

ORDINANCE NO. 06-2023

BOROUGH OF WEST CHESTER

CHESTER COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE BOROUGH OF WEST CHESTER, CHESTER COUNTY, PENNSYLVANIA, AMENDING THE CODE OF THE BOROUGH OF WEST CHESTER, SPECIFICALLY CHAPTER 77 OF THE CODE OF THE BOROUGH OF WEST CHESTER, TITLED, "PARKING PROGRAM, RESIDENTIAL" SECTION 77-3.E(1)(a) TO REMOVE THE PROPERTY AND FUTURE DEVELOPMENT AT 410 S. HIGH STREET FROM ELIGIBILITY FOR PERMIT PARKING PERMITS.

BE IT ENACTED AND ORDAINED, and it hereby enacted by authority of the Council of the Borough of West Chester that Chapter 77 of the Code of the Borough of West Chester, titled, "Parking Program, Residential", shall be amended as follows:

SECTION 1. Section 77-3.E(1)(a), titled, "Residential Parking Program procedures" shall be revised as follows:

- (a) Any person living in a residence abutting the streets in the various permitted areas as set forth in § 77-3B hereof shall be entitled to receive a residential parking permit for the specific permitted area in which such person resides, if the person applying for such permit presents two items constituting proof of residency in the specific permitted area and proof of ownership (joint owners shall be treated as one) of a motor vehicle registered in the Commonwealth of Pennsylvania; or, in the event of a parent/child relationship, the child applying for such permit presents a registration of a motor vehicle registered in the Commonwealth of Pennsylvania under the name of such child's parent or parents; the child presents the insurance policy of the parent or parents which designates the child as the primary driver of the motor vehicle to be registered; the child presents an affidavit or letter agreement from the child's parent or parents in form and content acceptable to the Borough which indicates that the parent or parents accept financial responsibility for all tickets issued by the Borough which relate to the registered motor vehicle. A list of items approved by Borough Council which will constitute satisfactory proof of residence in the permitted area will be available in the Borough Manager's office. The permit issued shall be nontransferable and effective only for the specific permitted area for which it was issued. The Washington Square Apartment complex shall be excluded from eligibility for permits as contained herein. Any mixed-use development that is constructed on the property identified as 410 S. High Street

(Chester County Tax Parcel No. 1-9-1030) shall also be excluded from eligibility for permits and guest passes as contained herein.”

SECTION 2. SEVERABILITY. 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 hereof. It is hereby declared as the intent of the Council of the Borough of West Chester that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

SECTION 3. REPEALER. All Ordinances or parts of Ordinances conflicting with any provisions of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION 4. EFFECTIVE DATE. This Ordinance shall become effective upon enactment as provided by law.

ENACTED AND ORDAINED THIS 21 ST DAY OF JUNE, 2023.

ATTEST:

**COUNCIL FOR THE BOROUGH OF
OF WEST CHESTER**




Sean Metrick, Secretary

By: 

Michael Stefano, President

APPROVED THIS 21ST DAY OF JUNE, 2023.



Lillian L. DeBaptiste, Mayor