

**BOROUGH OF CLARK
MERCER COUNTY, PENNSYLVANIA**

ORDINANCE NO. I -2025

AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF CLARK, MERCER COUNTY, PENNSYLVANIA, DEFINING ALL-TERRAIN VEHICLE (ATV) CLASSIFICATIONS, DESIGNATING ROADWAYS, REGISTRATION AND INSURANCE REQUIREMENTS, VISIBILITY EQUIPMENT REQUIREMENTS, WAIVER OF LIABILITY, PERMITTED AND OPERATION HOURS.

BE IT ORDAINED AND ENACTED and it is hereby Ordained and Enacted by the Council of the Borough of Clark as follows

This ordinance is not intended to limit any provisions or scope of authority of the Pennsylvania Motor Vehicle Code or any other act.

SECTION 1. Definitions

A) All-Terrain Vehicle (ATV):

- i. Class I All-Terrain Vehicle (ATV) - A motorized off-highway vehicle 50 inches or less in width, having a dry weight of 1,200 pounds or less and traveling on three or more tires.
- ii. Class II All-Terrain Vehicle (ATV) - A motorized off-highway vehicle which exceeds 50 inches or a dry weight which exceeds 1,200 pounds, traveling on four or more tires.

B) Department: The Department of Conservation and Natural Resources of the Commonwealth of Pennsylvania

C) Headlamp: A major lighting device to provide general illumination ahead of the vehicle

D) Highway: The entire width between the boundary lines of every way publicly maintained when any part thereof is open for the use of the public for purposes of vehicular traffic.

E) Tail Lamp: A device used to designate the rear of a vehicle by a warning light.

SECTION 2. Designated All-Terrain Vehicle (ATV) Roads

In accordance with Title 75 PA.C.S.5 § 7722 – Designation of Snowmobile and ATV Roads, the following highways within Clark Borough, Mercer County, Pennsylvania are designated as special All-Terrain Vehicle (ATV) roads to be shared with vehicular Traffic, except for those sections that are designated as state roads.

Charles Street	Clay Furnace Road	Gibson Drive	McMinn Road	Milton Street
Nora Street	Parkview Drive	Valley View Road	Winner Road	Woodlawn Drive
North Neshannock Road				

SECTION 3. All-Terrain Vehicle (ATV) Registration

All All-Terrain Vehicles (ATVs) operating on Clark Borough highway must be registered with the Department and insured in accordance with Title 75 Pa.C.S. §7711.1 – Registration of snowmobile or ATV, and §7730 – Liability insurance, respectively. The vehicle must display a valid and current registration plate as required by Pennsylvania Law. The registration plate must be affixed to the back of the All-Terrain Vehicles (ATVs).

The Operator of any All-Terrain Vehicle (ATV) on any Clark Borough highway must be 16 years of age or older.

SECTION 4. Equipment

All All-Terrain Vehicles operating on Clark Borough Highways during hours of darkness or when visibility is less than 500 feet must be equipped with an operating headlamp and tail lamp.

SECTION 5. Waiver of Liability

Designation of certain highways as All-Terrain Vehicle (ATV) roads of Clark Borough does not impose liability on Clark Borough for any property damage or personal injury that may result from the use of All-Terrain Vehicles (ATVs) on said highways.

SECTION 6. Permitted Hours

No All-Terrain Vehicle (ATV) may be operated on any permitted roads between the hours of 11:00 PM and 6:00 AM of each and every day

SECTION 7. Effective Date

This Ordinance shall become effective as the date of enactment

ENACTED by the Borough of Clark, Mercer County, Pennsylvanian, in lawful session assembled, this 14th day of October, 2025.

James Carucci
PRESIDENT OF COUNCIL

ATTEST:

Marcus Simka
BOROUGH SECRETARY

Examined and approved by me this 14th day of October, 2025.

Marys Karabal
MAYOR