

ORDINANCE NO. 124

AN ORDINANCE AMENDING ORDINANCE 118 OF THE TOWNSHIP OF BENNER, CENTRE COUNTY, PENNSYLVANIA, AND REGULATING TRAFFIC UPON THE PUBLIC STREETS AND HIGHWAYS WITHIN THE TOWNSHIP OF BENNER. SUCH REGULATION SHALL BE BY OFFICIAL SIGNS POSTED IN THE PRESCRIBED MANNER AND SHALL PERTAIN TO SPEED LIMITS, RESTRICTED PARKING, TRUCK RESTRICTIONS AND WEIGHT LIMITS. ENFORCEMENT OF THIS ORDINANCE SHALL BE IN ACCORDANCE WITH THE PENNSYLVANIA VEHICLE CODE.

BE IT ENACTED AND ORDAINED by the Township of Benner, and it is hereby enacted and ordained by authority of the same as follows:

ARTICLE I

GENERAL REGULATIONS

Section 1. Definitions and Interpretation.

- (a) Words and phrases, when used in this ordinance, shall have the meanings ascribed to them in The Vehicle Code of Pennsylvania (the Act of June 17, 1976, P.L. 162 No. 81, 75 Pa. C.S.A. §101 et seq.), as not in force, or as hereafter enacted or reenacted, except where the context clearly indicates a different meaning, and except that, in this ordinance, the word "street" may be used interchangeably with the word "highway" and shall have the same meaning as the word "highway" as defined in the Vehicle Code.
- (b) In this ordinance, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine and the neuter.

Section 2. Severability.

The provisions of this ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal or other wise invalid, that decision shall not affect the validity of any of the remaining provisions of this ordinance.

Section 3. Repeal of Certain Prior Ordinances.

All prior ordinances of the Township of Benner inconsistent herewith are hereby repealed.

Section 4. Manner of Adopting Permanent Traffic and Parking Regulations.

All traffic and parking regulations of a permanent nature shall be enacted as ordinances or as parts of ordinances or as amendments to ordinances of the

Township of Benner, except where the law specifically authorizes less formal action.

Section 5. Temporary and Emergency Regulations.

(a) The Chairman of the Board of Supervisors or the Road Superintendent (provided the Road Superintendent is also a member of the Board of Supervisors) shall have the following powers to regulate traffic and parking temporarily and in time of emergency:

- (1) In the case of fire, flood, storm or other emergency, to establish and enforce temporary traffic and/or parking regulations as is necessary for the public safety. Such traffic and/or parking regulations shall be effective upon communication of same by verbal order or posted sign during the duration of the emergency.
- (2) Where necessary to facilitate public works or in the conduct of parades or public assemblages, or processions on public events, to regulate, restrict or prohibit traffic and/or parking in limited areas to protect the public order or safety. Such traffic and/or parking regulations shall be effective upon communication of same by posted sign for the duration of the need.

(b) These temporary and emergency regulations shall be enforced in the same manner as permanent regulations. Any person who drives or parks a vehicle in violation of any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.).

Section 6. Experimental Regulations.

The Board of Supervisors may, from time to time, designate places upon and along the streets in the Township where, for a period of not more than ninety (90) days, specific traffic and/or parking regulations, prohibitions and restrictions shall be in force and effect, and shall designate those locations by proper signs and markings. Advertising or published notice shall not be necessary for such experimental regulations. Such regulations, prohibitions and restrictions shall be effective, upon posting, just as if they had been adopted as permanent regulations. No person shall drive or park a vehicle in violation of any such regulation, prohibition or restriction, and no person shall move, remove, destroy or deface any sign or marking, erected, posted or made by authority of this section. Any person violating any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.). Provided: the purpose of this section is to allow for test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the Township relative to traffic and parking.

Section 7. Traffic on Streets Closed or Restricted for Construction, Maintenance or Special Events.

