

AN ORDINANCE

Regulating traffic and parking in the Borough of Freeport, imposing penalties for violation, and repealing certain prior ordinances.

Article I

General Regulations

Section 1. Definitions and Interpretation

(a) Words and phrases, when used in this ordinance, shall have the meanings ascribed to them in The Vehicle Code of Pennsylvania, as now in force, or as hereafter amended, enacted or reenacted, except where the context clearly indicates a different meaning.

(b) The term "legal holidays" as used in this ordinance shall mean and include: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas.

(c) In this ordinance, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine and the neuter.

Section 2. Manner of Adopting Permanent Traffic and Parking Regulations

All traffic and parking regulations of a permanent nature shall be enacted as ordinances or as parts of ordinances or as amendments to ordinances of the Borough of Freeport.

Section 3. Temporary and Emergency Regulations

The Mayor shall have the following powers to regulate traffic and parking temporarily and in time of emergency:

(a) In the case of fire, flood, storm or other emergency, to establish temporary traffic and/or parking regulations;

(b) In the case of emergency or to facilitate public works, or in the conduct of parades, processions or public events, to

restrict or prohibit traffic and/or parking in limited areas for periods of not more than seventy-two (72) hours.

Such temporary and emergency regulations shall be enforced by the Mayor and the Police Department in the same manner as permanent regulations. Any person who shall operate or park a vehicle or tractor in violation of any such regulation, or who shall move, remove, destroy, injure or deface any sign or marking erected, posted or made to give notice of any such regulation, shall, upon conviction thereof, be liable to the penalty set forth in the law or elsewhere in this ordinance for a violation of such nature, and, in case of a violation for which no specific penalty is set forth in the law or elsewhere in this ordinance, to a fine of not more than ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Section 4. Experimental Regulations

The Borough Council may, from time to time designate places upon and along the highways in the Borough where, for a period of not more than ninety (90) days, specific traffic and/or parking regulations, prohibitions and restrictions shall be in force and effect, and shall designate such locations by proper signs and markings. Such regulations, prohibitions and restrictions shall be effective just as if they had been specified in this ordinance. No person shall operate or park a vehicle or tractor in violation of any such regulation, prohibition or restriction, and no person shall move, remove, destroy or deface any sign or marking erected, posted or made by authority of this section. Any person who shall violate any provision of this section shall, upon conviction thereof, be liable to the penalty set forth in the law or elsewhere in this ordinance for a violation of such nature, and in case of a violation for which no specific penalty is set forth in the law or elsewhere in this ordinance, to a fine of not more than ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days. Provided: The purpose of this section is to allow for the test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the Borough relative to traffic and parking.

Section 5. Authority of Peace Officers

The peace officers of the Borough are hereby given authority to direct traffic on the highways of the Borough, and at inter-sections thereof.

Article II

Traffic Regulations

Section 1. Motor Vehicles Not to be Driven on Sidewalks

No person shall operate a motor vehicle or tractor upon any sidewalk in the Borough; nor shall any person operate a motor vehicle upon or across any sidewalk except in order to gain access to or egress from a driveway or alley at such locations where the curb, if such sidewalk is curbed, shall have been properly cut down for the purpose. Any person who shall violate any provision of this section shall, upon conviction thereof, be sentenced to pay a fine of not more than fifty dollars (\$50.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than ten (10) days.

Section 2. Speed Limits Established

The following speed limits are hereby established:

| <u>Highway</u> | <u>Between</u> | <u>Speed Limit</u> |
|----------------------------|----------------|--------------------|
| All State Highways | Entire Extent | 25 miles per hour |
| Fourth Street | Entire Extent | 15 miles per hour |
| Franklin Street | Entire Extent | 15 miles per hour |
| Main Street | Entire Extent | 15 miles per hour |
| Old Pine ^K Road | Entire Extent | 15 miles per hour |
| Stewart Street | Entire Extent | 15 miles per hour |
| Washington Street | Entire Extent | 15 miles per hour |
| All Other Borough Streets | Entire Extent | 25 miles per hour |

Any person who shall operate a vehicle or tractor at a speed in excess of that established therefor, upon any highway or portion thereof specified in this section, shall, upon conviction thereof, be sentenced to pay a fine of ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Section 3. Traffic Signals at Certain Intersections

At the following intersections, official traffic signals

shall be erected (or if heretofore erected are hereby ratified), and traffic at such intersections shall be directed by such signals:

5th Street and High Street

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Any operator of a vehicle or tractor who shall disobey the directions of any traffic signal shall, upon conviction thereof, be sentenced in default of payment of such fine and costs, to undergo imprisonment for not more than three (3) days.

