

**MARION TOWNSHIP  
BERKS COUNTY, PENNSYLVANIA  
ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF MARION TOWNSHIP, BERKS COUNTY, PENNSYLVANIA,  
PROHIBITING TRUCKS MAKING A RIGHT TURN FROM WINTERSVILLE ROAD  
ONTO STOUCHSBURG ROAD AND MAKING LEFT TURN FROM STOUCHSBURG  
ROAD ONTO WINTERSVILLE ROAD.**

At the direction of the Board of Supervisors of Marion Township, Berks County, Pennsylvania (the "Township"), McCarthy Engineering Associates, Inc., the Township Engineer, performed a preliminary traffic study of the intersection of Wintersville Road and Stouchsburg Road to determine whether large trucks can safely and physically make the turning movements from northbound Wintersville Road onto southbound Stouchsburg Road and from northbound Stouchsburg Road onto southbound Wintersville Road.

Based upon the preliminary traffic study it was determined that neither turning movements can be accomplished by large trucks without encroaching into the on-coming lanes of traffic as well as encroaching onto private property outside of the existing road right-of-way.

The Township Board of Supervisors have determined that because of the safety concerns and the potential damage to private property located at the intersection of Wintersville Road and Stouchsburg Road, restrictions should be established on large trucks making right turns from Wintersville Road onto Stouchsburg Road and making left turns from Stouchsburg Road onto Wintersville Road.

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

**SECTION 1.** In the interest of public safety and the health and general welfare of the community and Township, the following restrictions regarding motor vehicles in excess of 10,000 pounds registered gross vehicle weight rating which are designed and used primarily for transporting or hauling, including but not limited to truck tractors designed to pull trailers or semi-trailers (hereinafter "Trucks") are established at the intersection of Wintersville Road and Stouchsburg Road:

A. It shall be unlawful for the operator of any Truck to make a right turn from Wintersville Road onto Stouchsburg Road; and

B. It shall be unlawful for the operator of any Truck to make a left turn from Stouchsburg Road onto Wintersville Road.

**SECTION 2.** Appropriate official signs shall be placed on Wintersville Road and Stouchsburg Road at the approach to the intersection to reflect the turning prohibitions.

**SECTION 3.** Any person who shall violate any provision of this Ordinance shall, upon conviction, be sentenced to pay a fine of Twenty-five Dollars (\$25.00) and costs of prosecution,

and, to the extent permitted by law for the punishment of summary offenses and, in default of payment of such fine and costs, shall undergo further punishment to the extent permitted by law. The penalties indicated herein for violations of this Ordinance may be modified by Resolution of Marion Township at any time.

**SECTION 4.** The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Township that such Ordinance would have been enacted if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

**SECTION 5.** All ordinances or parts of ordinances of this Township which are inconsistent herewith are hereby repealed.

**SECTION 6.** This Ordinance shall become effective at the earliest date permitted by law following the date of its enactment.

**ORDAINED** and **ENACTED** as an Ordinance by the Board of Supervisors of the Marion Township, Berks County, Pennsylvania, in lawful session, duly assembled, this \_\_\_\_ day of \_\_\_\_\_, 2020.

**BOARD OF SUPERVISORS  
MARION TOWNSHIP  
BERKS COUNTY, PENNSYLVANIA**

\_\_\_\_\_  
Peter McCarthy, Chairman

\_\_\_\_\_  
Irene Sileski

\_\_\_\_\_  
James Brooks

Attest: \_\_\_\_\_  
Susan Staaby, Secretary

**MUNICIPAL CERTIFICATION**

I, Susan M. Staaby, Secretary of Marion Township, Berks County, Pennsylvania, do hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was advertised in the *Reading Eagle*, a daily newspaper of general circulation in Marion Township on \_\_\_\_\_, 2020 and was duly enacted and approved as set forth at a regular meeting of the Board of Supervisors held on \_\_\_\_\_, 2020.

[SEAL]

\_\_\_\_\_  
Susan M. Staaby, Secretary