

**BOROUGH OF NEW BRITAIN  
BUCKS COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 432**

**AN ORDINANCE OF THE BOROUGH OF NEW BRITAIN, BUCKS COUNTY, PENNSYLVANIA, AMENDING CHAPTER 415 *VEHICLES AND TRAFFIC*, BY REPEALING AND REPLACING IN ITS ENTIRETY ARTICLE IX *SNOW AND ICE EMERGENCY*, PROVIDING FOR VEHICULAR TRAFFIC AND PARKING RULES AND REGULATIONS DURING SNOW AND ICE EMERGENCIES; REPEALING PRIOR INCONSISTENT ORDINANCES AND PARTS OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND CONTAINING AN EFFECTIVE DATE.**

**WHEREAS**, the Borough Council of the Borough of New Britain is granted broad powers under the Borough Code, 8 Pa.C.S. § 101, *et seq.*, to enact ordinances, rules, and regulations to protect the health, safety, and welfare of the residents of the Borough of New Britain, including with respect to the movement and parking of vehicles throughout the Borough;

**WHEREAS**, under Chapter 415 *Vehicles and Traffic*, of the Borough's code of ordinances, Borough Council has adopted rules and regulations regarding vehicular traffic and parking during snow and/or ice emergencies in the Borough, at Article IX *Snow and Ice Emergency*;

**WHEREAS**, the Borough's administrative staff has identified amendments to Article IX *Snow and Ice Emergency* that would clarify the rules and regulations and ensure the rules and regulations are consistent with the Borough's current practices during snow and/or ice emergencies; and

**WHEREAS**, the Borough Council of the Borough of New Britain believes it to be in the best interests of the Borough to adopt the rules and regulations set forth hereinbelow.

**NOW, THEREFORE**, the Borough Council of the Borough of New Britain do hereby **ENACT** and **ORDAIN** an amendment of the New Britain Borough Code of Ordinances as follows:

## **SECTION 1.**

Chapter 415 *Vehicles and Traffic* of the New Britain Borough Code of Ordinances is hereby amended by repealing Article IX *Snow and Ice Emergency* in its entirety and replacing the article with the following rules and regulations:

### **Article IX. Snow and/or Ice Emergency.**

#### **§ 415-37. Declaration of snow and/or ice emergency.**

In order to facilitate the movement of vehicles and to combat the hazards of snow and/or ice on the streets and roads of New Britain Borough the Mayor, in their discretion, may issue a declaration declaring a snow and/or ice emergency. Information on the existence of a snow and/or ice emergency may be given by the Borough through radio, newspaper or other available media systems, and information on the termination of the emergency may be given by use of the same media systems.

#### **§ 415-38. Definitions.**

As used in this article, the following terms shall have the meanings indicated:

#### **CHAINS**

Full chains, strap chains, or other types of chains mounted on the driving wheels of a motorized vehicle.

#### **DECLARATION**

A declaration is a document that declares the Borough's snow and/or ice emergency and is executed by the Borough's Emergency Management Coordinator and the Mayor.

#### **SNOW AND/OR ICE EMERGENCY**

A snow emergency shall exist upon a snow fall accumulation of two inches or more during any period in which New Britain Borough snow plowing and snow removal equipment shall be operating on the streets and roads within New Britain Borough; providing however, that such periods shall not exceed more than 72 hours after the cessation of a snow fall. An ice emergency shall exist when the mayor, at his discretion, determines that ice accumulation has created a condition hazardous to the health, safety and welfare of New Britain Borough.

### **SNOW TIRES**

Snow tires with sufficient tread to allow self-propelled vehicles to move through streets having two inches or more of snow thereon.

### **VEHICLES**

All self-propelled motorized vehicles using Borough streets and highways including taxicabs but excluding other public transportation.

#### **§ 415-39. Parking and other conduct prohibited during snow and/or ice emergency.**

- A. Whenever the Borough declares a snow and/or ice emergency, no owner or occupier of any premises or his or her guest or business invitee shall park any vehicle on any street or highway of the Borough except the following:
  - (1) Carousel Cir
  - (2) Stefan Place
  - (3) Waid Way
- B. It shall be unlawful to throw, shovel or plow snow into or upon any roads and streets within the Borough from adjoining property with the intent of allowing such snow to remain on such roads and streets.
- C. Any person who drives a vehicle without snow tires or chains upon any street or road located within New Britain Borough, and said vehicle becomes stalled or incapable of moving under its own power or the driver leaves said vehicle unattended, shall be constituted as a violation of this article and is subject to the penalties set forth below.

- D. Any vehicle parked, stalled or incapable of moving under its own power or left unattended upon any street or road in a manner which hampers snow removal efforts within New Britain Borough may be removed or towed at the owner's expense to another location at the direction of the Central Bucks Regional Police Department or other authority as authorized by the Borough Council.

#### **415-40. Violations and penalties.**

- A. If at any time during a period of snow and/or ice emergency declared under § **415-37** of this article a person shall park a motor vehicle or allow a motor vehicle to remain parked anywhere upon a Borough Road, excepting those set forth in § **415-39.A**, that person shall be guilty of a violation of this article and, upon conviction, shall be sentenced to pay a fine of not more than \$200 and costs.
- B. If at any time during a period of snow and/or ice emergency declared under § **415-37** of this article a person shall drive a motor vehicle upon a Borough Road, excepting those set forth in § **415-39.A**, without having that vehicle equipped with snow tires or chains, that person shall be guilty of a violation of this article and, upon conviction, shall be sentenced to pay a fine of \$50.00 and costs.

#### **SECTION 2. SEVERABILITY.**

In the event that any section, sentence, clause or word of this ordinance shall be declared illegal, invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not prevent, preclude or otherwise foreclose the validity of the remaining portions of this ordinance.

#### **SECTION 3. REPEALER.**

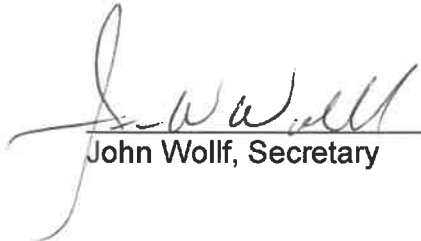
All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

**SECTION 4. EFFECTIVE DATE.**


This Ordinance shall be effective at the earliest time permitted pursuant to Pennsylvania law.

**ENACTED** and **ORDAINED** this 13<sup>TH</sup> day of NOVEMBER, 2024.


**ATTEST:**

  
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John Wolff, Secretary

**NEW BRITAIN BOROUGH  
COUNCIL**

  
\_\_\_\_\_  
Thomas Price, President

Reviewed and approved by me this  
13<sup>TH</sup> day of DECEMBER, 2024.

  
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James Donovan, Mayor