

**ORDINANCE 08-02-2023**

**ALL TERRAIN VEHICLE (ATV) ORDINANCE**

AND NOW, this 2<sup>nd</sup> day of August, 2023, the Supervisors of Great Bend Township, Susquehanna County, Pennsylvania, do hereby ENACT and ORDAIN as follows:

WHEREAS, the Supervisors of Great Bend Township are by virtue of the laws and constitution of the Commonwealth of Pennsylvania, including the provisions of the Act of 1976, June 17 P.L. 162, No. 81, Section 1, 75 Pa. CSA Section 7722, empowered to designate highways, roads, or streets as All Terrain Vehicle (ATV) roads;

WHEREAS, the Supervisors of Great Bend Township wish to adopt an Ordinance designating all Great Bend Township roadways as All Terrain Vehicle (ATV) roads.

NOW THEREFORE, the Supervisors of Great Bend Township do ENACT and ORDAIN, and it is hereby ENACTED and ORDAINED for Great Bend Township, Susquehanna County, Pennsylvania, as follows:

1. DESIGNATION OF ROADS

All roads located in and maintained by Great Bend Township, Susquehanna County, Pennsylvania are designated as All Terrain Vehicle (ATV) roads pursuant to 75 PA CSA § 7722. All roads shall be shared with motor vehicle traffic.

2. DEFINITIONS

All Terrain Vehicle (ATV) – a motorized off-highway vehicle capable of traversing all types of terrain. Abbreviated to ATV from this point forward.

3. OPERATION OF ATVs UPON DESIGNATED ROADS

Pursuant to the restrictions as otherwise herein provided, ATVs may be operated on the Township roadways. Said ATVs shall be operated in conjunction with the normal vehicular traffic thereon. All vehicles must remain on the designated areas and in no way shall enter private property without the consent of the owner or lessor or cross any waterway.

It shall be unlawful for any person to operate an ATV on any highway, street or road in Great Bend Township other than those designated as Township roads. Provided, however, nothing in this Ordinance shall prohibit any person from operating an ATV on any other highway, street, or road in Great Bend Township:

- A. As authorized by Section 7721 of the PA Motor Vehicle Code for emergency and bridge crossing and for direct crossing of streets or two-lane highways; or
- B. For special ATV events authorized in advance and for which the street is blocked off as provided in Section 7723 of the PA Motor Vehicle Code.

4. CONFORMITY WITH PENNSYLVANIA MOTOR VEHICLE CODE

Every person operating an ATV upon Township roadways shall be subject to and shall operate said ATV in conformity with the provisions of the Pennsylvania Motor Vehicle Code, the regulations, if any promulgated thereunder, and all other applicable acts of law. This Ordinance is not intended to

limit any provision or the scope of authority of the Pennsylvania Motor Vehicle Code or any other Act.

5. PENALTIES

Any person who violates any provision of Articles 3 or 4 of this Ordinance shall be subject to the penalties prescribed in Section 7752(a) of the Pennsylvania Motor Vehicle Code.

6. SEVERABILITY

The provisions of this Ordinance shall be severable, and if any provision or phrase shall be held unconstitutional or invalid, such decision shall not affect the validity of the remaining provisions or phrases hereof, it being the intention of the Board of Supervisors to enact and adopt each section independently of every other section.

7. EFFECTIVE DATE

This Ordinance shall become effective upon the expiration of five (5) days after the date of adoption.

IN WITNESS WHEREOF, the Board of Supervisors of Great Bend Township have adopted this Ordinance this 2<sup>nd</sup> day of August, 2023.

GREAT BEND TOWNSHIP BOARD OF SUPERVISORS

Attest:

Sheila Guinan

Eva L. O'Connell  
Director