, illegal or invalid, the validity of the remaining provisions shall be unaffected thereby. It is the intention of the Council of the Borough of Montgomery that this ordinance would have been adopted had such unconstitutional, illegal, or invalid part not been included.


Section 4. This Ordinance shall become effective on the earlier of (a) the date when the Mayor approves it; (b) the date when Council enacts it over the Mayor's veto; or (c) if the Mayor does not return it at or before the next scheduled meeting of Council occurring at least ten (10) days after its approval by Council, the date of that next scheduled meeting of Council.

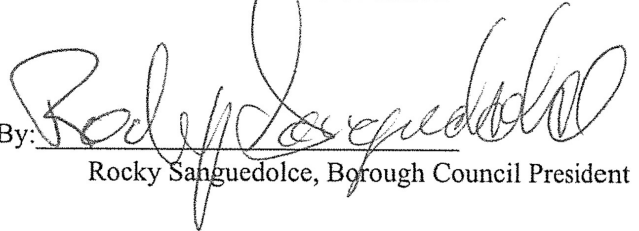
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DULY ENACTED AND ORDAINED this 13th day of June, 2023, by Borough Council of the Borough of Montgomery, Lycoming County, Pennsylvania, in lawful session duly assembled.

ATTEST:

BOROUGH OF MONTGOMERY

By: 
Angelia Adams, Secretary

By: 
Rocky Sanguedolce, Borough Council President

APPROVED this 13th day of June, 2023.

By: _____
Edward Alexander, Mayor