Section 4. One-Way Highways Established

The following are hereby established as one-way highways:

| <u>Highway</u> | <u>Between</u> | <u>Direction of Travel</u> |
|-----------------|----------------|----------------------------|
| Buffalo Street | Entire Extent | Southbound |
| Franklin Street | Entire Extent | Westbound |

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Any person who shall operate a motor vehicle or tractor upon any highway or portion thereof hereby established as a one-way highway other than in the direction hereby established for traffic thereon shall, upon conviction thereof, be sentenced to pay a fine of not more than ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Section 5. U-Turns Prohibited

It shall be unlawful for the operator of any vehicle or tractor to make a U-Turn anywhere upon any highway in the Borough. Any person who shall violate any provision of this section shall, upon conviction thereof, be sentenced to pay a fine of not more than ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Section 6. Left and/or Right Turns Prohibited at Certain Intersections

It shall be unlawful for the operator of any vehicle or tractor, traveling upon the first-named highway at any of the following intersections, in the direction or directions hereby indicated in each case, to make a left turn and/or a right turn at

the said intersection, as hereby indicated:

| <u>Vehicle Traveling From</u> | <u>Direction of Travel</u> | <u>Into</u> | <u>Not to Make</u> |
|-------------------------------|----------------------------|-------------|--------------------|
| 4th Street | Northbound | | |

Any person who shall violate any provision of this section shall, upon conviction thereof, be sentenced to pay a fine of not more than ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Section 7. Traffic to Move in Counter-clockwise Direction Around Center Square

All traffic shall move in a counter-clockwise direction only around Center Square or upon any portion of the highway surrounding such square.

Any operator of a vehicle or tractor who shall violate any provision of this section shall, upon conviction thereof, be sentenced to pay a fine of not more than ten dollars (\$10.00) and costs of prosecution and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Section 8. Through Highways Established

The following highways are hereby established as through highways, and the operator of every vehicle or tractor upon approaching any such highway at any intersection thereof (except for such intersections where there are now or shall hereafter be located official traffic signals) shall come to a full stop, within a reasonable distance, before entering any such through highway:

| <u>Highway</u> | <u>Between</u> |
|-------------------|--|
| Buffalo Street | Westward to Buffalo Creek Bridge |
| Fifth Street | Northward to Buffalo Street |
| Fifth Street | At the point of entrance to High Street |
| Fourth Street | At the point of entrance to Buffalo Street |
| Fourth Street | At points of entrance to High Street |
| Franklin Street | At the point of entrance to Fifth Street |
| High Street | Borough line westward to Fifth Street |
| Lower High Street | At points of entrance to Second Street |
| Market Street | At points of entrance to Second Street |
| Mill Street | At the point of entrance to Buffalo Street |
| Second Street | At points of entrance to High Street |
| Second Street | At the point of entrance to Buffalo Street |
| Second Street | Southward to Market Street |
| Seventh Street | At the entrance of High Street |
| Sixth Street | At the point of entrance to High Street |

Highway

Between

| | |
|--------------|---------------------------------------|
| Third Street | At point of entrance to High Street |
| Water Street | At point of entrance to Second Street |

Any operator of a vehicle or tractor who shall fail to come to a full stop, within a reasonable distance, before entering any such through highway, as hereinabove required, shall, upon conviction thereof, be sentenced to pay a fine of five dollars (\$5.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than three (3) days.

Section 9. Stop Intersections Established

The following intersections (in addition to highways intersecting with the through highways established by Section 8 of this article) are hereby established as stop intersections, and official stop signs shall be erected (or are hereby confirmed if heretofore erected) in such a position as to face traffic approaching the second-named highway upon the first-named highway, in the direction or directions hereby indicated. All vehicles and tractors approaching any such intersection upon the first named highway, in the direction or directions hereby indicated in each case, shall come to a full stop, within a reasonable distance, before entering any such intersection:

| <u>Highway</u> | <u>Through Highway</u> | <u>Direction of Travel</u> |
|----------------|------------------------------|----------------------------|
| Main Street | Route #356 N Route # 28 S | Northbound and Southbound |
| Old Pike Road | Main Street | Westbound |
| Second Street | Market Street | Northbound |
| Second Street | Route #28 | Northbound |

Any operator of a vehicle or tractor who shall fail to come to a full stop, within a reasonable distance, before entering any stop intersection, as hereinabove required, shall, upon conviction thereof, be sentenced to pay a fine of five dollars (\$5.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than three (3) days.

