

WESTFIELD BOROUGH
TIOGA COUNTY, PENNSYLVANIA

ORDINANCE NO. 345

AN ORDINANCE

OF THE BOROUGH OF WESTFIELD, TIOGA COUNTY, PENNSYLVANIA,
DESIGNATING CERTAIN BOROUGH STREETS AS JOINT USE
ATV STREETS IN THE BOROUGH OF WESTFIELD AND ESTABLISHING
REGULATIONS FOR ATV USE ON THE DESIGNATED STREETS.

WHEREAS, the Borough Council of Westfield Borough has determined that a significant number of Borough residents wish to operate ATVs on various Borough streets; and

WHEREAS, the unregulated use of ATVs on Borough streets may adversely impact the health, welfare, and safety of Borough residents, and may cause damage to private property; and

WHEREAS, the Borough Council has determined it is in the best interest of the residents of Westfield Borough to designate certain Borough streets to be useable by ATVs and to adopt reasonable regulations for ATV use on those designated streets.

NOW, THEREFORE, be it ORDAINED and ENACTED by the Borough Council of the Westfield Borough, as follows:

Section 1. Definitions

ALL-TERRAIN VEHICLE (“ATV”): Any factory motorized vehicle with four (4) or more wheels and tandem or side by side seating, which is designed for off road use.

BOROUGH: The Borough of Westfield, Tioga County, Pennsylvania

BOROUGH STREET: All streets within the Borough limits owned and maintained by the Borough of Westfield. This term specifically does not include any state roads.

Section 2. Designation

The following streets shall be and are hereby designated as streets which may be used by ATVs as well as other licensed motor vehicles:

All Borough streets

Section 3. Operating Requirements

Persons sixteen (16) years or older may operate ATVs on the Borough streets designated above, subject to the following regulations and restrictions:

1. Any ATV that is operated on a Borough street must have a current, valid registration and be insured in accordance with applicable laws.
2. Every person that operates an ATV on a Borough street must have in their possession a current, valid driver's license issued by the Commonwealth of Pennsylvania or other state.
3. No ATV operator may make excessive noise, enter upon any private property without the express permission of the landowner, or operate their ATV in a careless or unsafe manner.
4. Any person operating an ATV on a Borough street must ensure all the ATV's lights are functional and (if applicable) activated and shall use turn signals (if equipped) or appropriate hand signals.
5. Any person operating an ATV on a Borough street shall fully comply with all posted speed limits, parking regulations, all Pennsylvania Department of Conservation and Natural Resources regulations, and all other state and local traffic regulations, including without limitation applicable provisions of the Pennsylvania Vehicle Code (75 Pa. C.S. §101 *et seq.*).
6. ATVs may only be operated on designated Borough streets during daylight hours.
7. ATVs may only be operated on designated Borough streets from Memorial Day to Labor Day.
8. Any ATVs operating after sunset and before sunrise must have appropriate, factory lighting that conforms to all requirements in Pennsylvania's Vehicle Code and any other applicable statutes and regulations.

Section 4. Penalties

Any person who violates any provisions of this Ordinance shall be subject to the penalties prescribed in Section 7752 of the Pennsylvania Motor Vehicle Code.

Section 5. Limitations on Liability

In accordance with the Pennsylvania Motor Vehicle Code, as amended and supplemented, the Borough of Westfield assumes no liability whatsoever as a result of designating any of the aforementioned Borough streets as streets to be shared by ATV and vehicular traffic.

SEVERABILITY. Should any section of this Ordinance or part thereof be declared invalid by a court of competent jurisdiction, such invalidity shall not affect the balance of the Ordinance since it was the intent of the Council that said Ordinance would have been adopted even if such invalid provision had not been included.

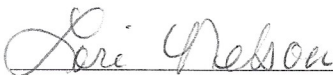
REPEALER. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed.

EFFECTIVE DATE. This Ordinance shall become effective upon enactment.

DULY ENACTED AND ORDAINED, this 8th day of October, 2024, by the Borough Council of the Borough of Westfield, Tioga County, Pennsylvania, in lawful session duly assembled.

**BOROUGH COUNCIL OF
THE BOROUGH OF WESTFIELD**
Tioga County, Pennsylvania

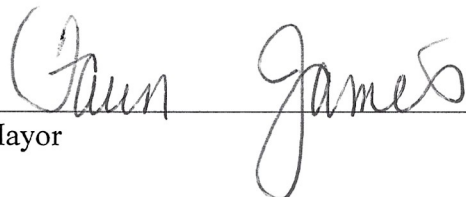
ATTEST:


Secretary

By: 
Council President

(SEAL)

Examined and approved this 8th day of October, 2024.

By: 
Mayor

CERTIFICATE