

ORDINANCE NO. 6 of 2018

AN ORDINANCE OF THE BOROUGH OF PLYMOUTH AMENDING SECTION 131-35 OF ORDINANCE NO. 1 OF 2002 (as previously amended by Ordinance No. 3 of 2016) AND SECTION 131-36 RECEIPT OF NOTICE PAYMENT OF FINE OF ORDINANCE NO. 1 OF 2002

WHEREAS, the Borough previously adopted Ordinance 1 of 2002, which regulates traffic and parking in the Borough;

WHEREAS, there is a need to update certain provisions of the ordinance as hereinafter stated to reflect certain changes and update outdated penalties and fines;

WHEREAS, this need arises from the failure of violators to timely pay their fines;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Plymouth Borough Council that Ordinance No. 1 of 2002, as previously amended in part, shall amend the Articles listed below as follows:

Article VI Notices of Violations; Payment of Fines

§131-35 The Following Motor Vehicle Violations and Fines are hereby established:

<u>OFFENSE</u>	<u>FINE</u>
Meter Violation	\$20.00
Street Cleaning Violation	\$20.00
Parked Overtime Limit allowed (expired meter)	\$20.00
Opposite or Blocking Driveway	\$20.00
Parked within twenty-five (25) feet of Intersection	\$20.00
Parked in Posted No parking Area	\$20.00
Expired Registration or sticker/or inoperable	\$20.00
Temporary Regulations or Restrictions	\$20.00
Within 15 feet of fire hydrant or crosswalk	\$20.00
Within 20 feet of a crosswalk at Intersection	\$20.00
Parked on sidewalk	\$20.00
In Front of Driveway	\$20.00
Double Parked	\$20.00
Within 30 feet of Stop sign	\$20.00
Official Sign (described)	\$20.00
Left side to curb (two way street)	\$20.00
Facing Opposite Traffic (one way street)	\$20.00
Twelve (12) inches or more from curb line	\$20.00
Opposite Excavation or Obstructing traffic	\$20.00
H P zone unauthorized Use	\$25.00

Handicapped Zone	\$25.00
Permit Parking	\$25.00
Any other violation not specifically mentioned	\$20.00

It is noted that the fines specifically mentioned above will double if not paid within five (5) days of the date of the ticket or citation. In addition, if the fine is not paid within the ten (10) days will be subject to the procedure, fines, fees, and costs specified in §131-36 Receipt of Notice; Payment of Fine.

§131-36 RECEIPT OF NOTICE; PAYMENT OF FINE

- A. Any person committing any of the Offenses indicated in §131-35, upon receipt of a Ticket or Notice of Violation indicating the offense and the amount of the fine, appear or by mail at the municipal building of Plymouth Borough and pay said fine within five (5) days of the issuance/date of the Ticket or Notice of Violation and pay the amount of the fine listed thereon will constitute a guilty plea and shall save the violator from prosecution and the payment of penalties, fines and costs as set forth in provision B below. Any violator paying the fine after five (5) days and within ten (10) days of the date of Ticket or Notice of Violation shall pay double the amount of the fine listed on the Ticket or Notice of Violation and said payment shall be considered as a guilty plea and shall save the violator from prosecution and payment of penalties, fines and costs as set forth in provision B below. After a fine remains unpaid for ten (10) days from the issuance of the Ticket or Notice of Violation, the violator will be subject to the provisions of provision B below.
- B. For the failure to pay after the expiration of ten (10) days from the date a Ticket or Notice of Violation issued for a violation of any offense issued under §131-35, the Borough, through its police department will file a Summary proceeding with the Magistrate/District Justice have jurisdiction arising in matters involving Plymouth Borough. Upon conviction, thereof the violator shall pay a minimum fine of \$300.00 and a maximum fine of \$1,000.00, plus all filing fees, and costs associated with the prosecution and in default thereof shall undergo imprisonment for not more than 90 days.

Except for the amendments specifically made herein Ordinance No. 1 of 2002 and any subsequent amendments thereto remain in full force and effect unless they are in conflict with the above amendments. Any provisions of Ordinance No. 1 of 2002 and any prior amendments to the aforesaid ordinance that are in conflict with the above are hereby repealed.

This Ordinance shall become effective as provided for in § 3301.3 (b) of the Borough Code.

ENACTED AND ORDAINED the 9th day of October 2018 at a regular meeting of the Plymouth Borough Council.

BOROUGH OF PLYMOUTH

By: Frank Coughlin
Frank Coughlin, Acting President of Council

ATTEST:

Holly Spece
Holly Spece, Secretary

SEAL

APPROVED BY THE MAYOR

Thomas McTague
Thomas McTague, Mayor

Dated: 10-10-18