- (a) The Board of Supervisors or the Road Superintendent, (provided the Road Superintendent is also a member of the Board of Supervisors) shall have authority to close any street or specific part of a street to vehicular traffic and to place barriers at each end of the closed portion, which construction or maintenance work is under way or a special event is being conducted on the closed portion. It shall be unlawful for a person to drive a vehicle upon any such closed portion.
- (b) The Board of Supervisors or the Road Superintendent, (provided the Road Superintendent is also a member of the Board of Supervisors) shall have authority to establish a restricted traffic area upon any street where construction or maintenance work is under way and to station flagmen at each end of the restricted portion. It shall be unlawful for any person to drive a vehicle upon any such restricted traffic area at any time when the flagman is displaying a sign directing that vehicle to stop, or is signaling that vehicle, by a flag or other device, not to proceed.
- (c) Any person violating any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.).

**ARTICLE II**  
**TRAFFIC REGULATIONS**

Section 1. Maximum Speed Limits Established on Certain Streets.

- (a) Maximum speed limits are established on portions of specified streets, as follows, and it shall be unlawful for any person to drive a vehicle, on any part of a street where a maximum speed limit applies, at a higher speed than the maximum prescribed for that part of the street:

<u>Township Road</u>	<u>From</u>	<u>To</u>	<u>Maximum Speed Limit</u>
Alexander Drive (#341)	Fox Hill Road	Fillmore Rd	35 mph
Arrowhead Way	Teasel Way	Cul-de-sac	25 mph
Amberleigh Lane	S.R.150	Township Line	25 mph
Aster Ave	Chicory Ave.	Seibert Rd.	25 mph

Barns Lane (#343)	Rock Rd.	Spring Creek Road	25 mph
Barrington Lane	Valentine Hill Rd.	Township Line	25 mph
Benner Circle (#534)	Rolling Ridge Dr.	Cul-de-sac	25 mph
Bel Air Hills Rd. (#660)	S.R. 150	Cul-de-sac	25 mph
Bergamot Way	Meadow Flower Cir.	Cul-de-sac	25 mph
Big Hollow Rd. (#361)	Rock Road (#376)	College Twp. Line	30 mph
Breon's Lane (#367)	S.R. 26	Dead End	25 mph
Buttercup Way	Meadow Flower Cir.	Cul-de-sac	25 mph
Cambridge Lane	Valentine Hill Rd.	Dorchester Lane	25 mph
Chicory Ave.	S.R. 550	Arrowhead Way	25 mph
Clemens Lane (#776)	S.R. 150	Spring Twp. Line	25 mph
Crestview Drive (#781)	S.R. 550	Reichenbaugh Ln. (#786)	25 mph
Crosswind Drive (#340)	Alexander Dr. (#341)	High Tech Rd. (#785)	35 mph.
Dorchester Lane	Amberleigh Lane	Barrington Lane	25 mph
Edward Dr. (#787)	Reichenbaugh Lane (#786)	Reichenbaugh Ln. (#786)	25 mph
Eagle Point	S.R. 150	End	25 mph
Exeter Lane	Amberleigh Lane	Township Line	25 mph

Far Hills Ave. (#401)	Cul-de-sac	Cul-de-sac	25 mph
Fishburn Hill Rd. (#342)	S.R. 3001	S.R. 150	25 mph.
Fillmore Rd. (#344)	S.R. 550	Fox Hill Road (#784)	45 mph
Fox Hill Rd. (#784)	Rock Road (#376)	533' East of Twp Line	35mph.
Fox Hill Rd. (784)	533' East of Twp line	Twp. Line	45 mph
Fox Ridge Blvd (#400)	Fillmore Road	Far Hills Ave	25 mph
Green Street (#779)	Lieb Street (#778)	Dead End	25 mph
High Tech Rd. (#785)	Fox Hill Rd. (#784)	Cul-de-sac	25 mph
Hillside Drive (#782)	Crestview Drive (#781)	Cul-de-sac	25 mph
Krout Ln. (#371)	Spring Twp. Line	Dead End	25 mph
Lieb Street (#778)	S.R. 550	Green Street (#779)	25 mph
Lower Gyp Road (#393)	S.R. 550	Dead End	25 mph
Majestic View Rd. (#780)	Walnut Grove Rd. (#777)	Cul-de-sac	25 mph
Meadow Flower Cir. (#790)	Crestview Drive	Crestview Drive	25 mph
Millgate Rd. (#789)	S.R.550	Millgate Rd. (#789)	25 mph
Millson Circle	Majestic View Rd.	Cul-de-sac	25 mph

