

CODIFIED ORDINANCES OF WHITE OAK

PART FIVE - TRAFFIC CODE

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ARTICLE 505
Traffic Regulations

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CROSS REFERENCES

- Authority to establish speed limits - see Vehicle Code Secs. 1002, 1103, 1111 (75 P.S. Secs. 1002, 1103, 1111)
- Interpretation of traffic signs and signals - see Vehicle Code Sec. 1028 (75 P.S. Sec. 1028)
- Authority to establish one-way streets - see Vehicle Code Sec. 1103(a) (75 P.S. Sec. 1103(a))
- Authority to establish traffic signals - see Vehicle Code Sec. 1103(a) (75 P.S. Sec. 1103(a))
- Conformity with State regulations re signs, signals and markings - see Vehicle Code Sec. 1105 (75 P.S. Sec. 1105)
- Local traffic signs - see Vehicle Code Sec. 1106 (75 P.S. Sec. 1106)
- Unauthorized signs a nuisance - see Vehicle Code Sec. 1107 (75 P.S. Sec. 1107)
- Defacing signs, signals or markings - see Vehicle Code Sec. 1108 (75 P.S. Sec. 1108)
- Establishment of safety zones - see Vehicle Code Sec. 1109 (75 P.S. Sec. 1109)
- Authority to erect signs and signals - see Vehicle Code Sec. 1110 (75 P.S. Sec. 1110)
- Authority to establish through highways, stop intersections and yield intersections - see Vehicle Code Sec. 1112 (75 P.S. Sec. 1112)

505.01 DEFINITION AND CONSTRUCTION.

The definitions contained in the Pennsylvania Act of Assembly known as "The Vehicle Code" shall apply to this article provided, however, that the word "vehicle" as used in such Act shall for the purposes of this article be extended so as to include any horse-drawn vehicle, pushcart, motorcycle, bicycle, ridden or driven animal, steam-driven vehicle and tractor. (Ord. 23. Passed 5-16-49.)

505.02 RECKLESS OPERATION.

No person shall operate any vehicle upon any street or thoroughfare carelessly and willfully, or with wanton disregard of the rights or safety of others, or in such manner as to endanger any person or property. (Ord. 23. Passed 5-16-49.)

505.03 U-TURNS PROHIBITED.

No U-Turns, that is, reversal of direction, shall be permitted between street or alley intersections. Stop signs shall be erected at all intersections with through streets. (Ord. 23. Passed 5-16-49.)

505.04 ILLEGAL USE OF VEHICLE.

No vehicle shall be used or parked in a highway for the purpose or intent of committing or inducing any unlawful act therein or thereby, or of storing or transporting any article or property unlawfully. (Ord. 23. Passed 5-16-49.)

505.05 COMMERCIAL PARKING.

Unless specifically allowed under some other law or ordinance, no vehicle shall remain parked in the streets or alleys of the Borough for commercial purposes, or for the sale or exhibition of any article or for the storing of the vehicle itself or property therein, or for any commercial purpose wherein the parking of such vehicle becomes a means whereby the commercial transaction is affected or effected. This does not include the delivering of merchandise, loading or unloading or the reasonable use of the highway for these purposes. (Ord. 23. Passed 5-16-49.)

505.06 TRAFFIC SIGNS.

It shall be lawful for the Borough to place any pedestals, posts, signs, lights, wires or other fixtures or apparatus on, under or over the highways of Borough by the direction of Council or approval by Council. (Ord. 23. Passed 5-16-49.)

505.07 DAMAGE TO BOROUGH PROPERTY.

Any person, firm or corporation causing damage to be done to any traffic light or traffic standard or other construction of the Borough shall pay the damages caused and in addition, may be deemed guilty of having violated this article. (Ord. 23. Passed 5-16-49.)

505.08 ENTRANCES.

No parking is permitted that will so obstruct the entrance to a building so to prevent the usual and proper use of such building at the time.
(Ord. 23. Passed 5-16-49.)

505.09 NUISANCE.

Vehicles in the highways contrary to the provisions of this article and of other laws of the Commonwealth are hereby declared to be nuisances and may be removed under the direction of a police officer to the nearest convenient parking location.
(Ord. 23. Passed 5-16-49.)

