

TOWNSHIP OF MONTGOMERY
INDIANA COUNTY, PENNSYLVANIA
ORDINANCE NO. 2020-01

AN ORDINANCE OF MONTGOMERY TOWNSHIP, COUNTY OF INDIANA, COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING A MAXIMUM SPEED LIMIT OF 25 MILES PER HOUR FOR MOTOR VEHICLES ON KERR AVENUE IN MONTGOMERY TOWNSHIP; PROVIDING FOR THE POSTING OF SPEED LIMIT SIGNS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES AND FINES; AND PROVIDING FOR SEVERABILITY, REPEAL, AND EFFECTIVE DATE.

WHEREAS, Montgomery Township is authorized under the Pennsylvania Motor Vehicle Code, as amended (75 Pa. C.S.A. §101, et seq.) to set maximum speed limits of certain roads under its jurisdiction; and

WHEREAS, no speed limit has been posted on Kerr Avenue and conditions exist which warrant a maximum speed limit of twenty-five (25) miles per hour; and

WHEREAS, the Board of Supervisors, in order to advance the welfare and safety of the residents of Montgomery Township and such other persons who use Kerr Avenue, deems it in the best interest to enact by the twenty-five (25) miles per hour speed limit to be warranted on Kerr Avenue and to establish penalties for violations thereof; and

WHEREAS, the Board of Supervisors, after completing a traffic study of the road, find the following speed limit to be warranted in accordance with the Pennsylvania Motor Vehicle Code, as amended.

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWNSHIP SUPERVISORS OF MONTGOMERY TOWNSHIP, INDIANA COUNTY, PENNSYLVANIA, IT IS HEREBY ORDAINED AND ENACTED AS FOLLOWS:

Section 1. Maximum Speed Limit of Twenty-Five (25) Miles Per Hour Established for Kerr Avenue.

The maximum speed limit for the entire length of Kerr Avenue from State Route 286 to State Route 1032 / Arcadia Road is established at twenty-five (25) miles per hour.

Section 2. Notice and Posting of Speed Limit Signs.

After the effective date of this Ordinance, the Township shall post Kerr Avenue with official traffic control devices (speed limit signs) erected in accordance with the Pennsylvania Motor Vehicle Code, as amended, and the regulations of the Pennsylvania Department of Transportation.

Section 3 Requirement to Drive Vehicle at Safe Speed.

Nothing in the foregoing provisions shall relieve drivers of the vehicles from complying with Section 3361 of the Pennsylvania Motor Vehicle Code, as amended, providing that no person shall drive a vehicle at a speed greater than is reasonable or prudent under the conditions then existing.

Section 4. Enforcement.

The Pennsylvania State Police and any and all other duly authorized law enforcement officials of the Commonwealth of Pennsylvania are hereby authorized to monitor, control, and enforce the maximum speed limit of twenty-five (25) miles per hour on Kerr Avenue in the same manner, and in accordance with the same procedures, as provided in any and all applicable sections of the Pennsylvania Motor Vehicle Code, as amended.

Section 5. Penalties and Fines.

Any person who violates any provision of this Ordinance shall, upon conviction by the District Magisterial Court and/or Court of Common Pleas, be subject to those penalties and fines in accordance with the applicable penalties and fines specified in the Pennsylvania Motor Vehicle Code, as amended, or any successor statute at the time of the violation.

Section 6. Repeal

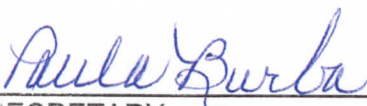
All Ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance hereby adopted are hereby repealed only to the extent of the inconsistency or conflict.

Section 7. Effective date.

This Ordinance shall become effective upon enactment and posting shall continue for all calendar years thereafter unless repealed or modified by an ordinance passed by Board of Supervisors.

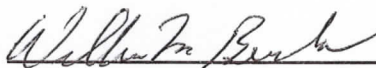
ENACTED, ADOPTED, AND ORDAINED this 6TH day of January 2020.

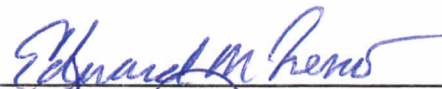
ATTEST:



SECRETARY

BOARD OF SUPERVISORS
TOWNSHIP OF MONTGOMERY

BY: 

BY: 

BY: 