

WEST MAHANoy TOWNSHIP HANDICAP PARKING

ORDINANCE NO. 2011-2

THIS ORDINANCE AMENDS PREVIOUS HANDICAP PARKING ORDINANCE IN WEST MAHANoy TOWNSHIP AS STATED BELOW: CRITERIA FOR HANDICAPPED PARKING ZONES

Be it ordained by the West Mahanoy Township Board of Supervisors in lawful session duly assembled.

Section 1: Any individual requesting an on street handicapped parking space within the Township of West Mahanoy shall submit an application to the Township. This application shall be on a form provided by the Township. Any individuals who propose to maintain eligibility of existing handicapped parking space beyond December 31, 2011 shall likewise, submit an application to the Township.

Section 2: The Board of Supervisors shall review all applications so submitted and shall report decision to the Applicant. Anyone aggrieved by the decision of the Township shall have a right of appeal under the Local Agency Act. The Township or its designee shall include in a monthly report at the regular meeting of the Board of Supervisors as to the handicapped parking space permits upon which any action was taken by the Supervisors since the prior months report to the Township.

Section 3: A fee of \$200.00 shall be charged to cover costs to the Township. Also, an annual renewal fee of \$10.00 will be assessed.

PHYSICAL REQUIREMENTS

1. Medical needs of the owner/operator living in the dwellings who requires three or more doctor and/or hospital visits per month.
2. Owner/operator living in dwellings who is now ambulatory and must rely solely on family-private vehicular transportation.
3. Owner/operator has 90% total loss of lower extremities and/or to such a degree which renders said person incapable of movement without personal attention from an another.
4. Owner/operator must demonstrate that the physical condition giving rise to the request is reasonably expected to persist for a period of no less than six (6) months.
5. A report or letter from the applicant's treating physicians may be considered but any such report shall not, by itself, be considered conclusive.

PROVISIONS FOR OBTAINING HANDICAP PARKING SPACE

1. Vehicle operator requesting such provisions shall request in writing to Board of Supervisors the permission to have erected a handicap parking sign at the cost of \$200.00. The employees of the Township shall erect the sign.

WEST MAHANÓY TOWNSHIP HANDICAP PARKING

2. Must attach a copy of a handicapped registration card.
3. Must attach a doctor's certificate reflecting patient's disability and/or possible length of rehabilitation and/or disability.
4. Any documentation from medical sources must be updated every six (6) months whether the original notes states time as indefinite and/or permanent.
5. Owner/operator's dwelling cannot have a garage or driveway.
6. The individuals so requesting the space shall exhibit proof that he/she has qualified for a handicapped person's license plate under the regulations issued by the Pennsylvania Department of Transportation or that he/she already has such a license plate or placard.
7. No more than one handicapped parking space can be requested by any one individual in any one dwelling unit.
8. No handicapped parking space shall be provided for the location so requested if there exists an reasonably assessable and practical off-street parking space to serve such location.
9. No handicapped parking space designated as provided herein, shall be considered an exclusive parking space to the person making application therefore and said parking spaces shall be available to any vehicle displaying the handicapped plate or placard issued by the Department of Transportation.
10. All applicants for handicapped parking spaces shall be submitted annually. If the application is approved the applicant, as a condition to the creation of the handicapped parking space by the erection of appropriate signs and the like, shall resubmit the application along with a \$10.00 resubmitting fee by January 30th of each year thereafter verifying that the conditions require a continuation of the handicapped parking space.

RIGHTS OF BOARD OF SUPERVISORS

1. The Board of supervisors can either grant the request, at a regular board meeting by majority vote.
2. The Board of Supervisors can direct the police department to conduct an investigation into the request. This investigation shall consist of interviews of all neighbors living on the street, which will be effected by the taking away of a parking space, to determine if the person has exhibited indications of a disability.
3. The Board of Supervisors reserves the right to reevaluate at any time any parking privilege which comes to question.
4. Any violation and/or change in the above guidelines will cancel any and all privileges immediately until further review by the Board of Supervisors.

Ordinance Adopted this 20th day of SEPTEMBER, 2011, by the
Township of West Mahanoy Board of Supervisors.

Attest:

Board of Supervisors West Mahanoy Township

Mrs. S. M. L. L.

Christopher Malone

Ronald A. Ryak

Mary Elizabeth