Section 10. Yield-Right-of-Way Intersections Established

The following intersections are hereby established as yield-right-of-way intersections and official yield signs shall be

erected (or are hereby ratified if heretofore erected) in such a position as to face traffic approaching the second-named highway from the first-named highway, in the direction or directions hereby indicated. All vehicles and tractors approaching any such intersection upon the first-named highway, in the direction or directions hereby indicated, shall yield the right of way to any vehicle in the intersection or approaching on the second-named highway so closely as to constitute an immediate hazard during the time that the operator of such vehicle or tractor is moving across or within such intersection:

| <u>Yield Highway</u> | <u>Through Highway</u> | <u>Direction of Travel</u> |
|----------------------|------------------------|----------------------------|
| Route #356 | Route #28 N | Northbound |

Any operator of a vehicle or tractor who shall fail to yield the right of way, as hereinabove required, shall, upon conviction thereof, be sentenced to pay a fine of five dollars (\$5.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than three (3) days.

Section 11. Unlawful to Operate Motor Vehicles or Tractors
On Highways Closed for Construction or Repair

It shall be unlawful for any person to operate any vehicle or tractor upon any highway in the Borough that is under construction, resurfacing or repair, in disregard of any official sign, barricade or notice that the same is closed to vehicular traffic. Any person who shall violate any provision of this section shall, upon conviction thereof, be sentenced to pay a fine of not more than twenty-five dollars (\$25.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than ten (10) days.

Section 12. Play Highways Established and Authorized

(a) The Mayor is hereby authorized to designate as play highways, whenever he shall deem such action advisable, and for whatever period of time directed by him, any portion of any highway in the Borough, whereon sledding and coasting shall be permitted. Such highway shall be set apart for the purpose under the direction of the Mayor.

No person shall operate any motor vehicle or tractor upon any play highway at any time when such highway shall be so designated, except in case of emergency, with special permission of the Mayor or of the police officer in charge, who shall first clear such play highway of all persons using such highway for the purpose for which it was set aside. Any person who shall violate any provision of this section shall, upon conviction thereof, be

sentenced to pay a fine of not more than ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Section 13. Accident Reports Required

The operator of any motor vehicle involved in an accident in the Borough and required by law to report such accident to any department or agency of the Commonwealth of Pennsylvania, or any other person required to make such report, shall, at the time of making such report to the Commonwealth, make a written report to the Chief of Police of the Borough containing the same information. Any person failing to make the report to the Chief of Police hereby required shall, upon conviction thereof, be sentenced to pay a fine of ten dollars (\$10.00) and costs of the prosecution, and in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days.

Article III

Parking Regulations

Section 1. Parking Without Lights Authorized

The boundary limits of the Borough of Freeport are hereby established as a zone in which motor vehicles may remain standing without lights, and all highways within such boundary limits are hereby designated as highways where motor vehicles may remain standing without lights.

Section 2. Vehicles to be Parked Within Marked Spaces

Wherever a space shall be marked off on any highway for the parking of an individual vehicle, every vehicle there parked shall be parked within the lines bounding such space.

Section 3. Parking Prohibited at All Times in the Following Locations

Parking shall be prohibited at all times in the following locations:

| <u>Highway</u> | <u>Side</u> | <u>Between</u> |
|---------------------------|-------------|--|
| Cherry Way | Both | Entire Extent |
| Franklin Street Extension | Both | Fourth Street and Fifth Street |
| Franklin Street | South | Fifth Street Eastward to Borough Line |
| Hickory Way | Both | Entire Extent |
| High Street | North | Second Street and Sixth Street |
| High Street | South | Sixth Street and Property Line of A. E. Christ |
| Jackson Street | Both | Entire Extent |
| Maple Way | Both | Entire Extent |
| Market Street | Both | Keebler Property and Seventh Street Subway |
| Mulberry Way | Both | Entire Extent |

| <u>Highway</u> | <u>Side</u> | <u>Between</u> |
|----------------------|-------------|---|
| Riverside Drive | South | First Street and Sixth Street |
| Riverside Drive | Both | Allegheny River and Second Street |
| Second Street | East | Market Street and Bridge Ramp |
| Second Street | West | Pofi Monument Works and Buffalo Street |
| Seventh Street | Both | Entire Extent |
| Stewart Street | West | Washington Street and Mill Street |
| Walnut Way | Both | Entire Extent |
| Washington Street | South | West Property Line of Charles Furman Eastward to Borough Line |
| Other Unnamed Alleys | Both | Entire Extent |

