

**NORTH NEWTON TOWNSHIP  
CUMBERLAND COUNTY, PENNSYLVANIA**

ORDINANCE NO. 3-6-95

**ORDINANCE PROHIBITING THE OPERATION OF VEHICLES ON PUBLIC  
HIGHWAYS WITHIN THE TOWNSHIP EQUIPPED WITH NON-PNEUMATIC TIRES  
AND PROVIDING FOR THE COLLECTION FOR THE COSTS OF ROAD REPAIR  
AND PRESCRIBING PENALTIES FOR VIOLATION.**

It is hereby enacted and ordained, by the Board of Supervisors of North Newton Township, Cumberland County, Pennsylvania, as follows:

SECTION NO. 1

No person, association, firm or corporation shall operate, or cause to be operated, any vehicle on the highway anywhere in the Township with traction or road contact surfaces other than pneumatic tires unless of a type, size, and construction permitted by regulations of the Pennsylvania Department of Transportation and unless the operation and movement on the highway is made under specific conditions allowed by regulations and resolutions of the Township and Pennsylvania Department of Transportation.

SECTION NO. 2

The Board of Supervisors may provide permits for the crossing of highways or roads in the Township with vehicles having non-pneumatic tires in conflict with the provisions of the ordinance, provided that the permittee place appropriate material approved by the Board of Supervisors, such as rubber matting or similar cushion material, at the crossing site between the road surface and the traction surface of the vehicle and that the permittee agree to accept financial responsibility for excess maintenance on the portion of the highway to be used by the permittee. The permittee must also enter into an excess maintenance agreement with the Township. The agreement will provide that the portion of the highway to be used by the permittee will be inspected prior to and subsequent to its use and that the Board of Supervisors shall have authority to repair or replace the damaged or destroyed portion of road or highway and seek reimbursement for such repair from the permittee. The Board of Supervisors is authorized to charge a \$15.00 issuance fee for each permit. Each permit shall remain in effect for one year from the date of issuance.

SECTION NO. 3

Any person, association, firm or corporation which causes or allows a vehicle to operate on the roads or highways within the Township in violation of the terms of this ordinance shall be responsible for all damage or destruction to said roads or highways. The Board of Supervisors shall have authority to repair or replace the damaged or destroyed portion of the road after written notice to such person, association, firm or corporation and to then collect the cost of the repair from said person, association, firm or corporation.

SECTION NO. 4

Any person, association, firm or corporation who shall cause or allow a vehicle to operate on the roads or highways of the Township in violation of this ordinance shall be guilty of a summary offense and upon conviction thereof shall be sentenced to pay a fine of not less than \$25.00 nor more than \$300.00 for each offense.

SECTION NO. 5

If any of the provisions of this ordinance shall be declared to be unenforceable, or invalid, the other provisions hereof shall remain valid and in full force and effect.

SECTION NO. 6

The provisions of this ordinance shall take effect 30 days from the date of enactment.

ENACTED AND ORDAINED this 6<sup>TH</sup> day of MARCH, 1995.

ATTEST:

Bonnie L. Myers

NORTH NEWTON TOWNSHIP  
BOARD OF SUPERVISORS

Harold L. Hamilton  
J. Glenn Hester  
Robert C. Smith