

ORDINANCE NO. 49

AN ORDINANCE REGULATING THE USE OF ENGINE
BRAKE RETARDERS IN CATHARINE TOWNSHIP

The Supervisors of the Township of Catharine in accordance with the powers granted unto them by 53 P.S. §65101 et seq and amendments thereto, hereby enact the following:

1.

The Board of Supervisors of Catharine Township, Blair County, Pennsylvania, finds that the operation of engine brake retarders on a motor vehicle or motor vehicles in specified areas within Catharine Township creates excessive noise and adversely affects the public health, safety and welfare of the residents of specified areas of Catharine Township.

2.

No motor vehicle with an engine brake retarder engaged shall be operated on the following roadway within Catharine Township:

SR 0866 from Ganister (Gainster) Quarry 0380/0400 to Frankstown Township 0400/0485.

3.

Any person, corporation, partnership or any other entity who violates this ordinance shall upon conviction thereof,

before a district magisterial judge be sentenced to pay a fine not to exceed ONE THOUSAND (\$1,000) DOLLARS per violation and in default of payment of such fine to undergo imprisonment in the Blair County Prison for a period not in excess of thirty (30) days. Each day that a violation exists shall be considered a separate violation of this Ordinance.

4.

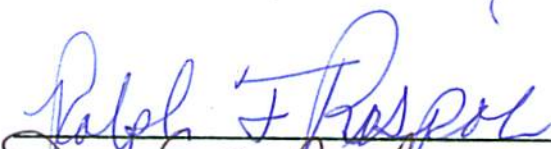
All ordinances or resolutions or parts of ordinances or resolutions, insofar as they are inconsistent herewith, be and the same are hereby repealed.

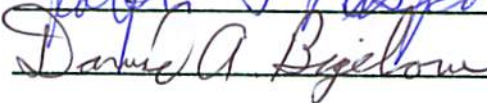
5.

If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors of the Township of Catharine that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, or part thereof not been included therein.

6.

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





Board of Supervisors of Catharine
Township