With 30 feet of subways under railroad tracks at Second, Fourth, Fifth, Sixth or Seventh Streets

On sidewalks, or in locations where there are no sidewalks, but where parking will interfere with ingress or egress to or from dwellings

Section 4. Parking Prohibited on All Bridges

Parking is hereby prohibited on all bridges located in the Borough at any and all times.

Section 5. Parking Time Limited in Specific Locations Certain Days and Hours

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

| <u>Highway</u> | <u>Side</u> | <u>Between</u> | <u>Days</u> | <u>Hours</u> | <u>Parking Time Limit</u> |
|----------------|-------------|-------------------------------------|---------------|-----------------|-------------------------------|
| Buffalo Street | West | Second Street and Washington Street | Daily | At All Times | 2 hours |
| Fifth Street | Both | Washington Street and Market Street | Except Sunday | 8 A.M. & 6 P.M. | 2 hours |

| <u>Highway</u> | <u>Side</u> | <u>Between</u> | <u>Days</u> | <u>Hours</u> | <u>Parking Time Limit</u> |
|----------------|-------------|---------------------------------------|------------------|--------------------|---------------------------|
| Fourth Street | West | Buffalo Street and Riverside Drive | Except Sunday | 8 A.M. & 6 P.M. | 2 hours |
| Third Street | West | Entire Extent | Daily | At all Times | 2 hours |

Section 6. Penalty for Violation

Any person who shall violate any provision of this article shall, upon conviction thereof, be sentenced to pay a fine of not less than two dollars (\$2.00) or more than ten dollars (\$10.00) and costs of prosecution, and, in default of payment of such fine and costs, to undergo imprisonment for not more than five (5) days, Provided: it shall be the duty of the peace officers of the Borough to report to the Mayor all violations of any provisions of this article, indicating, in each case, the section thereof violated, the license number of the vehicle involved in such violation, the location where such violation took place, the time of such violation, and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending such violation. The peace officer making such report shall also attach to every such vehicle a notice that such vehicle was parked in violation of this article, which notice shall contain instructions to the owner or operator of such vehicle that if he shall report to the office of the Chief of Police and pay, for the use of the Borough, the sum of one dollar (\$1.00) within forty-eight (48) hours after the time of such notice, or if he shall place such sum of one dollar (\$1.00) enclosed within the envelope provided, in any of the special parking fine boxes installed at various locations within the Borough, within such time limit, the same shall save such violator from prosecution and from payment of the fine and costs hereinabove prescribed.

Section 4. Parked Vehicles to be Wholly Within Marked Spaces

Lines and/or markings shall be painted or placed upon the curb, sidewalk and/or highway adjacent to each parking meter for the purpose of designating the parking space for which such meter is to be used. Each vehicle parked adjacent to any parking meter shall be parked wholly within the lines or markings so placed and applicable to such meter. It shall be unlawful and a violation of this article to park any vehicle across any such line or marking, or to park any vehicle in such a position that such vehicle shall not be wholly within the area so designated by such lines or markings.

Section 5. Manner of Parking at Meter

When a parking space in any parking meter zone is parallel with the adjacent curb or sidewalk, any vehicle parked in such parking space shall be parked so that the foremost part of such vehicle shall be nearest to the parking meter; when a parking space in any parking meter zone is diagonal to the curb or sidewalk, any vehicle parked in such parking space shall be parked with the foremost part of such vehicle nearest to such meter.

Section 6. Coin Deposit in Meter; Overtime Parking Unlawful

Whenever any vehicle is to be parked in any space adjacent to which a parking meter shall have been placed, at any time during the period of limited parking as herein prescribed, the operator of such vehicle shall, upon entering such parking space, immediately deposit, or cause to be deposited, in such parking meter, one or more proper coins of the United States as shall be specified in the legend upon such parking meter. Upon the deposit of such coin or coins, and placing the meter in operation, such parking space may be lawfully occupied by such vehicle during the period of parking time which has been prescribed for the particular amount deposited. If any vehicle shall remain in any such parking space for such length of time that the meter shall indicate by a proper signal that the lawful parking time shall have expired, such vehicle shall be considered as having been parked overtime, and the parking of a vehicle overtime shall be a violation of this article.