505.10 SPEED LIMITS.

All vehicles driven on any part of the highways of this Borough, except as the same may be otherwise restricted by the law of this Commonwealth, shall be limited to a maximum speed of twenty-five miles per hour and any speed in excess of such maximum as hereby provided shall be unlawful.
(Ord. 23. Passed 5-16-49.)

505.11 ALL NIGHT PARKING.

No operator of any vehicle shall park such vehicle on any street for a period of time longer than two hours between the hours of twelve midnight and 6:00 a.m. of any day.
(Ord. 23. Passed 5-16-49.)

505.12 EMERGENCY VEHICLES.

The provisions of this article regulating the movement, parking and standing of vehicles shall not apply to Fire Department vehicles when travelling in response to a fire alarm nor to Police Department vehicles, nor to such ambulances and vehicles of the Borough or public service agencies as are designated emergency vehicles by Council or by the laws of the Commonwealth.
(Ord. 23. Passed 5-16-49.)

505.13 PASSING.

(a) Council shall from time to time by resolutions or motions, establish streets or parts of streets upon which no passing by drivers of vehicles shall be permitted and all such resolutions or motions passed, shall be considered parts of this section.

(b) All streets, or parts of streets, which are designated "No Passing" areas, as heretofore provided shall be plainly marked at the entrance thereto by signs bearing the words "No Passing Zone," and at the end of such no passing zone an official sign bearing the words "End of No Passing Zone".

(c) The driver of any vehicle shall not overtake, pass or attempt to overtake or pass, any other vehicle proceeding in the same direction, in any such "No Passing Zone".

(d) Any person or persons violating any of the provisions of this section shall be subject to a fine not exceeding ten dollars (\$10.00), or in case of non-payment of fines and penalties, to undergo imprisonment in the Allegheny County Jail for a period not exceeding ten days. Any person or persons who have been previously convicted for the same offense shall be subject to pay a fine of not to exceed twenty-five dollars (\$25.00) and in case of non-payment of the fine to undergo imprisonment in the Allegheny County Jail, for a period not exceeding twenty days.

(Ord. 27. Passed 11-7-49.)

505.99 PENALTY.

All persons violating the provisions of this article, except Section 505.13, shall, upon conviction be subject to an imprisonment of not more than five days, or a fine of three hundred dollars (\$300.00) or both for each offense and each separate occurrence of the same offense shall be considered a new offense and punishable as such.

(Ord. 3452. Passed 11-20-06.)

**ARTICLE 515
Parking Regulations**

515.01	Definitions and interpretations.	515.04	Impounding illegally parked vehicles.
515.02	Parking generally.	515.99	Penalty.
515.03	Parking prohibited at certain locations.		

CROSS REFERENCES

- Parking defined - see Vehicle Code Sec. 102 (75 P.S. Sec. 102)
 Lights on parked motor vehicles, trailers, semitrailers and tractors - see Vehicle Code Sec. 801(j), (k) (75 P.S. Sec. 801 (j), (k))
 Stopping on highway - see Vehicle Code Sec. 1020 (75 P.S. Sec. 1020)
 Parking on private property - see Vehicle Code Sec. 1021.1 (75 P.S. Sec. 1021.1)
 Unattended motor vehicle - see Vehicle Code Sec. 1022 (75 P.S. Sec. 1022)
 Power of local authorities to regulate or prohibit parking, stopping or loading of vehicles - see Vehicle Code Sec. 1103(a) (75 P.S. Sec. 1103(a))
 Erection and maintenance of parking signs - see Vehicle Code Sec. 1106 (75 P.S. Sec. 1106)
 Parking restrictions on State highways - see Vehicle Code Sec. 1115 (75 P.S. Sec. 1115)
 Impounding vehicles - see TRAF. Art. 505

515.01 DEFINITIONS AND INTERPRETATIONS.

Words and phrases when used in this article shall have the meanings ascribed to them in the Motor Vehicle Code of the Commonwealth of Pennsylvania as now enacted, or as hereinafter amended, enacted or re-enacted, except in those instances where the context clearly indicates a different meaning; the singular shall include the plural; and the masculine shall include the feminine.

(Ord. 628. Passed 6-18-62.)

