

Ordinance No. 3-19

BOROUGH OF MILLERSBURG

Dauphin County, Pennsylvania

**AN AMENDMENT TO ORDINANCE NO. 1-17 (MILLERSBURG BOROUGH
PROPERTY MAINTENANCE CODE) TO ADDRESS OFF STREET PARKING
AND OTHER ITEMS**

Statement of Legislative Intent:

The intent of this Ordinance is to eliminate vehicle parking in areas generally understood to be front yards. It is also the intent of this ordinance to mitigate the practice of using areas generally understood to be back yards for routine parking.

The Borough Council recognizes the limitations of on-street parking in the Borough. Council further recognizes that the installation of new pervious surface runs counter to goals of the Stormwater Management Ordinance. Therefore, it is not the intent of this Ordinance to prohibit the parking of vehicles on grass areas adjacent to alleys, particularly in locales where one could otherwise reasonably expect to see a driveway or parking garage.

Additional amendments incorporate into the Property Maintenance Ordinance prohibitions on standing water contained in other sections of the Code of the Borough of Millersburg and simplify the language.

Borough Ordinance No. 1-17, is hereby amended to read as follows:

The following language is added to Section 202 – General Definitions

ALLEY: A public or private right-of-way other than a side street which affords only a secondary means of access to abutting property and not intended for general traffic circulation.

FRONT YARD: Any area, whether grass-covered or another type of surface, located between a Borough-owned street and the front façade of structure. Where a structure does not exist, the front yard shall be defined as the area of ground measuring one-half the depth of the lot, as measured from the highest order street.

The following language replaces Section 305.8

305.8 Off-street parking of motor vehicles. Except for areas designed and approved for parking such as driveways, carports, and garages, motorized vehicle parking shall not be permitted in Front Yards as defined herein.

Motorized vehicles may not be parked or allowed to stand in any area located between a point located 30 feet away from the alley and the front façade of the primary structure for more than 72

hours. Parking on areas designed and approved for parking such as driveways, carports, and garages are exempted from this provision. These prohibitions are not applicable to parcels zoned Commercial, Industrial, or Open Space/Recreation in the Millersburg Borough Zoning Ordinance nor are they applicable to the grassy area known as the "Reamer Lot," located at the intersection of River Street and Keystone Street (Dauphin County Parcel Numbers 45-017-010 and 45-017-009).

Motorized vehicles are prohibited from driving over sidewalks and/or curbs to access private property except at curb cuts and driveways.

Due to the varying sizes, shapes and locations of parcels within the Borough, the Codes Officer is authorized to use his or her judgement in applying the exact language of this Ordinance to the intent of Council as stated.

The following language is hereby added to Section 305:

305.10 Standing Water. All premises shall be free of any standing or stagnant water which may serve as breeding grounds for mosquitoes. This shall include, but not necessarily be limited to, discarded tires off the rims, wheelbarrows, swimming pools without functioning filtration, canvas or plastic tarps or any discarded items which can retain water. Discarded tires off the rims are prohibited at any time unless in a covered area. Any other items are prohibited only if they collect and retain water. Birdbaths, rain gardens, rainwater collection barrels, catch basins, streams, religious or ceremonial cups and bowls, and stormwater drainage/infiltration facilities are exempt from this Section.

ENACTED AND ORDAINED this 11th day of September, 20 19.

MILLERSBURG BOROUGH
DAUPHIN COUNTY, PENNSYLVANIA

ATTEST:

Ann Bowman Jackson
Secretary

Gay E. Allen
Vice - President

Richard D. Johnson
Mayor

SEAL