

BOROUGH OF ST. LAWRENCE,  
BERKS COUNTY, PENNSYLVANIA

ORDINANCE NO. 405

AN ORDINANCE OF THE BOROUGH OF ST. LAWRENCE, BERKS COUNTY, PENNSYLVANIA, PROHIBITING THE OPERATION OF MOTOR VEHICLES OR COMBINATIONS THEREOF HAVING A GROSS WEIGHT IN EXCESS OF TEN THOUSAND POUNDS (10,000 LBS) EXCEPT FOR LOCAL TRAFFIC ALONG THE ENTIRE LENGTH OF PARKVIEW ROAD, THE ENTIRE LENGTH OF BRUMBACH STREET, AND WALNUT STREET FROM PARKVIEW ROAD TO ST. LAWRENCE AVENUE, IN THE BOROUGH; DEFINING "LOCAL TRAFFIC" FOR PURPOSES OF THIS ORDINANCE; AUTHORIZING THE ERECTION AND MAINTENANCE OF SIGNS POSTING THIS RESTRICTION, AND PROVIDING PENALTIES FOR VIOLATION

WHEREAS, Section 4902(b) of the Borough Code allows the Borough to prohibit the operation of certain vehicles or combinations thereof, based upon weight or size, when warranted by traffic conditions;

WHEREAS, the Borough has determined that hazardous traffic conditions exist on Parkview Road and Brumbach Street, upon their entire length through the Borough; and, Walnut Street, from Parkview Road to Saint Lawrence Avenue, and,

WHEREAS, the Borough has determined that such hazardous traffic conditions will be exacerbated by the movement of through traffic of vehicles or combinations thereof in excess of ten thousand pounds (10,000 lbs).

BE IT THEREFORE ENACTED AND ORDAINED, by the Borough Council of the Borough of St. Lawrence, Berks County, Pennsylvania, and it is hereby ENACTED AND ORDAINED by the authority of the same as follows:

Section 1. Vehicle Weight Limits Established. Except for local deliveries, it shall be unlawful for any person to operate any motor vehicle or other tractor, trailer, or tractor-trailer combination, having a gross weight in excess of Ten Thousand pounds (10,000 lbs) herein respectively prescribed, on Parkview Road and Brumbach Street for their entire length; and Walnut Street, from Parkview Road to St. Lawrence Avenue, in the Borough, with the exception of Local Traffic.

Section 2. Definition of Local Traffic. The following shall be regarded as local traffic for the purposes of this Ordinance:

- (1) emergency vehicles;
- (2) school buses;
- (3) vehicles and combinations of governmental agencies and utilities or their contractors engaged in construction or maintenance of a posted road or in a location which can be reached only via a posted road; and
- (4) vehicles and combinations going to or coming from a residence, commercial establishment or farm located on a posted road or which can be reached only via a posted road for the purpose of irregular local deliveries or pick-ups therefrom.

Section 3. Erection and Maintenance of Signs. The Borough Council shall cause to be erected and maintained restriction signs designating the restriction at the end of the restricted portion of the road. In the case of a restriction on the road which does not begin or end at an intersection with an unrestricted road, advance informational signs shall be placed at the intersection nearest each end of the restricted portion of road which will allow the driver to avoid the restricted portion of road. All such signs shall be installed and maintained in conformance with the provisions of applicable state law.

Section 4. Penalties. Any person convicted of operating a vehicle or other tractor, trailer, or tractor-trailer combination, upon any of the foregoing highways, bridges or portions thereof in excess of the foregoing weight limitations shall be guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of not more than Five Hundred Dollars and 00/100 (\$500.00) plus costs of prosecution.

Section 5. Severability. The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Borough that such Ordinance would have been enacted if such illegal, invalid or

unconstitutional section, sentence, clause, part or provision had not been included herein.

Section 6. Other Ordinances in Full Force and Effect. The Ordinances of the Borough of St. Lawrence, Berks County, Pennsylvania, shall be and remain unchanged and in full force and effect except as amended, supplemented or modified by this Ordinance. This Ordinance shall become a part of the Ordinances of the Borough of St. Lawrence, Berks County, Pennsylvania, upon adoption.

Section 7. Repealer. All ordinances or parts of ordinances of this Borough which are inconsistent herewith are hereby repealed.

Section 8. Effective Date. This Ordinance shall become effective on the earliest date allowed by law.

DULY ENACTED AND ORDAINED this 14<sup>th</sup> day of October, 2010.

BOROUGH OF ST. LAWRENCE  
BERKS COUNTY, PENNSYLVANIA

By: Robert J. May  
Robert J. May, President of Council

Attest: Susan D. Eggert  
Susan D. Eggert, Borough Secretary

Approved as an Ordinance this 14<sup>th</sup> day of October, 2010:

By: Michael Fritz  
Michael Fritz, Mayor

I certify that this is a true and correct copy of an Ordinance adopted by the Borough of St. Lawrence, Berks County, Pennsylvania on October 14, 2010.

Susan D. Eggert  
Secretary