515.02 PARKING GENERALLY.

Any person may park a motor vehicle on any street or alley within the Borough where the same has not been prohibited, but every motor vehicle so parked shall be parked within the lines bounding such space.

(Ord. 628. Passed 6-18-62.)

515.03 PARKING PROHIBITED AT CERTAIN LOCATIONS.

Parking shall be prohibited at all times upon these streets or public highways at the following locations which are hereby designated as "No Parking" areas:

- (a) In front of the entrance or exit of every theater, church, school or other public institution, except where special parking areas are clearly marked and designated.
- (b) Upon the following streets or portions thereof at all times except when otherwise stated.
 - (1) Lincoln Way, both sides, from its intersection with State Highway Route 48, southeastwardly, to the County line.
 - (2) Lincoln Way, both sides, from its intersection with State Highway Route 48, northwestwardly, for a distance of 600 feet.
 - (3) Jacks Run Road, both sides, from its intersection with Lincoln Way to the North Versailles Township line.
 - (4) Long Run Road, both sides, from its intersection with Lincoln Way to the McKeesport City line.
 - (5) Rainbow Drive, both sides, from its intersection with Lincoln Way, northwardly, to Gypsy Lane.
 - (6) Herr Drive, both sides, from its intersection with Lincoln Way, southwardly, a distance of 1000 feet.
 - (7) Oliver Drive, both sides, from its intersection with State Highway Route 48, for a distance of 100 feet.
 - (8) Arthur Street, easterly side, between Summit Street and Amherst Avenue, Sunday excepted.
 - (9) California Avenue, northeasterly side, between Capital Street and State Street.
 - (10) McCully Avenue, southeasterly side, between Amherst Avenue and Monongahela Avenue.
 - (11) Park Way, southeasterly side, between Congress Street and the bridge, Sunday excepted.
 - (12) Park Way Extension, southwestwardly side, extending from Park Way, northwesterly, to its terminus, Sunday excepted.
 - (13) Waugh Lane, both sides, from Lincoln Way, northeastwardly, to its terminus.
 - (14) Lynch Lane, both sides, from Lincoln Way, northeastwardly, to its terminus.
 - (15) Oak View Avenue, both sides, from Lincoln Way, southwardly, for a distance of 300 feet.
(Ord. 628. Passed 6-18-62.)
 - (16) Ohio Avenue southerly side from Fallon Way westwardly for a distance of 250 feet.
 - (17) Congress Street both sides from its intersection with Lincoln Way to Maple Street.
(Ord. 926. Passed 9-6-66.)
 - (18) Long Run Road, otherwise known as Legislative Route 288, Traffic Route 48 between Station 614 and 95 (City of McKeesport Line) and Station 658 and 50 (intersection with Lincoln Way.)
(Ord. 971. Passed 5-22-67.)
 - (19) Senate Street easterly side from Vermont Avenue to Delaware Avenue.
 - (20) Longvue Drive southerly side from Francis McClure Middle School to Educational Drive.
(Ord. 2919. Passed 5-18-92.)

1994 Replacement

2007 Replacement

- (21) Vermont Avenue on the southerly side from Capitol Street to Parkway and on the northerly side from Capitol Street to Delaware Avenue Extension. (Ord. 2976. Passed 5-16-94.)
- (22) Capitol Street on the westerly side for a distance of 30 feet starting from a distance of approximately 70 feet from the corner of California Avenue and Capitol Street. (Ord. 3171. Passed 5-15-00.)
- (c) Any street or public highway clearly marked and designated temporarily as "No Parking" areas, for any special purpose such as street repairs, street sweeping or parade route. (Ord. 628. Passed 6-18-62.)
- (d) Parking shall be prohibited at all times in areas designated as fire lanes. The curb lane at the Rainbow Village Shopping Center and the curb lane at Oak Park Mall are hereby designated as a fire lane and shall be appropriately marked as such. (Ord. 3241. Passed 12-17-01.)