(#783)	(#780)		
Penntech Drive (#520)	S.R.150	Venture Drive (#401)	25 mph
Progress Drive (#522)	PennTech Dr. (#520)	Cul-de-sac	25 mph
Purdue Mt. Rd. (#383)	Patton Twp. Line	Spring Twp. Line	25 mph
Quarry Street (#661)	S.R. 150	Cul-de-sac	25 mph
Raymond's Ln. (#392)	Seibert Road (#375)	S.R. 550	25 mph
Reichenbaugh Ln. (#786)	Crestview Dr. (#781)	Meadow Flower Cir. (#790)	25 mph
Rishel Hill Rd. (#532)	S.R. 150	Spring Twp. Line	35 mph
Robinson Lane (#384)	S.R. 26	Spring Twp. Line	25 mph
Rock Rd. (#376)	Twp Line	Fox Hill Rd. (#784)	30 mph
Rock Rd. (#376)	Fox Hill Rd. (#784)	S.R. 550	40 mph
Rolling Ridge Dr. (#533)	S.R. 150	Twp. Line	25 mph
Roopsburg Rd. (#375)	S.R. 550	Spring Twp. Line	30 mph
Saint Paul Cir. (#788)	Barns Lane (#343)	Cul-de-sac	25 mph
Salix Dr. (#396)	Willow Bend Dr. (#394)	Cul-de-sac	25 mph
Sapling Dr. (#397)	Willow Bend Dr.	Seibert Rd.	25 mph

Seibert Rd. (#375)	Rock Rd. (#376)	S.R. 3001	25 mph
Teasel Way	Arrowhead Way	Cul-de-sac	25 mph
Upper Gyp Rd. (#374)	S.R. 3006	S.R. 550	25 mph
Valley View Place (#373)	S.R. 3006	Dead End	25 mph
Valentine Hill Rd. (#386)	Spring Twp. Line	Cul-de-sac	25 mph
Venture Drive (#521)	Rishel Hill Rd (#532)	Penntech Drive (#520)	25 mph
Walnut Grove Dr. (#777)	Big Hollow Rd.	Cul-de-sac	25 mph
Weeping Court	Willow Bend Drive	Cul-de-sac	25 mph
West Water Street (#611)	S.R. 550	Dead End	25 mph
Willow Bend Drive	Raymonds Lane	Cul-de-sac	25 mph

- (b) Any person violating any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.).

Section 2. Vehicle Weight Limits Established on Certain Streets.

- (a) On the following streets or parts of streets, by authority granted by Section 4902(a) of the Vehicle Code, it shall be unlawful for any person or persons to drive any vehicle or combination having a gross weight in excess of the maximum prescribed below for that street or part of street, as the case may be:

<u>Township Road</u>	<u>From</u>	<u>To</u>	<u>Gross Weight</u>
Barns Ln. (#342)	S.R. 3001	Rock Rd.	6 tons
Bel Air Hills Rd. (#660)	S.R. 550	Cul-de-sac	10 tons
Big Hollow Rd. (#361)	Rock Rd. (#376)	College Twp. Line	10 tons
Breons Lane (#367)	S.R. 26	Dead End	10 tons
ClemensLn.. (#776)	S.R. 150	Spring Twp. Line	10 tons
Crestview Drive (#781)	S.R. 550	Reichenbaugh Ln.	10 tons
Edward Drive (#787)	Reichenbaugh Ln.	Reichenbaugh Ln.	10 tons
Fishburn Hill Rd. (#342)	S.R. 150	S.R. 3001	6 tons
Fillmore Rd. (#344)	S.R. 550	Fox Hill Rd. (#784)	10 tons
Fox Hill Rd. (#784)	S.R. 3005	Rock Rd. (#376)	10 tons
Green Street (#779)	Lieb Street (#778)	Spring Twp. Line	10 tons
Hillside Drive (#782)	Crestview Rd. (#781)	Cul-de-sac	10 tons
KroutsLn.. (#371)	S.R. 144	Dead End	6 tons
Lieb Street (#778)	S.R. 550	Green Street (#779)	10 tons
Lower Gyp Road (#393)	S.R. 550	Dead End	6 tons

