

Upon motion by John E. Morgan, seconded by Brian P. McGrath, the following Ordinance was duly enacted, 3 voting in favor of enactment, 0 voting against enactment.

**ORDINANCE NO. 2016-6**

**An Ordinance of the Township of Millcreek, Erie County, Pennsylvania to amend Section 2 of Ordinance No. 64, entitled "An Ordinance designating certain street intersections in the Township of Millcreek...as stop or yield intersections, requiring traffic to come to a stop or yield before entering said intersection, and marking the same as herein set forth," so as to effect corrective amendments in contemplation of the codification of Millcreek Township's ordinances; providing for correction and deletion of certain regulations previously enacted; providing for erection or alteration of stop and yield signs at said intersections; providing for penalties for violation of this Ordinance and for severability and repealor.**

**WHEREAS**, physical conditions, combined with vehicular traffic at certain street intersections within the Township create situations hazardous to public travel; and

**WHEREAS**, in connection with the Township's project of codifying its ordinances, existing stop and yield regulations have been reviewed to ensure that they are supported by required traffic studies and to identify any regulations which today do not comport with actual traffic circumstances; and

**WHEREAS**, the Board of Supervisors, after an analysis of physical features and traffic conditions of the aforesaid intersections, deems it necessary for the safety of public travel on the streets of Millcreek Township that certain of those intersections set forth below hereafter be designated as stop or yield intersections, and that official signs be erected as provided in this Ordinance to control traffic at such points and that certain regulations previously enacted be amended or deleted; and

**WHEREAS**, the erection of traffic control devices and stop signs at street intersections by the Millcreek Township Board of Supervisors is authorized by Pennsylvania law as set forth in the Pennsylvania Vehicle Code, Title 75 Pa.C.S.A., Part V, Chapter 61, Section 6124, as the same may be amended.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED** by the Board of Supervisors of Millcreek Township, Erie County, Pennsylvania and it is hereby enacted and ordained as follows:

**SECTION 1.** Section 2 of Ordinance No. 64 as enacted September 6, 1966 is hereby amended to provide that the following intersections are hereby established as stop intersections, and that official signs shall be erected in such a position as to face traffic approaching the second-named street (the intersecting or through street) on the first-named street (the stop street) in the direction or directions indicated for that intersection:

	<u>Stop Street</u>	<u>Intersecting or Through Street</u>	<u>Direction of Travel</u>
(K-34)	Woodside Drive	Clifford Drive	East and West
(L-34)	Filmore Avenue	West 14 <sup>th</sup> Street	North and South
(M-34)	Washington Avenue W. Grandview Blvd.	W. Grandview Blvd. Washington Avenue	North and South East and West (4-way)
(N-34)	Chelsea Avenue	West 10 <sup>th</sup> Street	North and South
(O-34)	Montpelier Avenue	West 10 <sup>th</sup> Street	North and South
(P-34)	Oakmont Avenue	West 10 <sup>th</sup> Street	North and South
(Q-34)	Regent Street	Midland Drive	East and West
(R-34)	Appleman Road Martin Road	Martin Road Appleman Road	West North
(S-34)	Concord Road West 43 <sup>rd</sup> Street	West 43 <sup>rd</sup> Street Concord Road	South West
(T-34)	East Gore Road	Conrad Road	West
(U-34)	Shenk Avenue	West 10 <sup>th</sup> Street	North and South
(V-34)	West 52 <sup>nd</sup> Street	Washington Avenue	West
(W-34)	Lehigh Street	Peach Street	East

SECTION 2. Every driver of a vehicle approaching the intersection on the first-named or stop street, in the direction of travel indicated in each of the above cases, shall stop the vehicle as required by Section 3323(b) of the Pennsylvania Vehicle Code, 75 Pa. C.S.A. § 3323(b), and shall not proceed into or across the second-named or intersecting or through street until he or she has followed all applicable requirements of that section of the law.

SECTION 3. Any person or persons who shall violate the terms of this Ordinance shall, upon conviction before a District Justice, be subject to a fine as provided in the Vehicle Code as set forth in 75 Pa. C.S.A. § 101, et seq., as well as costs of prosecution for each separate offense. To the extent permitted by State law, such fine shall be paid over to the Millcreek Township Treasurer.

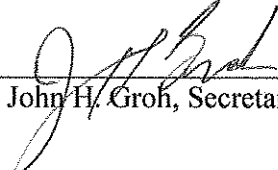
SECTION 4. The following Ordinances are repealed insofar as they established stop regulations at intersections now controlled by traffic signals or which no longer intersect:

69-13	Marshall Drive and West 14 <sup>th</sup> Street
68	Pittsburgh Avenue and West 23 <sup>rd</sup> Street
72-20	Oakland Street and Washington Avenue
71-17	Pilgrim Drive and West 57 <sup>th</sup> Street
91-4	Quirk Drive and Stuart Way
89-28	Glenridge Road and Evans Road
68	Henry Road and Appleman Road
68	Colonial Avenue and West 38 <sup>th</sup> Street
72-20	Summer Street and Washington Avenue

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this Ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional by any court, such holding(s) shall not be construed to affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared the legislative intent that this Ordinance would have been adopted had such invalid or unconstitutional provision or its application not been included herein.

SECTION 6. All Ordinances or parts of any Ordinance inconsistent herewith are hereby repealed.

**BE IT ENACTED** this 14th day of June, 2016.

  
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John H. Groh, Secretary