

**Montgomery Township**  
**Indiana County Pennsylvania**

**Ordinance # 2023-01**

**ATV Ordinance**

AND NOW this 8<sup>th</sup> day of November 2023 the Supervisors of Montgomery Township, Indiana County, Pennsylvania, do hereby enact and ordain as follows:

WHEREAS, the Supervisors of Montgomery Township are by virtue of the laws and constitution of the Commonwealth of Pennsylvania including the provisions of Act of 1976, June 17 P.L. 162, NO. 81, Section 1, 75 PA. C.S. A. Section 7722 et seq (as amended), empowered to designate highways, roads, or streets as ATV and Snowmobile Roads.: and

WHEREAS, the supervisors wish to adopt an Ordinance designating specific roads of Montgomery Township roadways as ATV and Snowmobile roads.

NOW, Therefore, the Supervisors of Montgomery Township do ENACT and ORDAIN, and is hereby ENACTED and ORDAINED for Montgomery Township, Indiana County, Pennsylvania, as follows:

**1. DESIGNATION OF ROADS**

Specific Township roads located within the Township of Montgomery, Indiana County Pennsylvania are hereby designated as ATV and Snowmobile roads. All such roads will be shared with vehicle traffic. ATV Signs will be posted on roads that are designated by Montgomery Township, Indiana County Pennsylvania. Any roads that are not posted with ATV signs are not open for ATV nor Snowmobile.

**2. DEFINITIONS**

**A. ATV (ALL TERRAIN VEHICLE) UTV (UTILITY TASK VEHICLE)**

A motorized off highway vehicle traveling on 3 or more low pressure inflatable tires, capable of traversing all types of terrain, including water.



**B. SNOWMOBILE**

An engine driven vehicle designed to be driven over snow or ice utilizing sled type runners, or skis, endless tract, belt tread or any combination of these or other similar means of contact with the surface upon which is operated

**3. OPERATIONS OF ATV OR SNOWMOBILES UPON DESIGNATED ROADS**

Pursuant to the restrictions as other herein provided, ATV's and Snowmobiles shall be operated upon designated Township roadway. ATVs and Snowmobiles shall be operated in conjunction with normal vehicular traffic thereon. All vehicles must remain on the designated area and shall not enter private property without the consent of the owner or lessor. No ATVs shall cross any waterways. All rules and regulations designated by the Pennsylvania Department of Conservation & Natural Resources (DCNR) shall be followed, unless otherwise stated below. Copies of these rules and regulations can be found at:

<https://www.dcnr.pa.gov/recreation/whattodo/atvridding/ridingrulesandenforcement/pages/default.aspx>

Every person who operates a ATV or Snowmobile on a Township road within Montgomery Township must have in their possession a valid operators license (drivers license) issued by the Commonwealth of Pennsylvania, or other state.

**4. RESTRICTION ON USE**

It shall be unlawful for any person to operate an ATV or Snowmobile on any highway, street or road in Montgomery Township as provided in Article 3 above.

**5. CONFORMITY WITH PENNSYLVANIA MOTOR VEHICLE CODE**

Every person operating an ATV or Snowmobile upon designated Township roadways shall be subject to and shall operate said ATV or Snowmobile in conformity with the provisions of the Pennsylvania Motor Vehicle Code, the regulation if any promulgated thereunder, and all other applicable acts of law. This ordinance is not intended to limit any provision or the scope of authority of the Pennsylvania Motor Vehicle Code or any other Act.



## 6. PENALTIES

Any person who violates any provision of Articles 3 or 4 of this ordinance shall be subject to the penalties prescribed in Section 7752 of the Pennsylvania Motor Vehicle Code.

## 7. AMENDMENTS

Amendments to the Pennsylvania Vehicle Code and the ATV and Snowmobile Law as found in the Vehicle Code, as may be enacted by the Pennsylvania Legislature and which relate to and modify any provisions of this Ordinance shall be deemed incorporated into this Ordinance by reference on the effective date of said legislative act without further official action of the Township so as to preserve the intent and proper enforcement of this Ordinance.

## 8. SEVERABILITY

The provisions of this Ordinance shall be severable, and if any provision or phrase shall be held unconstitutional or invalid of any remaining provisions or phrases hereof, it being the intention of the Supervisors to enact and adopt each section independently of every other section.

## 9. LIABILITY

There shall be no liability imposed on the Pennsylvania Department of Transportation, DCNR, any other State agency or any other political subdivision of this Commonwealth including Indiana County and Montgomery Township as a result of designating roads or streets as a ATV or Snowmobile as provided in Subsection (a). (June 23, 1978, P.L. 523, No. 86 eff. imd.; July 11, 1985, P.L. 220, No. 56, eff. 60 days)

## 10. EFFECTIVE DATE

This Ordinance shall become effective upon adoption and the ATV signs are in place.




IN WITNESS WHEREOF The Supervisors of Montgomery Township have caused this  
Ordinance to be adopted this 8th day of November 2023

Montgomery Township Supervisors

Chairman

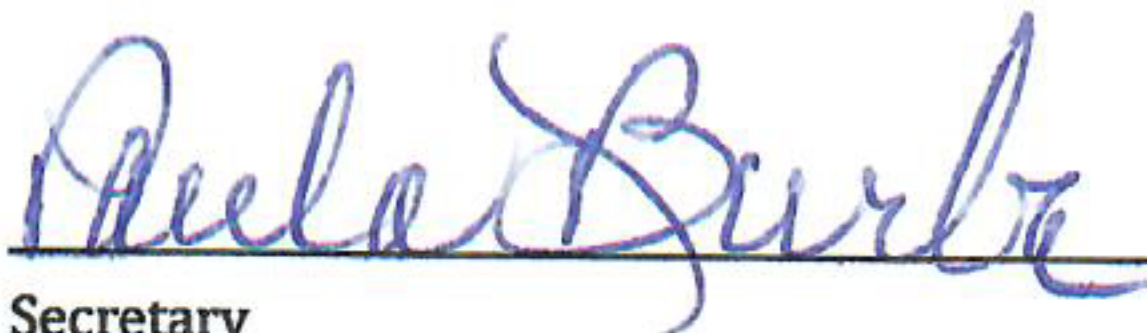


Vice Chairman



Supervisor

ATTEST:



Secretary