

RESOLUTION NO.

5 - 2008

WHEREAS, The Supervisors of Schuylkill Township has received numerous requests for handicapped parking spaces for its residents; and,

WHEREAS, The Supervisors of Schuylkill Township believes that it is helpful to establish rules and regulations for the consideration of applications for handicapped parking spaces:

NOW THEREFORE, BE IT RESOLVED THAT THE TOWNSHIP OF SCHUYLKILL establishes the following guidelines and regulations for consideration of applications for the granting of handicapped parking spaces within the boundaries of the Township of Schuylkill:

SECTION 1. Any individual requesting an on-street Handicapped parking space within the Township of Schuylkill shall submit a written request to the Office of the Secretary, the request shall include the following information:

- A. The name, address and telephone number of the person(s) making the request.
- B. The name of the person(s) that the request is to benefit, if not the same as the name of the applicant.
- C. The applicant shall specify whether the individual benefitting from the space has a handicapped license plate for his/her vehicle, the number of the handicapped license plate if one is available for the vehicle and the applicant shall also supply a copy of the vehicle registration for the vehicle intended to park in the designated space.
- D. A description of the physical impairment and whether a device such as a wheel chair, crutches or a walker is used for purpose of locomotion for the person(s) to be benefitted from a handicapped parking space.
- E. A report or letter from the individual's treating physician must be attached to the application which describes or specifies the disabling condition of the person(s) to be benefitted from the handicapped parking space.
- F. The proposed location of the requested handicapped parking space, and the name, address and telephone number of the owner(s) of the property that borders the proposed handicapped parking space.
- G. Any other information requested by the Township Secretary.

SECTION 2. Requests shall be reviewed by the Handicapped Advisory Board which shall consist of the Chief of Police, the Township Secretary-Treasurer and a member of Township

Supervisors, or in the alternative of a Supervisor, a person appointed by Township Supervisors and knowledgeable in the field of medicine or handicapped or disabling affairs. After review of the application by the Board, it shall make a recommendation to Township Supervisors regarding whether to approve or disapprove the application.

SECTION 3. In determining whether to grant a request for a handicapped parking space, the following criteria shall be considered:

- A. The individual so requesting the space shall be a full time resident of the Township of Schuylkill.
- B. The individual so requesting the space shall exhibit proof that he/she has qualified for a handicapped person's Pennsylvania license plate under the regulations issued by the Pennsylvania Department of Transportation.
- C. No more than one parking space shall be considered or issued to any individual within the boundaries of the Township of Schuylkill.
- D. No more than one handicapped parking space shall be provided per dwelling unit within the Township of Schuylkill.
- E. No handicapped parking space shall be provided for the location so requested if there exists a reasonably assessable and practicable off-street parking space to serve such location.
- F. No handicapped parking space will be granted unless it can be demonstrated that the physical conditions giving rise to the request is reasonably expected to persist for a period of no less than six (6) consecutive months.
- G. The criteria set forth in this section are not conclusive criteria and any other criteria deemed applicable may also be considered.

SECTION 4. The Handicapped Advisory Committee shall periodically review the continued eligibility of the grant of handicapped parking spaces throughout the Township but in no event less than annually when the renewal of the Handicapped parking space is being contemplated. Each person(s) given a handicapped parking space shall annually complete a questionnaire in anticipation of renewal of the grant of the Handicapped parking space for another year. The information to be contained on these forms is NOT subject to public review pursuant to applicable privacy acts both federal and state.

SECTION 5. Removal of a handicapped parking space for any reason shall first require review by the Handicapped Advisory Committee with notification of consideration of the removal to be given to the holder of the Handicapped parking space prior to such consideration. The notice to

be given to the holder of the handicapped parking space shall specify the reason being considered for removal of the space along with the date, location and time for the meeting of the Handicapped Advisory Committee so that the affected person(s) shall have an opportunity to appear at the time of the Hearing to be heard on the matter. Should the person(s) not be satisfied with the outcome of the Hearing before the Handicapped Advisory Committee that person(s) may appeal the matter for re-consideration by the Township Supervisors. Death of the holder fo the Handicapped parking space shall be an express exception to the aforesaid notification procedure and notice to the Township from any source of the death of the holder of the handicapped parking space shall warrant immediate removal of the Handicapped parking sign from the premises wheresoever situate.

SECTION 6. This Resolution shall not limit the discretion of the Township Supervisors in establishing handicapped parking spaces or areas which have been requested by individuals. Further, it shall not limit the Township Supervisors from establishing parking spaces or areas where Township Supervisors deem appropriate on its' own motion.

SECTION 7. The fee for such a handicapped parking space shall be one hundred (\$100.00) Dollars for the initial installation of the parking space and an annual fee of sixty (\$60.00) Dollars.

ADOPTED THIS 3rd day of September, 2008.

TOWNSHIP OF SCHUYLKILL

BY: Joseph Boran
Joseph Boran, Chairman

BY: Maureen E. Vanek
Maureen Vanek, Vice Chairman

ATTEST:

BY: Linda Decindio
Linda Decindio, Supervisor

Mary E. Babel
Mary E. Babel, Secretary