

**BOROUGH OF WEST EASTON  
ORDINANCE NO. 633**

AN ORDINANCE REGULATING THE PARKING AND STORAGE OF MOTOR VEHICLES UPON THE STREETS AND ALLEYS, AND UPON PRIVATE PROPERTY, IN THE BOROUGH OF WEST EASTON, NORTHAMPTON COUNTY, PENNSYLVANIA, AND IMPOSING PENALTIES FOR THE VIOLATION THEREOF.

The Council of the Borough of West Easton, Pennsylvania, hereby ordains as follows:

**Section 1. Definitions.** As used in this ordinance, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

PERSON – An individual, firm, partnership, association, corporation or other legal entity.

MOTOR VEHICLE – Any type of mechanical devise, propelled by a motor, in which persons or property may be transported upon public streets or highways, and including trailers or semi-trailers pulled thereby.

OWNER – The actual owner, agent or custodian of the property whether individual or partnership, association or corporation.

**Section 2. Parking of Certain Motor Vehicles on Streets Prohibited.** It shall be unlawful for any person to park a motor vehicle having a gross weight of more than five thousand five hundred (5,500) pounds or an overall length of twenty- two (22 ‘) feet upon any street or alley of the Borough of West Easton for a period of more than 2 hours.

**Section 3. Storage of Motor Vehicles on Streets Prohibited.** It shall be unlawful for any person to store a motor vehicle upon any street or alley of the Borough of West Easton. As used herein, stored shall mean the parking of a motor vehicle in one place upon any street or alley continuously for more than 72 hours.

**Section 4. Parking of Unregistered or Inoperable Motor Vehicles Prohibited.** It shall be unlawful for any person to park a motor vehicle upon a street or alley of the Borough of West Easton, or in public view upon private property in the Borough, which

- (a) Does not display a current license plate, or
- (b) Does not display a current inspection sticker, or
- (c) Is not in operating condition.

The provisions of this section shall not apply to new and used car dealers who park or display new or used motor vehicles on private property zoned for this purpose.

**Section 5. Notice of Violation; Waiver.** Any police officer or duly authorized Borough employee shall place on or attach to any motor vehicle parked in violation of any provision of this ordinance, a written notice instructing the owner or operator of the motor vehicle to report to the Police Department with regard to the violation to pay a fine, for the use of the Borough of West Easton, in accordance with this section.

For violation of any provision of this ordinance, the owner or operator may within 24 hours of the time when such written notice was placed on or attached to said vehicle, pay as a fine the sum of Twenty Five (\$25.00) Dollars. After 24 hours but within 72 hours of written notice of violation the owner or operator may pay as a fine the sum of Fifty (\$50.00) Dollars.

In all cases, failure of an owner or operator to pay the fines provided in this section within 72 hours shall constitute a waiver and shall make the owner or operator subject to the penalties provided in Section 7 of this ordinance.

**Section 6. Removal and Impoundment of Motor Vehicles.**

1. Authority to Remove and Impound. The Borough of West Easton shall have the authority to remove and impound, or to order the removal and impoundment, of any motor vehicle parked upon any street or alley in violation of this ordinance.

2. Approved Storage Garage; Bonding. Borough Council may by Resolution designate an approved garage or garages for the storage of impounded motor vehicles, and may require approved garages to post a bond sufficient to indemnify the owner of such impounded vehicle against the loss thereof, or injury of damage thereto, while the vehicle is in custody for the purpose of towing or storage.

3. Payment of Towing and Storage Charges. The payment of towing and storage charges shall not relieve the owner or operator of an impounded vehicle from liability for any fine or penalty for violation of this ordinance for which the vehicle was removed or impounded.

**Section 7. Penalties.** Any person violating any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than Three Hundred (\$300.00) Dollars, or to be imprisoned for a term not to exceed thirty (30) days, or both. Each separate occasion of non-compliance with this ordinance shall constitute a separate violation thereof.

**Section 8. Severability.** If any sentence, clause, section or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared as the intent of the Council of the Borough of West Easton that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

This ordinance shall become effective on the 11<sup>th</sup> day of September, 2000.

Louis Miko  
President of Council

ATTEST:

Richard A. Foster  
Borough Secretary

Approved this 11<sup>th</sup> day of September, 2000.

Barry J. B...  
Mayor