Section 7. Unlawful to Deposit Coin in Meter to Extend Parking Time Beyond Legal Limit

It shall be unlawful and a violation of this article for any person to deposit or to cause to be deposited, in any parking meter, any coin for the purpose of increasing or extending the parking time of any vehicle beyond the total legal parking time of twelve (12) minutes in a 12-minute parking meter zone, one hour in a one-hour parking meter zone, two hours in a two-hour parking meter zone or twelve (12) hours in a 12-hour parking meter zone.

Section 8. Unlawful to Remain Parked at Meter Showing Violation

It shall be unlawful, and a violation of this article, for any person to permit a vehicle to remain in any parking space adjacent to a parking meter, when such meter shall display a signal indicating that such vehicle shall already have been parked beyond the period of time prescribed for such parking space.

Section 9. Unlawful to Tamper With Meter

It shall be unlawful, and a violation of this article, for any person to deface, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this article. Provided: nothing herein shall apply to the servicing or opening of parking meters by officers, employees and/or peace officers of the Borough under the directions of the Mayor and/or the Borough Council.

Section 10. Duty of Peace Officers: Effect of Payment of \$1 by Violator Within 48 Hours

It shall be the duty of the peace officers of the Borough, acting in accordance with instructions of the Chief of Police, to report:

- (a) The number of each parking meter that indicates that the vehicle occupying the parking space adjacent thereto is, or has been, parked in violation of any of the provisions of this article;
- (b) The date and hour of such violation;
- (c) The State license number of such vehicle;
- (d) Any other facts, the knowledge of which shall be necessary for a thorough understanding of the circumstances attending such violation.
- (e) Every such peace officer shall also place upon such vehicle a notice to the owner or operator thereof, that such vehicle was parked in violation of the provisions of this article.

Section 11. Penalty for Violation

(a) Any person parking or causing his vehicle to be parked without paying the designated fee for parking or for permitting his vehicle to remain parked after the time limit has expired on the meter, shall be liable to pay a fine to the Borough of Freeport

in the amount of \$.25 if paid within the first hour after receiving a violation notice or ticket. Said fine may be deposited in the fine boxes as provided for on various parking meters in the Borough or may be paid to the Police Department or Mayor of the Borough. Failure to make payment within the first hour will result in a fine for such overtime parking in the amount of \$1.00.

(b) Any person who shall violate any provision of Section 9 of this Article, or who shall fail to pay the overtime parking fine of one dollar (\$1.00) within twenty-four (24) hours, shall, for each and every violation, upon conviction thereof, be sentenced to pay a fine of not more than one hundred dollars (\$100.00) and costs of prosecution and, in default of payment of such fines and costs, to undergo imprisonment for not more than thirty (30) days.

Article V

Removal and Impounding of Illegally Parked Vehicles

Section 1. Authority to Remove and Impound Illegally Parked Vehicles

The Chief of Police of the Borough is hereby authorized to remove and impound or to order the removal and impounding, of any vehicle parked on any of the streets, highways or public property in the Borough in violation of any provision of the law or of any ordinance of the Borough. Provided: no such vehicle shall be removed or impounded except in strict adherence to the provisions of this article.

Section 2. Approved Storage Garages to be Designated by Council

The Borough Council may from time to time designate certain garages as approved storage garages, which shall serve as pounds for the storage of such impounded vehicles.

Section 3. Garages to be Bonded

Every such approved storage garage or pound shall be bonded in the amount of five thousand dollars (\$5,000.00) for the indemnifying of the owner of every such impounded vehicle against the loss thereof, or injury or damage thereto, while in the custody of such poundkeeper.

Section 4. Towing and Storage Charges

The towing charge to be collected by every such poundkeeper shall be ten dollars (\$10.00) and the storage charge shall be five dollars (\$5.00) for the first day and three dollars (\$3.00) for each additional day.

Section 5. Notification of Removal and Impounding

Within twelve (12) hours from the time of removal of any vehicle under authority granted by this article, notice of the fact that such vehicle has been impounded shall be sent by the Chief of Police of the Borough to the owner of record of such vehicle. 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 shall have been impounded-

Section 6. Effect of Payment of Towing and Impounding Charges Without Protest

The payment of any towing and impounding charges, authorized by this article, shall, unless such payment shall have been made "under protest," be final and conclusive, and shall constitute a waiver of any right to recover the money so paid.

