

Chapter 127

PARKING LOTS, PUBLIC

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[HISTORY: Adopted by the Council of the Borough of Berwick 1-12-1970 as Ch. 96, Art. I, of the 1970 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Municipal Authority — See Ch. 28.
Police Department — See Ch. 41.

Vehicular parking — See Ch. 128.
Vehicles and traffic generally — See Ch. 158.

§ 127-1. **Parking lot designated.**

The lot of land leased by the Borough of Berwick from the Berwick Borough Parking Authority and bounded on the north by Reagan's Avenue, on the south by Canal Street, on the east by land of the Fraternal Order of Eagles and on the west by land of Reliance Fire Company and others is hereby designated as a public parking lot for the parking of motor vehicles. No buses or trucks of any type shall be parked upon said lot at any time, excepting trucks bearing R license tags, which may be parked thereon.

§ 127-2. **Unlawful parking.**

It shall be unlawful for any owner or operator of any motor vehicle to park such vehicle or allow the same to remain parked on said parking lot between the hours of 9:00 a.m. and 6:00 p.m. on Monday, Tuesday, Thursday and Saturday, between the hours of 9:00 a.m. and 12:00 noon on Wednesday and between the hours of 9:00 a.m. and 9:00 p.m. on Friday unless the sums hereinafter designated shall be placed in the meter adjacent to the stall in which such vehicle is parked; provided, however, that no coins need be placed in said meters on any of the following holidays: January 1, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

§ 127-3. **Parking spaces to be marked and meters erected.**

The proper borough authorities shall mark parking spaces and erect parking meters which, upon the deposit of a coin as hereinafter provided, will indicate the duration of the least parking period and the time when such period has elapsed.

§ 127-4. Coins deposited in meters.

When any vehicle shall be parked in any space adjacent to which a parking meter is located, during the time of limited parking, the owner or operator of said vehicle shall, upon entering said parking space, immediately deposit or cause to be deposited at least a five-cent coin, a ten-cent coin or a twenty-five-cent coin of the United States in such parking meter and shall operate the meter in accordance with the instructions thereon, and failure to do so shall constitute a violation of this chapter. Upon the deposit of a coin and placing the meter in operation, the parking space may be lawfully occupied by such vehicle during the period of parking time which has been prescribed for the particular amount as follows: each five-cent coin shall permit the vehicle to be parked for a period of two hours and each twenty-five-cent coin shall permit the vehicle to be parked for five hours. If such vehicle shall remain parked in any such parking space for such a length of time that the meter shall indicate by a proper signal that the lawful parking period has expired, such vehicle shall be considered as parking overtime, and the parking of a vehicle overtime shall be a violation of this chapter.

§ 127-5. Parking within spaces.

It shall be unlawful to park any vehicle on said parking lots except at the spaces designated by parking meters or to park such vehicles so that the same shall not be wholly within the white lines designating the parking space at a parking meter.

§ 127-6. Slugs or metallic substitutes.

It shall be unlawful and a violation of the provisions of this chapter to deposit or cause to be deposited in any parking meter any slug, device or metallic substitute for a coin of the United States.

§ 127-7. Damaging meters.

It shall be unlawful and a violation of the provisions of this chapter for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this chapter.

§ 127-8. Duty of police officers.

- A. It shall be the duty of police officers of the borough, acting in accordance with the instructions issued by the Chief of Police, to report:
- (1) The number of each parking meter which indicates that the vehicle occupying the parking space adjacent to such parking meter is or has been parked in violation of any of the provisions of this chapter.
 - (2) The date and hour of such violation.
 - (3) The state license number of such vehicle.

- (4) Any other facts a knowledge of which is necessary to a thorough understanding of the circumstances attending such violation.
- B. Each such police officer shall also place on such vehicle a notice to the owner or operator thereof that such vehicle has been parked in violation of the provisions of this chapter and instructing such owner or operator to report to the police headquarters of the Borough of Berwick in regard to such violation. Each such owner or operator may, within 24 hours of the time when such notice was attached to such vehicle, pay at police headquarters or by depositing in a receptacle designated for the receipt of such fines, as a penalty for and in full satisfaction of such violation, the sum of \$1. The failure of such owner or operator to make such payment within said 24 hours shall make such owner or operator subject to the penalties hereinafter provided for violation of the provisions of this chapter.

§ 127-9. Violations and penalties.¹

Any person, firm or corporation violating the provisions of this chapter or aiding, abetting or assisting therein shall, upon conviction thereof before the District Justice of the Borough of Berwick upon summary hearing, forfeit and pay for the use of the borough a fine or penalty of not more than \$300 for each and every offense, together with all costs thereon, and in default of the payment thereof, shall undergo imprisonment for not more than 30 days. In addition, any vehicle illegally parked may be towed from the parking lot and impounded in accordance with the provisions of any ordinances of the Borough of Berwick now in force or hereafter passed providing for the towing and impounding of illegally parked vehicles within the borough.²

¹ Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

² Editor's Note: As to impoundment of illegally parked vehicles, consult Ch. 128, Parking, Vehicular, Art. IV.

