

LOWER PROVIDENCE TOWNSHIP
Montgomery County, Pennsylvania

ORDINANCE #638

**AN ORDINANCE OF LOWER PROVIDENCE TOWNSHIP,
MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING ARTICLE
II, TRAFFIC REGULATIONS, CHAPTER 138, SECTIONS 138-19 and
138-20 PROHIBITING TRUCKS ON CERTAIN TOWNSHIP ROADS AND
ESTABLISHING VEHICLE WEIGHT LIMITS**

WHEREAS, the Township has established limits on truck traffic upon certain roads within the Township; and

WHEREAS, the Township's traffic engineer, McMahon and Associates has performed a Truck Route Evaluation and Restriction Study dated March, 2016; and

WHEREAS, the Township desires to add additional truck restrictions on Arcola Road and Level Road in the Township; and

WHEREAS, the Township also desires to reestablish and restate truck restrictions and vehicle weight limits on certain Township Roads.

NOW, THEREFORE, be it is hereby **RESOLVED** that the Lower Providence Township Board of Supervisors does hereby revise and restate Article II, Sections 138-19 and 138-20 as follows:

Article I. Section 138-19. Establishing vehicle restrictions on certain Township roads.

It shall be unlawful for any person to operate a truck or tractor trailer upon any of the highways or portions of the highways which are described below, except for local deliveries. Additionally, this restriction shall not apply to emergency service vehicles, school buses and Township maintenance vehicles.

| Name of Highway | Limits |
|------------------------|---|
| Amy Drive | From Trooper Road to Park Avenue |
| Arcola Road | Between Eagleville Road and Arcola Road Bridge |
| Camiel Lane | From Pawlings Road to Vaux Lane |
| Chapel View Lane | From Pawlings Road to Valentine Lane |
| Church Road | From the north Township line to Ridge Pike |
| Clearfield Avenue | From Ridge Pike to Woodland Avenue |
| Culp Road | From Park Avenue to Egypt Road |
| Eaglestream Drive | From a point 828 feet south of Ridge Pike to Marilyn Avenue |
| East Mount Kirk Avenue | From the north Township line to Ridge Pike |
| Gertrude Avenue | Entire length |

| Name of Highway | Limits |
|------------------------|--|
| Grange Avenue | From Ridge Pike to Visitation Road |
| Level Road | Between Lenape Road and Arcola Road Bridge |
| Mann Road | Entire length |
| Marilyn Avenue | From West Mount Kirk Avenue to Eagleville Road |
| Oakdale Avenue | From Park Avenue to Trooper Road |
| Orchard Lane | From Park Avenue to Egypt Road |
| Pinetown Road | From Eagleville Road to Egypt Road |
| Summit Avenue | From Ridge Pike to Walker Lane |
| Sunderland Drive | Entire length |
| Wayne Avenue | Entire length |
| West Mount Kirk Avenue | From Ridge Pike to Marilyn Avenue |
| Wetherill Road | Entire length |
| Woodlyn Avenue | From Park Avenue to Trooper Road |

Article II. Section 138-20. Vehicle weight limits established. It shall be unlawful for any person to operate a commercial vehicle or other tractor, trailer or tractor-trailer combination having a gross weight in excess of that hereinafter prescribed upon any of the highways or portions thereof described below, except for the purpose of making local deliveries:

| Name of Street | Weight Limit (tons) | Location |
|-----------------------|--------------------------------|------------------------------------|
| Grange Avenue | 5 | From Ridge Pike to Germantown Pike |
| Grange Avenue | 12 | From Ridge Pike to Visitation Road |
| Wayne Avenue | 12 | Entire length |
| Mann Road | 12 | Entire length |

Article III. Pursuant to the McMahon and Associates Truck Route Evaluation and Restriction Study dated March, 2016, the proper Township Officials are directed to establish and/or replace existing signage along Arcola Road and Level Road in accordance with the study.

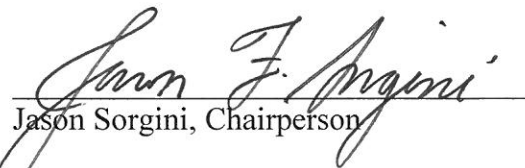
Article IV. **REPEALER.** All ordinances, parts of ordinances, and amendments thereof which are inconsistent with this Ordinance are hereby repealed. The existing Sections 138-19 and 138-20 are hereby repealed, replaced and restated in entirety in accordance with this Ordinance.

