

Chapter 229

VEHICLES, RECREATIONAL

[HISTORY: Adopted by the Borough Council of the Borough of Port Carbon 5-10-1988 by Ord. No. 3-1988. Amendments noted where applicable.]

GENERAL REFERENCES

Parks and recreation areas — See Ch. 166.

Vehicles and traffic — See Ch. 226.

§ 229-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ENGINE-POWERED VEHICLES — Includes all wheeled and belt-driven vehicles powered by internal combustion engines, including but not limited to motorcycles, motorbikes, trail bikes, motor scooters, snowmobiles, all-terrain vehicles, etc.; but shall not be construed to include properly licensed motor vehicles operated upon the public highways, streets, roads and private driveways in accordance with law, agricultural equipment used in the course of farming or commercial equipment being properly used in the trade or business of the owner or by such owner's employees or agents.

OFFICER — Any uniformed policeman authorized to act within the Borough of Port Carbon, any game warden and any officer appointed by the Borough Council to act hereunder.

PRIVATE RESIDENCE — Includes all houses, apartments, mobile homes and other permanent structures occupied by one or more persons as their primary home and residence, but shall not include temporary vacation housing nor the private residence (as defined herein) of the owner or operator of any motor-powered vehicle operated upon the land of such owner.

§ 229-2. Prohibited acts.

- A. On and after the effective date hereof, it shall be unlawful for any person to operate, cause to be operated or to participate in the operation of any engine-powered vehicle upon the public roads, streets, highways, sidewalks or alleys situate within the Borough of Port Carbon.
- B. On and after the effective date hereof, it shall be unlawful for any person to operate, cause to be operated or to participate in the operation of any engine-powered vehicle within a distance of 200 yards of any private residence situate in the Borough of Port Carbon without first obtaining the prior written consent of the owner or owners of such private residence or residences, whether for pleasure or profit.
- C. Nothing contained herein shall be construed to prohibit the use of power mowers, garden tractors, snowblowers, or similar instruments or vehicles when such use is incidental to home, lawn or garden work or maintenance.

§ 229-3. Violations and penalties. [Amended 4-8-2008 by Ord. No. 1-2008]

Upon conviction of any violation hereunder before a court of competent jurisdiction, upon the complaint of an officer or private citizen in accordance with law, any person so convicted shall be punishable as set forth in Chapter 1, General Provisions, Article I, General Penalty, of this Code.