

ORDINANCE NO. _____

AN ORDINANCE OF THE BOROUGH OF GETTYSBURG, ADAMS COUNTY, PENNSYLVANIA, AMENDING CHAPTER 15, PART 10 OF THE CODE OF ORDINANCES OF THE BOROUGH OF GETTYSBURG, THE ORDINANCE REGULATING THE RESIDENTIAL PARKING PERMIT SYSTEM, RELATIVE TO THE ISSUANCE AND DISPLAY OF RESIDENTIAL PARKING PERMITS AND SUCH OTHER ORDINANCE ADMINISTRATIVE AND ENFORCEMENT PROVISIONS.

The Borough Council of the Borough of Gettysburg, Adams County, Pennsylvania, hereby enacts, adopts and ordains this ordinance amending Chapter 15, Part 10 of the Code of Ordinances of the Borough of Gettysburg as follows:

SECTION 1: Chapter 15, Part 10, section 1002 shall be amended in part by adding three (3) new definitions and revising two (2) of the existing definitions for "Residential Parking Permit" and "Residents" which new definitions and revised definitions to be inserted in section 1002 are set forth as follows:

"§15-1002. Definitions.

BOROUGH COUNCIL - the Borough Council of the Borough of Gettysburg, Adams County, Pennsylvania.

MOTOR VEHICLE - a vehicle which is self-propelled except an electric personal assistive mobility device or a vehicle which is propelled solely by human power.

RESIDENT - a person residing in a dwelling unit in the Borough of Gettysburg abutting a residential parking street or a portion thereof as hereinafter designated in this Part.

RESIDENTIAL PARKING PERMIT - a Resident Permit, a Guest Permit or a Hardship Permit each to be issued by the Borough of Gettysburg pursuant to the provisions of this Part as each such permit is hereinafter described.

TOURIST HOME - a dwelling in which overnight accommodations are provided to transient guests for compensation."

SECTION 2: Chapter 15, Part 10, section 1005 shall be amended to read as follows:

"§15-1005. Permits.

1. The following types of residential parking permits may be issued by the Borough.

A. Resident Permit - a permit issued by the Borough to a resident only and valid only for the motor vehicle for which such permit is issued and is not transferable to any other motor vehicle.

B. Guest Permit - a permit issued by the Borough to a resident for temporary use only for the motor vehicle of visitors or guests to the resident's dwelling unit, or in the case of a resident legally operating a tourist home in his or her residence which has been in continuous operation in that location since prior to the effective date of this Part, to such resident for use only on the motor vehicles of the patrons or guests of the tourist home.

C. Hardship Permit - a permit issued by the Borough to a person who resides in the Borough in a dwelling unit located within one (1) block of a residential parking street as hereinafter designated who is able to demonstrate to the reasonable satisfaction of the Borough that there is a lack of parking available for his or her motor vehicle, both on and off street, within a reasonable distance of his or her dwelling unit and for use only on the motor vehicle for which such permit is issued and is not transferable to any other motor vehicle.

2. Display of Permits.

A permit or decal shall be displayed on a motor vehicle for which it was issued consistent with the written terms and conditions of the Residential Parking Permit System as approved, adopted or amended from time to time by resolution of the Borough Council."

SECTION 3: Chapter 15, Part 10, section 1006, subsections A. and B. shall be amended to substitute the first sentence of each subsection with the following:

"§15-1006. Application.

A. The annual fee for a resident permit shall be set and revised from time to time by resolution duly adopted by the Borough Council.

B. The fee for a guest permit shall be set and revised from time to time by resolution duly adopted by the Borough Council."

SECTION 4: Chapter 15, Part 10, section 1009 shall be amended to read as follows:

"§15-1009. Disposal of Motor Vehicle.

If a person to whom a resident permit or a hardship permit is currently issued sells or otherwise disposes of the motor vehicle for which that permit has been issued, such person shall remove from the motor vehicle any decal, permit or any such indicia of a permit affixed to the motor vehicle and shall return the same to the Borough Parking Department. If such person replaces

that motor vehicle with another during the then current period or term of such permit, the Parking Department shall, on application therefor, issue a replacement decal or permit of the same type for that motor vehicle for the remainder of the permit period without a new application fee being paid to the Borough."

SECTION 5: Chapter 15, Part 10, section 1011 shall be amended to read as follows:

"§15-1011. Revocation, Forfeiture and Surrender of Permit.

In addition to the other penalties provided in § 15-1010 above, the Borough Parking Department may revoke and invalidate a residential parking permit for the repeated violation of this Part by the permit holder, and such permit shall then be forfeited by the permit holder. Upon receipt of written notice of the revocation of the permit issued by the Borough Parking Department, the permit holder shall be required to immediately return and surrender the previously issued permit to the Borough Parking Department."

SECTION 6: All remaining provisions of Chapter 15, Part 10 shall remain in full force and effect unless otherwise repealed by any other ordinance. All other ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 7: This ordinance shall take effect upon enactment.

THIS ORDINANCE DULY ENACTED AND ORDAINED according to law on this 14th day of September, 2015, at a duly advertised general monthly business meeting of the Borough Council of the Borough of Gettysburg, Adams County, Pennsylvania.

BOROUGH OF GETTYSBURG

By: _____
Michael J. Birkner
President of Borough Council

ATTEST:

By: _____
Sara L. Stull, Secretary

APPROVED this ____ day of September, 2015.

By: _____
William E. Troxell, Mayor