

ORDINANCE NO. 02 OF 2020

**AN ORDINANCE OF THE TOWNSHIP OF LIBERTY, ADAMS COUNTY, PENNSYLVANIA, RESTRICTING TRUCK TRAFFIC ON LOCAL ROADS.**

**WHEREAS**, Act 21 of 2018 revised the truck restrictions laws in the vehicle code, Title 75, Section 4902 and Section 6109 to allow municipalities to restrict trucks allowed under the federal Surface Transportation Authorization Act (STAA) without a traffic study.

**WHEREAS**, the Board of Supervisors of Liberty Township deem it to be in the interest and welfare of the residents of the Township to enact an ordinance restricting truck traffic on local roads as set forth below:

**SECTION 1:** To Relieve hazardous traffic conditions vehicles exceeding forty-five feet in length primarily used for business purposed hereby are prohibited from operation except for local delivery on the following township roads:

BOYLE RD Township Road No. 326  
GLADHILL RD Township Road No. 301  
LIBERTY HALL RD Township Road No. 317  
MCGLAUGHLIN RD Township Road No. 318  
OLD WAYNESBORO RD Township Road No. 302  
ORCHARD RD Township Road No. 313  
SANDERS RD Township Road No. 322  
STEELMAN MARKER RD Township Road No. 311  
STOOPS RD Township Road No. 320

**SECTION 2: EXEMPTIONS**

Local Traffic – emergency vehicles and school and school buses, defined hereinafter, vehicles and combinations or governmental entities and utilities where their contractors are engaged in construction or maintenance on a posted highway or in a location which can be reached only via a posted highway, and vehicles and combinations going to or coming from a residence or farm located on a posted highway or which can be reached only via a posted highway.

Emergency Vehicle – a fire department vehicle, police vehicle, ambulance, blood delivery vehicle, Armed Forces emergency vehicle, one private vehicle of a fire or police chief or assistant chief, or ambulance corps commander, or of a river rescue commander used for answering emergency calls or other vehicle designated by the Ste Police under Sec. 6106 of the “Vehicle Code” (relating to designation of emergency vehicles by Pennsylvania State Police).

School Bus – a motor vehicle designated for carrying more than (10) passengers, exclusive of the dire, and used for the transportation of school children.

**SECTION 3: PERMITS AND SECURITY** - The Board of Supervisors of Liberty Township may issue permits for the movement of motor vehicles or combinations with length in excess of the 45 foot restrictions imposed under Section 1, and may require such undertaking or security as they deem necessary to cove the costs of anticipated or probable repairs and restoration necessitated by the permitted movement of vehicles

All actions taken under the authority of this section shall be taken in accordance with the rules and regulations by the adopted by the Commonwealth of Pennsylvania Department of Transportation as found in Title 67 of the Pennsylvania Code.

**SECTION 4:** The permit fees for oversized vehicles on Township roads shall be as follows:

- 1) Fifty dollars, (\$50) general issuance fee for all oversized vehicles.
- 2) All future or increases in said fees pertaining to this ordinance shall be adopted by resolution.

**SECTION 5:** To move a vehicle whose dimension exceed the set limitations in Section 1, an application must be made to Liberty Township for an oversized vehicle.

**SECTION 6:** The applicant for an oversized vehicle shall provide to Liberty Township proof of liability insurance with coverage limitation of not less than one million dollars (\$1,000,000.00). Upon receipt of permit fee and proof of liability insurance, the Township of Liberty shall provide the applicant with an oversized permit to operate in Liberty Township. The permit will list the name of the applicant, identify truck and/or trailer information, overall dimension of the load, weight of the vehicle, number of axles and axle distances. The permit shall also list the route, origin and destination. The permit shall denote if an escort or pilot vehicle is required for the move. The permit shall be valid for seven (7) calendar days after issuance. The Township Police Department may require, at its discretion, that a physical route survey be performed prior to issuance of permit to ensure that the proposed routing can be negotiated safely.

**SECTION 7:** The applicant shall assume all liability for repairs and shall perform or have perform, to the satisfaction of Liberty Township, repairs to roads or structures which have been damaged in connection with operations under this permit. To ensure no indifference of existing roadway conditions between the applicant and the Township, the applicant shall have the right to videotape the travel route and roved the township with a copy of said video.

**SECTION 8:** The oversized permit does not allow the vehicle or combination to exceed posted bridge limits.

**SECTION 9: PENALTIES FOR VIOLATION:** Any oversize vehicle operating within the Township without an oversize permit and required too have one shall be subject to a fine of one thousand dollars, (\$1,000). Any oversized vehicle operating with a permit that violates any section of this ordinance shall be subject to pay a fine of five hundred dollars, (\$500). Any oversize vehicle operating with expired, invalidated or voided permit shall be subject to a fine of one thousand dollars, (\$1,000).

**SECTION 10: REPEALS:** Any Ordinance or Resolution, or any portion of any Ordinance or Resolution, or any portion of a Liberty Township Ordinance, which is inconsistent with the contents of the present Ordinance shall be, and the same is hereby, repealed insofar as the same is affected by or inconsistent with the provisions of the present Ordinance.

**SECTION 11: SEVERABILITY:** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed to be a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of the present Ordinance.

**SECTION 12: EFFECTIVE DATE**

The Ordinance shall be effective on and as of April 7, \_\_\_\_\_, 2020.

ENACTED AND ORDAINED into an Ordinance this 7<sup>th</sup> day of April, 2020.

ATTEST:

TOWNSHIP OF LIBERTY  
ADAMS COUNTY,  
PENNSYLVANIA

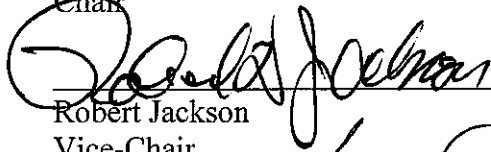
BOARD OF SUPERVISORS OF  
LIBERTY TOWNSHIP



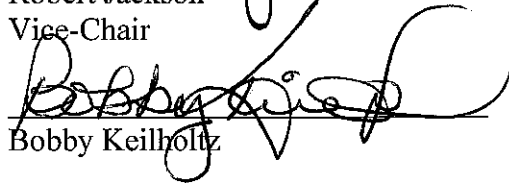
Wendy Peck  
Township Secretary / Treasurer



Walter Barlow  
Chair



Robert Jackson  
Vice-Chair



Bobby Keilholtz