515.04 IMPOUNDING ILLEGALLY PARKED VEHICLES.

The Chief of Police, or in his absence, any regular Police Officer of the Borough, is hereby authorized to remove and impound or to order removal and impounding of any motor vehicle parked on any of the streets hereinabove designated as "No Parking" areas; provided that no vehicle shall be removed or impounded except in strict adherence to the following provisions:

- (a) The Chief of Police, or in his absence, the regular police officer, ordering the removal and impounding of the illegally parked vehicle, within twelve hours from the time of removal of any motor vehicle under the authority granted by this article, shall serve notice in writing to the registered owner at his last registered address of the fact that such vehicle has been impounded. Such notice shall designate the place from which such vehicle was removed, the reason for its removal and impounding and the pound in which it has been impounded.
- (b) The Chief of Police shall keep a record of all motor vehicles impounded and shall be able at all reasonable times to furnish the owner or agent of the owner thereof with information as to the place of storage of such vehicle.
- (c) No motor vehicle shall be impounded except at an approved storage garage.
- (d) The payment of any towing and impounding charges authorized by this article shall, unless such payment shall be made "under protest", be final and conclusive and shall constitute a waiver of any right to recover the payment so made; but in the event that such towing and impounding charges shall be paid "under protest", the offender shall be entitled to a hearing before the Mayor or any Justice of the Peace having jurisdiction, in which case such offender shall be proceeded against and shall receive such notice as is provided by the Motor Vehicle Code of the Commonwealth of Pennsylvania in other cases of summary offenses and shall have the same right as to appeal and waiver of hearing.
- (e) The payment of towing and storage charges shall not operate to relieve the owner or operator of any motor vehicle so illegally parked from liability for any fine or penalty for the violation on account of which the vehicle was removed and impounded.
- (f) No vehicle shall be removed under the authority of this article if, at the time of the intended removal thereof, the owner or person for the time being in charge of such motor vehicle is present and expresses a willingness and intention to remove the illegally parked vehicle immediately. (Ord. 628. Passed 6-18-62.)

515.99 PENALTY.

(a) Any person violating any of the provisions of this article, other than the fire lane, shall upon conviction therefore before the Magisterial District Judge, be sentenced to pay a fine of three hundred dollars (\$300.00), and cost of prosecution and, in default of payment of such fine and costs, to be imprisoned in the County Jail for not more than ten days.

(b) Any person violating the restricted fire lane parking provision of this article shall be required to pay a fine of ten dollars (\$10.00) if paid within 72 hours and or a fine of fifteen dollars (\$15.00) if paid after the 72 hour period and within fifteen days of the offense. Any person failing to pay such fine to the Borough of White Oak for violation of the fire lane shall result in the individual being taken before the Magisterial District Judge and upon conviction thereof be sentenced to pay a fine of three hundred dollars (\$300.00), and costs of prosecution and, if default of payment of such fine and costs, to be imprisoned in the County Jail for not more than ten days. (Ord. 3452. Passed 11-20-06.)

**ARTICLE 525
Commercial Vehicles**

525.01 Weight limit.
525.02 Parking restricted.

525.99 Penalty.

CROSS REFERENCES

Local police powers - see Act 81 (1976 Vehicle Code
Sec. 6109a)

Prohibited parking places - see Act 81 (1976 Vehicle
Code Sec. 3353)

525.01 WEIGHT LIMIT.

(a) No person shall operate, tow or drag, nor cause to be operated, towed or drawn, any motor-vehicle, rig, trailer, carriage, or other vehicle upon the improved public streets or highways within any residential area of the Borough, the maximum gross weight of which vehicle and load is in excess of five tons, except in those instances where delivery is being effected to a residence or site within such area.

(Ord. 591. Passed 11-16-61.)

(b) On the following bridges and streets or parts of streets, by authority granted by §4902(a), it shall be unlawful for any person or persons to drive any vehicle or combination having a gross weight in excess of the maximum prescribed below for that bridge or street or part of street, as the case may be:

<u>Street or Bridge</u>	<u>Between</u>	<u>Maximum Gross Weight</u>
Cool Springs Road		Five (5) Ton
Monongahela Boulevard		Five (5) Ton

(Ord. 3319. Passed 11-17-03.)

525.02 PARKING RESTRICTED.

No person shall park, nor cause to be parked, any motor-vehicle, rig, trailer, carriage, or other vehicle which bears a commercial motor-vehicle or trailer registration plate upon the improved public streets or highways within any residential area of the Borough for an unreasonably long period of time, and in no event shall it be allowed to stand for a period in excess of one hour.

