

**ORDINANCE NUMBER 5 of 2007**

**AN ORDINANCE PROHIBITING TRUCK TRAFFIC ON SIMPSON STREET**

*WHEREAS, Simpson Street is a two lane, two way collector street within Throop Borough; and*

*WHEREAS, the distance between the pavement center line and the curb or edge of pavement on Simpson Street is 10.8 feet and considerably less than the recommended minimum 18 feet; and*

*WHEREAS, the available corner site distance for a driver entering onto Simpson Street from the minor local intersecting roadways is less than the appropriate minimum stopping site distance computed for a driver traveling on Simpson Street; and*

*WHEREAS, property owners along Simpson Street have experienced damage to their property as a result of truck traffic including, but not limited to, insufficient turning radius along Simpson Street; and*

*WHEREAS, based on the above, movement of certain vehicles constitutes a safety hazard for property owners on Simpson Street; and*

*WHEREAS, Throop Borough Council, in order to provide for the proper management, care and control of the Borough of Throop and to provide for the proper health, safety and general welfare of its citizens, is prohibiting trucks as defined below for the entire length of Simpson Street in the Borough of Throop.*

*NOW THEREFORE be it ordained and enacted as follows:*

- 1. All trucks exceeding 21,000 lbs. except local deliveries are prohibited from entering or traveling on Simpson Street*

*Section 1. If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The Borough of Throop reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interests of the promotion of the purposes and intent of this Ordinance and the effective administration thereof.*

*Section 2. This Ordinance shall become effective immediately upon approval.*

*Section 3. This Ordinance is enacted by the Council of the Borough of Throop under the authority of the Act of the Legislative, as amended, December 12, 1990, P.L. 1994, No. 220, and any other applicable law arising under the laws of the Commonwealth of Pennsylvania.*

Approved this 30<sup>th</sup> day of July, 2007

  
Thomas J. Lukasewicz, Council President

  
Stanley Lukowski, Mayor

Attest:

  
Christina Sullivan, Secretary