

ORDINANCE NO 2017 -

BOROUGH OF PHOENIXVILLE
CHESTER COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE PHOENIXVILLE BOROUGH COUNCIL, CHESTER COUNTY, PENNSYLVANIA AMENDING CHAPTER 15, "MOTOR VEHICLES AND TRAFFIC", PART 4, "GENERAL PARKING REGULATIONS", SECTION 15-406 "HANDICAPPED PARKING ZONES" AND SECTION 15-410 "RESIDENTIAL PERMIT PARKING" OF THE CODE OF ORDINANCES OF THE BOROUGH OF PHOENIXVILLE

The Council of the Borough of Phoenixville, Chester County, Pennsylvania hereby ORDAINS that:

SECTION 1.

Chapter 15, "Motor Vehicles and Traffic," Part 4, "General Parking Regulations," Section 15-406, "Handicapped Parking Zones," is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

Street	Side	Location
<u>Bridge Street</u>	<u>North</u>	<u>Beginning at a point 55 feet east of the northeast corner of Gay Street on the north side of Bridge Street; thence from said point of beginning to a point 20 feet in an easterly direction from the point and place of beginning. The sign should face east and a Reserved Penalties sign should be mounted below it.</u>
<u>Bridge Street</u>	<u>North</u>	<u>Beginning at a point 50 feet west of the northwest corner of Church Alley on the north side of Bridge Street; thence from said point of beginning to a point 20 feet in an easterly direction from the point and place of beginning. The sign should face east and a Reserved Penalties sign should be mounted below it.</u>
<u>Bridge Street</u>	<u>South</u>	<u>Beginning at a point 75 feet east of the southeast corner of Gay Street on the south side of Bridge Street; thence from said point of beginning to a point 20 feet in a westerly direction from the point and place of beginning. The sign should face west and a Reserved Penalties sign should be mounted below it.</u>
<u>Bridge Street</u>	<u>South</u>	<u>Beginning at a point 48 feet east of the southeast corner of Church Alley on the south side of Bridge Street; thence from said point of beginning to a point 20 feet in a westerly direction from the point and place of beginning. The sign should face west and a Reserved Penalties sign should be mounted below it.</u>

<u>Callowhill Street</u> <u>1153 Callowhill St</u>	<u>East</u>	<u>Beginning at a point 40 feet south of the southeast corner of Woodlawn Avenue on the east side of Callowhill Street; thence from said point of beginning to a point 20 feet in a southerly direction from the point and place of beginning. The sign should face south and a Reserved Penalties sign should be mounted below it.</u>
<u>Fourth Avenue</u> <u>321 Fourth Ave</u>	<u>North</u>	<u>Beginning at a point 120 feet east of the northwest corner of Nutt Road on the north side of Fourth Avenue; thence from said point of beginning to a point 20 feet in a easterly direction from the point and place of beginning. The sign should face east and a Reserved Penalties sign should be mounted below it.</u>
<u>E. High Street</u> <u>2 E. High St</u>	<u>South</u>	<u>Beginning at a point 103 feet east of the southeast corner of Dayton Street on the south side of E. High Street; thence from said point of beginning to a point 20 feet in a westerly direction from the point and place of beginning. The sign should face west and a Reserved Penalties sign should be mounted below it.</u>
<u>Jackson Street</u> <u>157 Jackson St</u>	<u>West</u>	<u>Beginning at a point 58 feet north of the northeast corner of Morgan Street on the west side of Jackson Street; thence from said point of beginning to a point 20 feet in an northerly direction from the point and place of beginning. The sign should face north and a Reserved Penalties sign should be mounted below it.</u>
Buchanan Street	East	127 Buchanan Street
Dayton Street	Southwest	Beginning at a point 40 feet northwest from the intersection of the northwest side of Emmett Street; thence from said point of beginning to a point on the southwest side of Dayton Street, 20 feet in a northwesterly direction from the point and place of beginning.
E. Emmett Street		47 E. Emmett Street.
Gay Street	West	219 Gay Street
Gay Street	West	Beginning at a point 120 feet north of the northwest corner of First Avenue; thence from said point of beginning to a point 20 feet in an northerly direction from the point and place of beginning. The sign should face north, and a Reserved Penalties sign should be mounted below it.
Hall Street		21 Hall Street
Saint Mary's Street	North	441 Saint Mary's Street
Washington Avenue	North	509 Washington Avenue

Washington Avenue North

~~Beginning at a point 118 feet west of the northwest corner of Buchanan Street on the north side of Washington Avenue; thence from said point of beginning to a point 20 feet in an easterly direction from the point and place of beginning. The sign should face east, and a Reserved Penalties sign should be mounted below it.~~

SECTION 2.

Chapter 15, "Motor Vehicles and Traffic," Part 4, "General Parking Regulations," Section 15-410 "Residential Permit Parking" is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

2. Definitions

DWELLING UNIT

A single unit providing complete, independent living facilities for one or more persons, including permanent provisions for living, which normally include provisions for sleeping, eating, cooking, and sanitation.

OWNER OCCUPIED

A dwelling in which the owner of record occupies a dwelling unit as his primary residence and resides therein for a minimum of 181 days per annum.

RESIDENT

~~A person who owns or leases real property within a residential area and who maintains either a voting residence or bona fide occupancy, or both, at that address.~~

6. Issuance of Permit. Upon receipt of the application and the permit fee, and determination by him that the information upon the application shows that the applicant is entitled to a residential parking permit, the Borough Manager or his/her designee shall issue to the applicant a residential parking permit, which shall be valid for the remainder of the calendar year. ~~No more than two residential parking permits shall be issued for any eligible residential dwelling unit and no more than one residential parking permit shall be issued to a proprietor or eligible employee of any business, professional office or nonresidential property address with the maximum number of permits limited to two per business. The permit shall display the license plate numbers of the motor vehicle, the residential parking area number and the expiration date. The permit shall be renewable annually before the expiration date, upon making application for renewal and payment of the permit fee. It shall be unlawful and a violation of this section for any person to display other than the current and valid permit while standing or parking in a residential permit parking area at any time when those permits are to be displayed.~~

- A. No more than three residential parking permits shall be issued for any eligible owner occupied dwelling unit.
- B. No more than two residential parking permits shall be issued for any eligible non-owner occupied dwelling unit.
- C. No more than one residential parking permit shall be issued to a proprietor or eligible employee of any business, professional office or nonresidential property address with the maximum number of permits limited to two per business.

The permit shall display the license plate numbers of the motor vehicle, the residential parking area number and the expiration date. The permit shall be renewable annually before the expiration date, upon making application for renewal and payment of the permit fee. It shall be unlawful and a violation of this section for any person to display other than the current and valid permit while standing or parking in a residential permit parking area at any time when those permits are to be displayed.

SECTION 3.

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 of the remaining provisions, sentences, clauses, parts, or section hereof. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, part or section thereof not been included herein.

SECTION 4.

All Ordinances or parts of Ordinances conflicting or inconsistent herewith are hereby repealed.

SECTION 5.

This Ordinance shall become effective upon enactment as provided by law.

PASSED by Borough Council this 8th day of August, 2017.

By: _____
James C. Kovaleski
President, Borough Council

APPROVED by the Mayor, this 8th day of August, 2017.

By: _____
Michael J. Speck, Mayor

ENACTED, this 8th day of August, 2017.

By: _____
E. Jean Krack, Borough Manager/Secretary

I HEREBY CERTIFY that the foregoing is a true and correct copy of the said Ordinance duly adopted at a regular meeting of Borough Council held on the 8th day of August, 2017.

By: _____
E. Jean Krack, Borough Manager/Secretary