

ORDINANCE NO. \_\_\_\_\_ OF 2024

**AN ORDINANCE OF THE TOWNSHIP OF LIBERTY, ADAMS COUNTY, PENNSYLVANIA, REMOVING THE TRUCK WEIGHT RESTRICTION ON BULLFROG ROAD, T-321**

**WHEREAS**, Section 1527 of the Second Class Township Code, as amended, (53 P.S. 66527) authorizes the Board of Supervisors of Second Class Townships to adopt ordinances to secure the safety of persons or property within the Township; and

**WHEREAS**, the Pennsylvania Vehicle Code provides local authorities with the right to prohibit or restrict the use of highways at particular places or by particular class of vehicles whenever the highway or portions of the highway may be seriously damaged by the use or the movement of the vehicles would constitute a safety hazard [75 Pa. C.S.A. § 6109 (a)(7)]; and

**WHEREAS**, the Pennsylvania Vehicle Code also provides that local authorities with respect to highways under their jurisdiction may prohibit the operation of vehicles and may impose restrictions as to the weight or size of vehicles operated upon a highway whenever they determine that hazardous traffic conditions or other safety factors require such prohibitions or restrictions [75 Pa. C.S.A. § 4902 (b)]; and

**WHEREAS**, the Pennsylvania Vehicle Code further provides that local authorities may exercise the powers granted in the Code only by duly enacted ordinances of their governing bodies [75 Pa. C.S.A. § 6109 (b)(1)]; and

**WHEREAS**, the Board of Supervisors of Liberty Township deem it to be in the interest and welfare of the residents of the Township to enact an ordinance removing the weight restriction on BullFrog Road, T-321.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED**, by the Board of Supervisors of Liberty Township, Adams County, Pennsylvania, pursuant to the authority as described above, as follows:

**SECTION 1:** Section 328-18 of the “Code of the Township of Liberty, PA” is amended by deleting the weight limit restriction for Township Route 321 a/k/a Bullfrog Road.

**SECTION 2:** All other Chapters and Sections of the Code of the Township of Liberty, PA shall remain in full force and effect.

**SECTION 3: REPEALS:** Any Ordinance or Resolution, or any portion of any Ordinance or Resolution, or any portion of a Liberty Township Ordinance, which is inconsistent with the contents of the present Ordinance shall be, and the same is hereby, repealed insofar as the same is affected by or inconsistent with the provisions of the present Ordinance.

**SECTION 4: SEVERABILITY:** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed to be a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of the present Ordinance.

**SECTION 5: EFFECTIVE DATE**

The Ordinance shall be effective in accordance with the law.

ENACTED AND ORDAINED into an Ordinance this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

ATTEST:

TOWNSHIP OF LIBERTY, ADAMS COUNTY, PA  
BOARD OF SUPERVISORS OF LIBERTY TOWNSHIP

\_\_\_\_\_  
Wendy Peck Township Secretary / Treasurer

\_\_\_\_\_  
Walter Barlow, Chairman

(SEAL)

\_\_\_\_\_  
Bobby Keilholtz, Vice Chairman

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Chris Hill, Supervisor