Majestic View Road (#780)	Walnut Grove Rd. (#777)	Cul-de-sac	10 tons
Millson Circle (#783)	Majestic View Rd. (#780)	Cul-de-sac	10 tons
Purdue Mt. Rd. (#383)	Patton Twp. Line	Spring Twp. Line	10 tons
Raymonds Ln. (#392)	Seibert Rd. (#375)	S.R. 550	10 tons
Reichenbaugh Ln. (#786)	Crestview Rd. (#781)	Meadow Flower Cir. (#790)	10 tons
Rishel Hill Rd. (#532)	S.R. 150	Spring Twp. Line	10 tons
Robinson Lane (#384)	S.R. 26	Spring Twp. Line	6 tons
Rock Rd. (#376)	College Twp. Line	S.R. 550	10 tons
Roopsburg Rd. (#376)	S.R. 550	Spring Twp. Line	10 tons
Seibert Rd. (#375)	Rock Rd. (#376)	S.R. 3001	10 tons
Upper Gyp Rd. (#374)	S.R. 3006	S.R. 550	10 tons
Valley View Place (#373)	S.R. 3006	Dead End	10 tons
Valentine Hill Rd. (#386)	Spring Twp. Line	Cul-de-sac	10 tons
Walnut Grove Rd. (#777)	Big Hillow Rd.	Cul-de-sac	10 tons
West Water Street (#611)	S.R. 550	Dead End	10 tons

- (b) Any person violating any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.).

Section 3. Board of Supervisors May Establish Weight Limits on Additional Township Roads.

- (a) After appropriate engineering studies, the Board of Supervisors may designate certain roads of the Township as roads upon which no vehicle or mechanized equipment of any kind or type whatsoever which weighs in excess of twenty-one thousand (21,000) pounds gross weight (including load and cargo) is permitted to travel. Such road shall be designated by formal action of the Board of Supervisors and shall be posted as to the said designated weight restrictions. Said weight restrictions shall be enforceable upon the posting of proper notice of the weight restrictions on the designated roads.
- (b) The chairman of the Board of Supervisors or the Road Superintendent (provided the Road Superintendent is also a member of the Board of Supervisors) may grant, upon application, a permit to travel upon Township roads designated for weight restrictions for vehicles having a gross weight in excess of twenty-one thousand (21,000) pounds, PROVIDED, that said travel is necessary for the health, safety, or welfare of a person or his property or business. An application for a permit shall be filled out by the Township Secretary. A fee in the amount of One Hundred Dollars (\$100.00) shall accompany each application. The fee is not refundable.
- (c) Where, upon review of the application, it appears that the intended use of the Township streets by the Applicant for vehicles or mechanized equipment which have a gross weight in excess of twenty-one thousand (21,000) pounds is likely to cause damage to the streets, the Chairman of the Board of Supervisors or the Road Superintendent (provided the Road Superintendent is also a member of the Board of Supervisors) may require the Applicant to post a bond with sufficient surety and in a sufficient amount as requested by the Chairman of the Board of Supervisors or the Road Superintendent, and in a form approved by the Township Solicitor, to guarantee repair of any damage which may be sustained by the roads, highways, streets or alleys of the Township as a result of the use by the Applicant.
- (d) Any person violating any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the

appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.).

Section 4. Parking Prohibited at All Times in Certain Locations.

(a) Parking shall be prohibited at all times in the following locations:

