

ORDINANCE NO. 166, 2006

AN ORDINANCE OF THE TOWNSHIP OF TILDEN, BERKS COUNTY, PENNSYLVANIA, AMENDING THE PARKING REGULATIONS IN CHAPTER XIX, ENTITLED "MOTOR VEHICLES AND TRAFFIC" OF THE CODE OF ORDINANCES OF THE TOWNSHIP OF TILDEN TO INCREASE THE ENFORCEMENT FINES AND TO INCREASE THE PENALTIES FOR VIOLATION IN ACCORDANCE WITH THE MOTOR VEHICLE REGULATIONS OF THE COMMONWEALTH OF PENNSYLVANIA

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Tilden, Berks County, Pennsylvania, and it is hereby ENACTED AND ORDAINED by the authority of the same as follows:

SECTION 1. Section 305, entitled "Enforcement", of Part 3, entitled "Parking Regulations", of Chapter XIX, entitled "Motor Vehicles and Traffic", of the Code of Ordinances of the Township of Tilden is hereby amended and restated in its entirety as follows:

"Section 305. Enforcement.

(a) Police Officers who are members of the Police Department of the Township or a Police Department engaged by the Township shall have the authority to affix upon any vehicle parked in violation of any provision of the law or of Sections 301 through 303, inclusive, of this Part a traffic tag giving notice of that violation and notifying the owner and operator of that illegally parked vehicle that if he or she shall pay the sum of Twenty-Five Dollars (\$25.00) at the office of the Township Municipal Building, 874 Hex Highway, Tilden Township, within seventy-two (72) hours from the time of the notice, such amount shall be deemed as and shall constitute the full penalty for that violation, and that if such payment shall not be made at the office of the Township Municipal Building within the seventy-two (72) hour period, that violator shall be subject to prosecution and to the penalty prescribed in Section 306 of this Part.

(b) Police Officers who are members of the Police Department of the Township or a Police Department engaged by the Township shall have the authority to affix upon any vehicle parked in violation of any provision of the law or of Section 304 of this Part a traffic tag giving notice of that violation and notifying the owner and operator of that illegally parked vehicle that if he or she shall pay the sum of One Hundred Dollars (\$100.00) at the office of the Township Municipal Building, 874 Hex Highway, Tilden Township, within seventy-two (72) hours from the time of the notice, such amount shall be deemed as and shall constitute the full

penalty for that violation, and that if such payment shall not be made at the office of the Township Municipal Building within the seventy-two (72) hour period, that violator shall be subject to prosecution and to the penalty prescribed in Section 306 of this Part."

SECTION 2 Section 306, entitled "Penalty for Violation", of Part 3, entitled "Parking Regulations", of Chapter XIX, entitled "Motor Vehicles and Traffic", of the Code of Ordinances of the Township of Tilden is hereby amended and restated in its entirety as follows:

"Section 306. Penalty for Violation.

(a) Any person who violates any provision of Sections 301 through 303, inclusive, of this Part shall, upon conviction, be sentenced to pay a fine of not exceeding Fifty Dollars (\$50.00) and costs, and in default of payment of fine, to imprisonment for not more than thirty (30) days.

(b) Any person who violates any provision of Section 304 of this Part shall, upon conviction, be sentenced to pay a fine not less than Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00) and costs, and in default of payment of fine, to imprisonment for not more than thirty (30) days."

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, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors of the Township that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 4. All ordinances or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as they are inconsistent with this Ordinance.

SECTION 5. This Ordinance shall become effective five (5) days from the date of enactment.

SECTION 5. The Code of Ordinances of the Township of Tilden, Berks County, Pennsylvania, as amended, shall be and remain unchanged and in full force and effect except as amended, supplemented and modified by this Ordinance. This Ordinance shall become a part of the code of Ordinances of the Township of Tilden, Berks County, Pennsylvania, as amended, upon adoption.

DULY ENACTED AND ORDAINED this 10th day of June, 2006.

TOWNSHIP OF TILDEN  
BOARD OF SUPERVISORS

Troy R. Hall

Russell H. H. H.

Judy E. Romig

Attest: Cheryl A. Davis  
Secretary