Section 7. Effect of Payment of Charges Under Protest

In the event that any towing and impounding charges, so imposed, shall be paid "under protest," the offender shall be entitled to a hearing before a magistrate or court of record having jurisdiction, in which case such defendant shall be proceeded against and shall receive such notice as is provided in the Vehicle Code in other cases of summary offenses, and shall have the same rights as to appeal and waiver of hearing.

Section 8. Records of Vehicles Removed and Impounded

The Chief of Police shall keep a record of all vehicles impounded and shall be able at all reasonable times to furnish the owners or the agents of the owners thereof with information as to the place of storage of such vehicles.

Section 9. Owner or Operator of Vehicle Remains Liable for Fine or Penalty

The payment of towing and storage charges authorized by this article shall not operate to relieve the owner or operator of any vehicle from liability for any fine or penalty for violation of any law or ordinance on account of which such vehicle was removed and impounded.

Section 10. Restrictions Upon Removal of Vehicles

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 vehicle is present and expresses a willingness and intention to remove such vehicle immediately.

Article VI

Interpretation and Repeal

Section 1. Severability

The provisions of this ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal or otherwise invalid, such decision shall not affect the validity of any of the remaining provisions of this ordinance. It is hereby declared as a legislative intent that this ordinance would have been adopted had such unconstitutional, illegal or otherwise invalid provision not been included herein.

Section 2. Provisions to be a Continuation of Existing Regulations

The provisions of this ordinance, so far as they are the same as those of ordinances and regulations in force immediately prior to the enactment of this ordinance, are intended as a continuation of such ordinances and regulations and not as new enactments. The provisions of this ordinance shall not affect any act done or liability incurred, nor shall they affect any suit of prosecution pending or to be instituted to enforce any of these repealed ordinances or regulations.

Section 3. Repeal of Certain Prior Ordinances

The following ordinances of the Borough of Freeport are hereby repealed:

1. Ordinance 29, Regulating the use of public highways in the Borough of Freeport by motor and other vehicles, approved May 7, 1918.
2. Ordinance 54, Designating certain streets in the Borough of Freeport as "main traveled or through highways" which shall be marked with the words "Through Traffic Stop" and providing for the violation of the same, approved February 4, 1929.
3. Ordinance 56, Regulating traffic on the Borough highways and providing penalties for the violation of the same, approved May 9, 1929.
4. Ordinance 85, Prescribing certain parking regulations for automobiles, trucks and other vehicles on the streets and public highways within the Borough of Freeport, County of Armstrong

and State of Pennsylvania, and prescribing penalties for violation thereof, approved March 3, 1942.

5. Ordinance 86, Amending Section II of Ordinance 85, of the Borough of Freeport, entitled "An ordinance prescribing certain parking regulations for automobiles, trucks and other vehicles on the streets and public highways within the Borough of Freeport, County of Armstrong and State of Pennsylvania, and prescribing penalties for violation thereof", by further excepting holidays as days whereon certain parking restrictions provided in said Section ii of said ordinance shall not apply to Fourth Street, Fifth Street and High Street in said Borough of Freeport, approved March 1, 1943.

6. Ordinance 95, Prescribing certain parking regulations and regulating the use of streets and public highways within the Borough of Freeport, County of Armstrong, and State of Pennsylvania for automobiles, trucks, other vehicles, etc., and prescribing certain penalties for violations thereof, approved April 1, 1946.

7. Ordinance 217, Providing for the zoning of certain areas of the streets of Freeport Borough for vehicle parking and for certain offstreet parking, the installation of parking meters to regulate and control parking to be operated by coins properly minted by the United States and providing for penalties for violation, approved March 18, 1969.

8. Ordinance 223, To amend Ordinance 217 providing for the parking meters in Freeport Borough by reducing the initial fine from fifty cents to twenty-five cents, approved October 10, 1969.

ORDAINED AND ENACTED INTO LAW by the Council of the Borough of Freeport, this 11th day of July, 1973, in lawful session regularly assembled.

Kenneth L. Miller
President of Council

Attest:

Elizabeth J. Canters
Borough Secretary

Examined and approved this 11th day of July, 1973

A.W. Brunt Sr.
Mayor