<u>Township Road</u>	<u>Side of Street</u>	<u>Restricted Portion</u>
Alexander Dr. (#341)	Both	All of Road
Amberleigh Lane (#330)	Both	All of Road
Arrowhead Way (#351)	Both	All of Road
Barns Lane (#343)	Both	All of Road
Barrington Lane (#332)	Both	All of Road
Be lair Hills (#660)	Both	All of Road
Benner Circle Rd. (#534)	Both	All of Road
Bergamont Way (#793)	Both	All of Road
Big Hollow Rd. (#361)	Both	All of Road
Breons Lane (#367)	Both	All of Road
Buttercup Way (#792)	Both	All of Road
Cambridge Lane (#331)	Both	All of Road
Chicory Ave. (#350)	Both	All of Road
Clemens Lane- (#776)	Both	All of Road
Crestview Dr. (#781)	Both	All of Road
Crosswind Dr. (#340)	Both	All of Road
Dorchester Lane (#333)	Both	All of Road
Eagle Point	Both	All of Road
Edward Dr. (#787)	Both	All of Road
Exeter Lane (#334)	Both	All of Road
Fillmore Rd. (#344)	Both	All of Road
Fishburn Hill Rd. (#342)	Both	All of Road
Fox Hill Rd. (#784)	Both	All of Road
Fox Ridge Blvd. (#400)	Both	All of Road
Green St. (#779)	Both	All of Road
High Tech (#785)	Both	All of Road
Hillside Dr. (# 782)	Both	All of Road
Krout Lane (#371)	Both	All of Road
Lieb St. (#778)	Both	All of Road
Lower Gyp Rd. (#393)	Both	All of Road
Majestic View Rd. (#780)	Both	All of Road
Meadowflower Circle (#790)	Both	All of Road
Millgate Road (#789)	Both	All of Road
Millson Circle (#783)	Both	All of Road
Purdue Mt. Rd. (#383)	Both	All of Road
Quarry St. (#661)	Both	All of Road
Raymonds Lane (#392)	Both	All of Road

Reichenbaugh Lane (#786)	Both	All of Road
Rishel Hill Rd. (#532)	Both	All of Road
Robinson Lane (#384)	Both	All of Road
Rock Rd. (#376)	Both	All of Road
Rolling Ridge Dr. (#533)	Both	All of Road
Roopsburg Rd. (#375)	Both	All of Road
Salix Dr. (#396)	Both	All of Road
Saint Paul Circle (#788)	Both	All of Road
Sapling Dr. (#397)	Both	All of Road
Seibert Rd. (#377)	Both	All of Road
Upper Gyp Rd. (#374)	Both	All of Road
Valentine Hill Rd. (#386)	Both	All of Road
Valley View Place (#373)	Both	All of Road
Walnut Grove Dr. (#777)	Both	All of Road
Weeping Court (#394)	Both	All of Road
West Water St. (#611)	Both	All of Road
Willow Bend Dr. (#394)	Both	All of Road
Yarrow Way (#791)	Both	All of Road

- (b) Any person who violates any provision of this section shall, upon conviction, be sentenced to pay a fine up to the maximum allowed by the current law at the time of the violation plus costs.
- (c) Vehicles parked on streets here in listed in Section 4 where tow away signs are located may be subject to towing at the Township's discretion. All fees associated with the towing and storage of vehicles will be at the owner's exclusive expense.

Section 5. Interference with Devices, Signs or Signals.

- (a) No person shall, without lawful authority, attempt to or in fact, alter, twist, obstruct, deface, injure, knock sown, remove or interfere with the effective operation of any official traffic-control device or sign, or any inscription, shield or insignia thereof or any part thereof.
- (b) Any person violating any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.).

**ARTICLE III**  
**PROHIBITING UNAUTHORIZED USE OF TOWNSHIP ROADS**

Section 1. Unlawful Acts.

No person, unless authorized by the Supervisors and in possession of a valid road occupancy permit, as set forth in the following sections of this Ordinance, shall do any act or deed which changes, obstructs or otherwise interferes with any Township road or road grade, or any drainage system of such roads or ways, or which changes the established slope of the berm of such roads. In furtherance of the foregoing provisions, and in addition to other acts which are found to be in derogation of the foregoing, the following acts are hereby declared unlawful:

- (a) Depositing stones, gravel, dirt or other foreign matter upon any Township road; or maintaining or conducting a use upon land abutting such road or roads which results in stones, gravel, dirt or other foreign matter being dragged upon or deposited upon any Township road.
- (b) Removing from any road the stones, gravel, pavement, dirt or other substance placed upon such Township road by the Supervisors or with their approval, or in any manner altering or interfering with such substances or road surfaces.
- (c) Constructing a driveway or entry way on or onto any Township road.
- (d) Blocking, filling or otherwise changing or interfering with any drainage ditch or culvert on any Township road or diverting the flow of water to or away from the same.

