

ORDINANCE NO. _____

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF GETTYSBURG, ADAMS COUNTY, PENNSYLVANIA, AMENDING CHAPTER 13, PART 9 OF THE CODE OF ORDINANCES OF THE BOROUGH OF GETTYSBURG, RELATIVE TO THE REVISION OF STANDARDS OF HORSE-DRAWN CARRIAGES AND THE DELETION AND REPEAL OF THE TESTING REQUIREMENTS FOR OPERATORS OF HORSE-DRAWN CARRIAGES IN THE BOROUGH OF GETTYSBURG.

The Borough Council of the Borough of Gettysburg, Adams County, Pennsylvania, hereby enacts, adopts and ordains this ordinance, amending Chapter 13, Part 9 of the Code of Ordinances of the Borough of Gettysburg, as follows:

SECTION 1: Section 13-904 relative to testing of horse-drawn carriage operators shall be deleted in its entirety and the regulations and requirements contained therein are hereby repealed.

SECTION 2: Section 13-906 relative to annual license term and fee shall be amended and revised to delete the reference to "and testing" in subsection 2. and the reference to "or testing" in subsection 3. Following such revision those subsections shall read as follows:

"2. Upon application for a license and prior to issuance or renewal thereof, each owner shall pay to the Borough an annual license fee in an amount to be established from time to time by resolution of the Borough Council."

3. No license shall be issued or renewed if the owner has not paid any and all fines and costs arising from enforcement of this Part or any of the ordinances of the Borough or if any licensing fees under this Part are due and owing to the Borough."

SECTION 3: Subsection 13-908.1.A. relative to carriage standards shall be amended and revised to replace "Motor Vehicle Code" with "Vehicle Code."

SECTION 4: Subsection 13-908.1.D. relative to carriage standards shall be amended and revised to read as follows:

"D. No horse-drawn carriage shall be operated exceeding any manufacturer's recommended safe-seating capacity for the carriage being used."



SECTION 5: Subsection 13-908.1.E. relative to carriage standards regarding pulling capacity shall be amended and revised by adding the following sentence to that ordinance provision as the final sentence of the subsection:

"Each additional horse used to pull the same carriage will have pulling capacity calculated by taking the weight of the second horse, adding the weight of the carriage and dividing the total by 100."

SECTION 6: Subsection 13-912.2. relative to violations and penalties shall be amended by deleting and repealing the imprisonment penalty and that ordinance provision shall be revised to read as follows:

"Any person convicted of violating this ordinance shall, upon conviction thereof, be sentenced to a fine of not more than six hundred (\$600.00) dollars plus any costs incurred by the Borough. Whenever such person shall have been notified by the Borough, through its officials or by service of summons or prosecution, or in any other way, that such violation has been committed, each day that such person shall continue in such violation shall constitute a separate offense."

SECTION 7: All remaining provisions of Chapter 13, Part 9 of the Code of Ordinances of the Borough of Gettysburg shall remain in full force and effect unless otherwise repealed by this or any other ordinance. All other ordinances or parts of ordinances of the Borough of Gettysburg inconsistent herewith are hereby repealed.

SECTION 8: This ordinance shall take effect upon enactment.

THIS ORDINANCE DULY ENACTED, ADOPTED AND ORDAINED according to law this 13th day of April, 2015 at a duly advertised general monthly business meeting of the Borough Council of the Borough of Gettysburg.

BOROUGH OF GETTYSBURG

By: _____
Michael J. Birkner
President of Borough Council

ATTEST:

By: _____
Sara L. Stull, Secretary

APPROVED this _____ day of April, 2015.

By: _____
William E. Troxell, Mayor