

ORDINANCE NO. 2018-3

AN ORDINANCE OF THE BOROUGH OF COALDALE, SCHUYLKILL COUNTY, PROHIBITING THE REPAIR OF MOTOR VEHICLES ON PUBLIC STREETS; PERMITTING MAINTENANCE OF MOTOR VEHICLES ON PUBLIC STREETS; PROHIBITING THE STORAGE OF MOTOR VEHICLE PARTS ON PUBLIC STREETS AND PRESCRIBING PENALTIES FOR VIOLATION

BE IT ENACTED AND ORDAINED by the Council of the Borough of Coaldale as follows:

Section 1. Definitions. The following words shall have the meaning set forth herein, unless the context clearly indicates a different meaning.

MAINTENANCE -- Those activities which are required to keep a motor vehicle in operating condition under the state inspection laws or to maintain a clean cosmetic appearance including: washing and waxing; the replacement of minor exterior parts including but not limited to wiper blades, light fixtures and changing tires; and, the performance of minor tune-ups involving, only, replacement of points, plugs, engine fluids and other minor exterior components so long as no hazard or nuisance to passersby result.

PERSON -- Any individual person, form or corporation.

REPAIRS -- Any mechanical work on a motor vehicle, which is not herein, defined as maintenance.

STREET, PUBLIC -- All of the rods, streets, alleys, sidewalks or grass plots within the legal rights-of-way of the Borough of Coaldale.

Section 2. Motors Vehicle Repairs Prohibited. It shall be unlawful for any person to make repairs to any motor vehicle in the public streets of the Borough of Coaldale.

Section 3. Maintenance of Motor Vehicles Permitted. Unless it poses a nuisance or safety hazard to passersby, the routine maintenance of motor vehicles in the public streets as defined herein is permitted.

Section 4. Storage of Motor Vehicle Parts Prohibited. It shall be unlawful for any person to store new or used motor vehicle parts on the public streets.

Section 5. Penalties. Any person, firm, or corporation who shall violate any provision of this Part shall, upon consideration thereof, be sentenced to pay a fine of not more than six hundred dollars (\$600.00); and in default of payment to imprisonment for a term not to exceed thirty (30) days. Every day that a violation of this Part shall continue shall constitute a separate offense.

Section 6. Severability. 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 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 Borough of Coaldale that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence clause, section or part thereof not been included herein.

Section 7. Repealer. All ordinances or parts of ordinances, which are inconsistent herewith, are hereby repealed.

Section 8. Effective Date. This Ordinance shall become effective immediately upon enactment.

ENACTED AND ORDAINED by the Council of the Borough of Coaldale, Schuylkill County, Pennsylvania, this 10th day of July, 2018.

BOROUGH OF COALDALE

ATTEST:

Suzanne Wilder
SECRETARY

Angela Krapf
PRESIDENT

APPROVED THIS 10th DAY OF July, 2018.

Scott S. Walker
MAYOR