
ARTICLE 523
Provisions Relating Only to Trucks

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523.01 DEFINITIONS

The following words and phrases, when used in this Article, shall, for the purposes of this Article, have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning:

- a.) City: The City of Franklin
- b.) Engine braking: The use or operation of any mechanical exhaust device designed to aid in the braking, decompression or deceleration of any truck, which results in excessive, loud, unusual or explosive noise from such vehicle. (Ord. 7 of 2005, Sect. 1, Passed 4-4-05)
- c.) Operator: The person who is in actual physical control of the truck.
- d.) Truck: A vehicle using motive power designed to transport or draw property upon a public highway, including a truck tractor, as defined by "The Motor Vehicle Code" of the Commonwealth of Pennsylvania, and a tractor of the second class, as defined by "The Tractor Code" of the Commonwealth of Pennsylvania. (Ord. 1 of 1955, Sect. 1, Passed 8-1-55)

523.02 REQUIREMENT FOR USE OF LOW GEAR TRANSMISSION

An operator of a truck proceeding northerly along the passageway of Fifteenth Street Extension in the City shall at all times cause the truck to be engaged, and travel, in the low transmission gear of the truck for forward motion on the part and area of Fifteenth Street Extension between the southerly boundary line of the City and the junction of Eagle Street and Fifteenth Street. (Ord. 1 of 1955, Sect. 2, Passed 8-1-55) (Ord. 7 of 2005, Sect. 2, Passed 4-4-05)

523.03 ENGINE BRAKING PROHIBITED

- a.) Except as otherwise provided in subsection b.), no truck shall utilize engine braking on the following streets in the City of Franklin, which prohibition shall be properly posted to the traveling public:
 - (1) Liberty Street between the southerly boundary line of the City of Franklin and Fourteenth Street;

- (2) Eighth Street between Liberty Street and the easterly boundary line of the City of Franklin;
- (3) Washington Crossing between Liberty Street and the easterly boundary line of the City of Franklin;
- (4) Thirteenth Street between Liberty Street and Grant Street; and
- (5) Grant Street between Thirteenth Street and the westerly boundary line of the City of Franklin.

(Ord. 7 of 2005, Sect. 3, Passed 4-4-05)

- b.) This section shall not apply to emergency driving situations requiring the use of engine braking to protect the safety and property of the residents of the City of Franklin, other motor vehicle operators and passengers, pedestrians, and the operator and passengers of the truck involved in the emergency situation.
(Ord. 7 of 2005, Sect. 3, Passed 4-4-05)

523.99 PENALTY

For each violation of the provisions of this Article, any person who commits, takes part in, or assists in any such violation shall be liable upon conviction thereof in a summary proceeding in accordance with the Vehicle Code (Title 75) before any Magisterial District Judge having jurisdiction over such offense. (Ord. 7 of 2005, Sect. 4, Passed 4-4-05)