#### Section 2. Application for Permit.

The Supervisors, upon application made by any person seeking an exception to any activity prescribed in Article III, Section I of this Ordinance, may, in their sole discretion, grant or cause to be granted a permit to such applicant, which permit shall set forth specifically the permission and nature of permission and use granted to such applicant. Such application shall be in writing, submitted to the Township Secretary, and shall include the following information:

- (a) The name, residence and address of the applicant.
- (b) A sketch or drawing showing and identifying the Township road, way or drainage area affected and the property of the applicant for which the exception is requested.
- (c) A statement setting forth with specificity the exception requested and the nature of the use contemplated.
- (d) Where deemed necessary by the Board of Supervisors, the applicants shall, at the request of the Board of Supervisors, be required to supplement his application with such engineering data, including

elevations, cross-section drawings and such other pertinent matters as the Supervisors may deem necessary to give proper consideration to the application.

The application shall be accompanied by payment of an application fee in such amount as shall be established, from time to time, by resolution of the Board of Supervisors. Notice of such fee shall be in writing and posted in the office of the Township Secretary.

Within 45 days after filing of the application and payment of fees or, if additional data is required, within 30 days after the filing of such additional supporting data as requested by the Supervisors, the Supervisors shall cause a written permit setting forth the grant of use or exception, or shall refuse the application setting forth the reasons for refusal. Such permit or refusal shall be given to the applicant by ordinary mail addressed to the applicant at the address set forth in the application.

### Section 3. Utilization of Right-of-Way.

Persons owning lands abutting Township roads, ways or drainage areas may utilize that portion of the Township right-of-way not comprising part of the cartway, berm or drainage ditch for any lawful use not obstructing or interfering with such cartway, berm or drainage area or ditch; provided, however, that the Supervisors may require that such use be removed or discontinued, as the case may be, at their sole discretion, upon written notice by ordinary mail to such abutting owner or, where the whereabouts of such owner is unknown, by posting the said notice at a conspicuous place upon the abutting land. Upon notice given as herein provided, and within the time set forth in such notice, the owner of such lands shall remove or discontinue the said use, as the case may be, at the sole expense of such owner, without right of reimbursement from the Township. In the event that the owner refuses to remove or discontinue such use in the time set forth in the notice, the Board of Supervisors may cause the same to be discontinued or removed and shall be entitled to recover the actual costs incurred by the Township in securing the discontinuance or removal of the use, plus any costs or expenses incurred. This remedy shall not be exclusive and shall be in addition to such other remedies in law or at equity that may be available to the Township.

### Section 4. Definitions.

Unless the context shall clearly indicate otherwise, the following words and phrases as used in Article III shall have the definitions hereinafter ascribed to them:

- (a) "Township" shall mean the Township of Benner, County of Centre, Pennsylvania.

- (b) "Supervisors" shall mean the Board of Supervisors of Benner Township.
- (c) "Township road", "road", "way" shall refer to and include all the streets, alleys and other public ways which have been accepted for maintenance by the Supervisors and comprise part of the Township road system. It shall mean and include the entire right-of-way of such Township roads and shall not be limited to the paved portion, cartway and berm.
- (d) "Drainage ditch", "culvert" or "drainage area" shall mean such portion of the Township road or right-of-way of such road and ancillary areas adjacent to any road or in and upon any road right-of-way provided for, utilized or otherwise planned or used for the drainage of surface water.
- (e) "Person" shall include any individual, partnership, corporation, firm or entity, whether or not the same is a resident or doing business in Benner Township.

Section 5. Penalties.

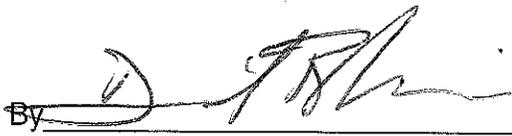
Any person violating any of the provisions of this article shall, for each and every such violation, upon conviction thereof, be sentenced to pay the appropriate penalty set forth in the Pennsylvania Vehicle Code (75 Pa.C.S.A. §101 et seq.).

Each and every day during which such violation is continued, after notice shall have been given by the Supervisors to such person violating the provision of this Ordinance, shall constitute a distinct and separate offense.

This Ordinance shall become effective within five (5) days after adoption.

ORDAINED AND ENACTED at a Regular meeting of the Board of Supervisors, Benner Township, Centre County, Pennsylvania, on the 2nd day of March, 2015.

TOWNSHIP OF BENNER

By   
 \_\_\_\_\_  
 Chairman

ATTEST:  
  
 \_\_\_\_\_  
 Secretary