

ARTICLE V
Snow and Ice Emergencies
[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

§ 461-26. Declaration of emergency.

In order to facilitate the movement of traffic and to combat the hazards of snow and ice on the streets in the Borough, the Mayor, or in the Mayor's absence, the President of Council or his successor, in his discretion, may declare a snow and ice emergency which shall be designated as a "snow emergency." Information on an existence of a snow emergency may be given by the Borough through the radio, television, newspaper or other available media, and information on the termination of the emergency may be given by use of the same media.

§ 461-27. Prohibited acts; snow emergency routes.

- A. During any snowfall where the snow remains on the street that requires it to be plowed, it shall be unlawful at any time for any person to park a motor vehicle or to allow that vehicle to remain parked anywhere on any street that hinders the removal of snow. Said prohibition shall apply to all streets of the Borough and shall subject the owner of the vehicle to a fine of \$25.
- B. During any snowfall where the snow remains on the street that requires it to be plowed and the Mayor declares a snow emergency, it shall be unlawful at any time for any person to park a motor vehicle or to allow that vehicle to remain parked anywhere on any street that hinders the removal of snow. Said prohibition shall apply to all streets of the Borough and shall subject the owner of the vehicle to a fine of \$100.
- C. During any snowfall where the snow remains on any designated snow emergency route that requires it to be plowed and the Mayor declares a snow emergency, it shall be unlawful at any time for any person to park a motor vehicle or to allow that vehicle to remain parked anywhere on any designated emergency route that hinders the removal of snow. Said prohibition shall apply to all streets of the Borough and shall subject the owner of the vehicle to a fine of \$500.
- D. For purposes of this chapter, the following highways shall be designated as snow emergency routes:

Name of Street	Side	Location
Fulton Street	Both	Entire length
Pennsylvania Avenue	Both	Entire length
Pleasant Street	Both	Entire length

- E. During any snowfall where the snow remains on any street, including snow emergency routes, that requires it to be plowed and the Mayor, or in the Mayor's absence, President of Council or successor, declares a snow emergency, it shall be unlawful at any time for any person to drive any motor vehicle on any such snow emergency route or any street unless that vehicle is for emergency purposes. Said prohibition shall apply to all streets of the Borough and shall subject the owner of the vehicle to a fine of \$100.
- F. For purposes of this section, "emergency purposes" shall be defined as follows: the use of a motor vehicle to transport medical personnel, fire, police, utilities and persons otherwise stranded by the storm.

§ 461-28. Violations and penalties; exceptions to provisions.

- A. Any person who shall operate a motor vehicle or tractor upon or along any of the highways or portions thereof in the Borough during the time period of a declared snow emergency by the Mayor, or in Mayor's absence, Council President or his successor, shall be guilty of a violation of this article.
- B. Any person who shall park a vehicle or tractor upon any portion of highway that is designated as a snow emergency route when it snows shall be subject to having his vehicle towed and shall be subject to a fine for leaving said vehicle on the street during a snow storm.
- C. This article shall not prevent the operation of any motor vehicle or tractor by the Commonwealth of Pennsylvania or any of its agents or employees who are involved in snow removal operations.
- D. This article shall not prohibit any individual from using a state highway if it is lawful to do so during a snow emergency declared by the Mayor of the Borough.
- E. Any person or corporation that is a licensed contractor for purposes of snow removal in South Waverly Borough and has

provided proper vehicle insurance, liability insurance, proper motor vehicle license and a properly inspected vehicle who has previously submitted the snow routes in which he intends to operate may be allowed by the Mayor to operate to remove snow during a declared snow emergency.

- F. Said licensee or motor vehicle operator shall apply to the Mayor of the Borough for permission to operate during a snow emergency, and said Mayor's approval shall be contingent upon the requirements set forth in the above subsection. In the event that the Mayor rejects the application of the licensed contractor to operate during a snow emergency, the applicant shall have a right to appeal said decision to the Borough Council where it shall be voted thereon after a hearing is afforded to the licensed contractor.