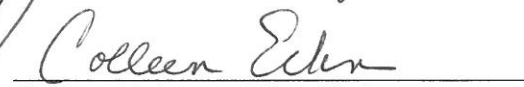
Article V. **SEVERABILITY.** If any section, paragraph, sub-section, clause or provision of this Ordinance shall be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof other than that portion specifically declared invalid.

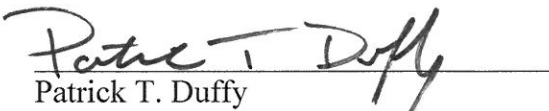
Article VI. **EFFECTIVE DATE.** This Ordinance shall become effective five (5) days after final enactment.

SO RESOLVED, at a duly convened meeting of the Board of Supervisors of Lower Providence Township conducted on this 19th day of May, 2016.


**LOWER PROVIDENCE TOWNSHIP
BOARD OF SUPERVISORS:**


Jason Sorgini, Chairperson

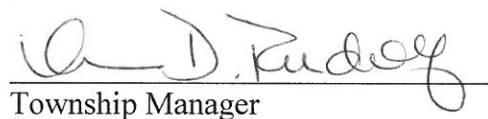

Colleen Eckman, Vice Chair


Patrick T. Duffy


Peter MacFarland


Jill Zimmerman

ATTEST:


Township Manager

AFFIDAVIT OF PUBLICATION
307 Derstine Avenue • Lansdale, PA 19446

LOWER PROVIDENCE TOWNSHIP
100 PARKLANE DR
EAGLEVILLE, PA 19403
Attention:

STATE OF PENNSYLVANIA,
COUNTY OF MONTGOMERY

The undersigned *Nina Olney*, being duly sworn the he/she is the principal clerk of The Times Herald, Times Herald Digital, published in the English language for the dissemination of local or transmitted news and intelligence of a general character, which are duly qualified newspapers, and the annexed hereto is a copy of certain order, notice, publication or advertisement of:

LEGAL NOTICE

Notice is hereby given that the Board of Supervisors of the Township of Lower Providence, Montgomery County, Pennsylvania, will consider for possible enactment an ordinance, of which this Notice is a summary, amending Article II, Traffic Regulations, Chapter 138, Sections 138-19 and 138-20 prohibiting trucks on certain Township roads and establishing vehicle weight limits.

The Board of Supervisors will hold a public hearing on May 19, 2016, at 7:30 p.m., at the Lower Providence Township Municipal Building, 100 Parklane Drive, Eagleville, PA 19403 to consider the ordinance. A copy of the full text of the proposed ordinance is available at the Township offices, the Montgomery County Law Library, and the offices of this newspaper during normal business hours.

LOWER PROVIDENCE TOWNSHIP
BOARD OF SUPERVISORS
100 Parklane Drive
Eagleville, PA 19403
NTH 5/12 1-a

LOWER PROVIDENCE TOWNSHIP
Published in the following edition(s):

| | |
|----------------------|----------|
| The Times Herald | 05/12/16 |
| Times Herald Digital | 05/12/16 |

Sworn to the subscribed before me this 5/12/2016.

Maureen Schmid
Notary Public, State of Pennsylvania
Acting in County of Montgomery

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
MAUREEN SCHMID, Notary Public
Upper Dublin Twp., Montgomery County
My Commission Expires March 31, 2017

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To: Denise Walsh
Cc: Michael W. Mrozinski
Subject: Truck Ordinance
Attachments: JBR to MC Law Library 5.24.16- Truck Ordinance.pdf

Sent on behalf of John B. Rice, Esquire.



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May 24, 2016

Montgomery County Law Library
Montgomery County Courthouse
P.O. Box 311
Norristown, PA 19404-0311

RE: Lower Providence Township Ordinance No. 638

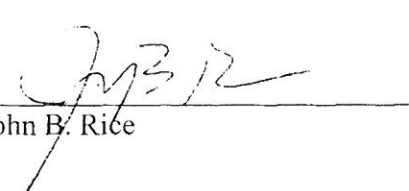
Dear Sir or Madam:

Enclosed please find a true and correct attested copy of Lower Providence Township Ordinance No. 638 which was adopted by the Lower Providence Township Board of Supervisors at their public meeting on Thursday, May 19, 2016. Please note that your \$25.00 filing fee regarding this Ordinance was previously forwarded to you. Thank you and if there are any questions regarding the enclosed, please do not hesitate to contact me.

Sincerely,

GRIM, BIEHN & THATCHER

By


John B. Rice

JBR/hlp

Enclosure

cc: Michael Mrozinski (via e-mail)
Denise Walsh (via e-mail)