(Ord. 591. Passed 11-16-61.)

525.99 PENALTY.

(a) Any person who violates any provision of this Section shall be prosecuted under §4902(a) and 4902(g)(1) of the Vehicle Code, 75 Pa. C.S.A. and, upon conviction, shall be sentenced to pay a fine of three hundred dollars (\$300.00) plus three hundred dollars (\$300.00) for each five hundred (500) pounds, or part thereof, in excess of three thousand (3,000) pounds over the maximum allowable weight limit, and costs.
(Ord. 3452. Passed 11-20-06.)

(b) Each and every day that a violation of this article, and more particularly Section 525.02, is permitted to continue after notice served by any police officer or duly constituted Borough Ordinance officer, shall be construed to constitute another separate and distinct offense under this article and shall be subject to separate and distinct penalties thereon.
(Ord. 591. Passed 11-16-61.)

ARTICLE 535
Bicycles

535.01	License required.	535.05	Inspections.
535.02	Registration.	535.06	Reporting change in
535.03	Fee.		status.
535.04	Re-registration.	535.07	Prohibited operation.

CROSS REFERENCES

Bicycle defined as pedalcycle - see Vehicle Code Sec. 102
Operation, equipment and parking - see Vehicle Code Sec. 3501
et seq.

535.01 LICENSE REQUIRED.

No person shall ride or operate a bicycle being propelled by human power, upon any street or public place within the Borough, unless such bicycle shall first have been properly registered, inspected and equipped with license plate as hereinafter provided.
(Ord. 150. Passed 8-7-54.)

535.02 REGISTRATION.

Every owner or operator of any bicycle within the Borough shall, within ten days after passage and publication of this article, file with the Chief of Police a complete description of such bicycle upon a blank form to be provided for the purpose, which filling shall constitute a registration of such bicycle. Such registration shall be serially numbered and kept on file by the Chief of Police in his office as a public record. (Ord. 150. Passed 8-7-54.)

535.03 FEE.

Immediately upon the registration of a bicycle in his office, the Chief of Police, or someone in his office designated by him, shall affix a license plate, serially numbered to correspond with the registration of such bicycle. Such license plate shall thereafter remain affixed on the rear of such bicycle unless removed by the Chief of Police, or someone in his office designated by him, for cause or replacement with another plate upon re-registration. A charge of thirty-five cents (\$0.35) per registration shall be made for the registration and license plate of any bicycle under the provisions of this article.
(Ord. 150. Passed 8-7-54.)

535.04 RE-REGISTRATION.

Bicycles registered under the provisions hereof shall be registered on or before September 1, 1954, and annually thereafter on May 15.
(Ord. 150. Passed 8-7-54.)

535.05 INSPECTIONS.

The Chief of Police, or someone in his office designated by him, shall inspect each bicycle presented to him for registration and shall have the authority to refuse to register any such bicycle found by him to be in unsafe mechanical condition.
(Ord. 150. Passed 8-7-54.)

535.06 REPORTING CHANGE IN STATUS.

Within ten days after any bicycle registered hereunder shall have changed ownership, or been dismantled and taken out of operation, such information shall be reported to the Chief of Police by the person in whose name the bicycle has been registered.
(Ord. 150. Passed 8-7-54.)

535.07 PROHIBITED OPERATION.

(a) No person shall ride a bicycle on any street upon which Council shall from time to time designate under its police power as unsafe for bicycle traffic and upon which streets the police department has posted signs showing that such streets are barred to bicycle riding.

(b) No operator of a bicycle shall operate the same in such a reckless and negligent manner so as to endanger the life of a person or persons, or to subject the same or property to damage and each operator of a bicycle shall be governed by the provisions of the Vehicle Code, insofar as traffic regulations are concerned.
(Ord. 150. Passed 8-7-54.)

535.99 PENALTY.

Any person who violates any of the provisions of this article, shall be punished as follows: For first violation the operator's bicycle shall be impounded for a period of ten days; for second violation the operator's bicycle shall be impounded for a period of twenty days and for a third violation the operator's bicycle shall be confiscated and registration and license plates cancelled.
(Ord. 150. Passed 8-7-54.)