

BOROUGH OF JERMYN

ORDINANCE NO. 2 OF 2008

AN ORDINANCE MAKING A PORTION OF THE  
SOUTHERLY SIDE OF FRANKLIN STREET NO PARKING

By the powers granted to the Borough of Jermyn by the Pennsylvania Borough Code, 53 P.S. §45101 et seq., be it ENACTED and ORDAINED by the Borough Council of the Borough of Jermyn, Lackawanna County, Pennsylvania, and it is hereby ENACTED and ORDAINED by the authority of the Jermyn Borough Council as follows:

SECTION I. POLICY

Pursuant to its authority under 53 P.S. §46202(17) to regulate the streets, public squares, common grounds, sidewalks and curbs of the Borough of Jermyn; pursuant to its authority under 53 P.S. §46202(6) to make such regulations as may be necessary for the health, safety and general welfare of the Borough of Jermyn and its residents; pursuant to its authority under 53 P.S. §46202(6) to impose fines and penalties; pursuant to its authority under 53 P.S. §46202 (51) to tow vehicles or to make contracts to tow vehicles and to impose fines and fees thereto; pursuant to 53 §46202 (74) to make and adopt all such ordinances as may be expedient or necessary for the proper management, care or control of the Borough of Jermyn and the maintenance of peace, good government, safety and welfare of the Borough of Jermyn and its citizens; and pursuant to its authority under 53 P.S. §46006(3) to repeal and enact such ordinances as it shall deem beneficial to the Borough of Jermyn and to provide for the enforcement of same; It is the desire and intent of the Jermyn Borough Council to ensure that the safety and general welfare of the Borough of Jermyn and its citizens is in the best possible condition for both safety and financial reasons. Therefore, in order to provide for the health, safety and general welfare of the Borough of Jermyn and its citizens, the Jermyn Borough Council enacts the within Ordinance.

SECTION II. NO PARKING

There shall be no parking on the Southerly side of Franklin Avenue, beginning at a point at the Southeast intersection of Washington Avenue where it intersects with the Franklin Street, and continuing in a southeasterly direction for one Hundred (100') feet.

SECTION III. PENALTIES

The penalties for any person violating this or any previous ordinance regarding said no parking shall be guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of twenty-five ( \$25.00) Dollars, plus any and all costs related to the removal of the vehicle in violation, such as towing costs.

SECTION IV. SEVERABILITY AND AMENDMENT

If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance, so long as It remains workable minus the invalid portion.

SECTION V. REPEAL OF CONFLICTING ORDINANCES

The within Ordinance supersedes and repeals all former and prior Ordinances or parts thereof which conflict or are inconsistent with the provisions of this Ordinance and to the extent that any prior or existing Ordinances of the Borough of Jermyn are inconsistent with the terms of the within Ordinance, said inconsistent Ordinances are hereby repealed.

SECTION VI. EFFECTIVE DATE

This Ordinance shall become, effective thirty (30) days from the date of its enactment herein.

ENACTED AND ORDAINED THIS 14 DAY OF AUGUST 2008.

ATTEST:

Deborah Morcom (SEAL)  
DEBORAH MORCOM  
BOROUGH MANAGER

BOROUGH COUNCIL OF THE  
BOROUGH OF JERMYN

BY: John Mark  
President John Mark

APPROVED this      day of August, 2008.

Bruce Smallacomb  
BRUCE SMALLACOMB, Mayor