

CHAPTER 21

STREETS, SIDEWALKS AND DRIVEWAYS

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Part 1
Street Opening Permit

§101. Permit Required.

1. In accordance with the provisions of §1156 of Article XI of the Second Class Township Code, as amended, no railroad, or street railway shall hereafter be constructed upon any Township road, nor shall any railroad or street railway crossings, nor any gas pipe, water pipe, electric conduits, or other pipe line, be laid upon or in, nor shall any telephone, telegraph, or electric light or power poles, or any coal tripples or any other obstructions be erected upon or in any portion of the right-of-way of a Township road nor shall any opening of any kind be made in any Township road for any purpose including maintenance of any railroads, pipelines, utility lines or other underground appertenances except under such conditions, restrictions and regulations relating to the installation and maintenance thereof as may be prescribed in permits granted by the Township for such purpose.

2. All applicants for permits shall pay a fee to the township in an amount as shall be set by the Board of Supervisors by resolution from time to time.

(Ord. 4-1974, 7/2/1974, §1; as amended by Ord. 1-93, 1/6/1993)

§102. Permit Application. The application for a permit shall be on a form prescribed by the Township and submitted to the Township in triplicate. The application shall be accompanied by a fee in accordance with the Schedule of Fees set forth by the Department of Transportation, for Highway Occupancy Permits and Restoration Charges. In addition, the applicant shall submit three (3) copies of a sketch showing such dimensions as the location of the intended facility, width of the traveled roadway, right-of-way lines and a dimension to the nearest intersecting street. (Ord. 4-1974, 7/2/1974, §2)

§103. Issuance of Permit. A permit shall be issued to the applicant after all the aforementioned requirements have been filed. (Ord. 4-1974, 7/2/1974, §3)

§104. Written Notice. Upon completion of the work, the applicant shall give written notice thereof to the Township. (Ord. 4-1974, 7/2/1974, §4)

§105. Inspection. Upon completion of the work authorized by the permit, the Township shall inspect the work and, when necessary, enforce compliance with the conditions, restrictions and regulations prescribed by the permit. Where any settlement or defect in the work occurs, if the applicant shall fail to rectify any such settlement or other defect within sixty (60) days after written notice from the Township to do so, the Township may do the work and shall impose upon the applicant the cost thereof, together with an additional twenty (20) percent of such cost. (Ord. 4-1974, 7/2/1974, §5)

§106. Penalties. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than one thousand dollars (\$1,000.00) plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed ninety (90) days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense. (Ord. 4-1974, 7/2/1974, §6; as amended by Ord. 1-93, 1/6/1993; and by Ord. 2-98, 3/11/1998)

Part 2

Driveway Construction Permit

§201. Requirement for Driveway Construction Permit. It shall be unlawful for any person to construct a driveway taking access to a Township road until a driveway construction permit has been issued. (Ord. 1-93, 1/6/1993)

§202. Applications for Driveway Construction Permit.

1. All applications for a driveway construction permit shall be made in writing to the Township Code Enforcement Officer. At a minimum, the following information shall be included:

A. Name, telephone number and address of the applicant.

B. A written description of the location of the proposed driveway (street name and distance to nearest intersections in both directions).

C. A map showing the location of the proposed driveway.

D. A sketch plan of the lot showing the following:

(1) Location of the driveway on the lot.

(2) Location of all existing and proposed buildings.

(3) Arrows indicating the direction of surface runoff flow.

(4) The general design of the driveway (width, length, typical section showing construction material, swale and/or culvert, etc).

2. The application for a driveway construction permit shall include a fee payment in the amount established by the Board of Supervisors by resolution.

(Ord. 1-93, 1/6/1993)

§203. Issuance of Driveway Construction Permit. No driveway construction permit shall be issued until the Township Engineer or Township Roadmaster has reviewed and approved the application in writing to the Code Enforcement Officer. Upon receipt of the written approval of the application, the Code Enforcement Officer shall issue the driveway construction permit. (Ord. 1-93, 1/6/1993)

§204. Driveway Regulations. Proposed driveways shall be constructed in accordance with the following regulations:

A. Purpose. It is the intent of these regulations to regulate the construction of driveways in order to provide safe access and protection to Township Roads.

B. Grade. The driveway grade within the legal right-of-way of the public road and twenty-five (25) feet beyond, shall not exceed ten (10) percent. In addition, within the right-of-way and twenty-five (25) feet beyond, driveways shall be paved where grades exceed seven (7) percent.

C. Material. The driveway within the legal right-of-way of the public road shall be constructed with a base of Pennsylvania 3A modified stone compacted to four (4) inches. There shall be one and one-half (1½)-inch ID2 binder, one (1)-inch ID2 wearing surface installed on the base material.

D. Width. No driveway shall be less than twelve (12) feet wide within the limits of the legal right-of-way. Entrances shall be rounded or shall have a flair constructed at the point of intersection with the cartway edge.

E. Drainage. The gutter line, wherever possible, shall be maintained as a paved swale. It shall have a maximum depth of four (4) inches and a minimum width of twenty-four (24) inches. A pipe may be placed under driveway entrances when approved by the Township Engineer or Township Roadmaster. The Township Engineer, in deciding whether to accept the pipe, shall be guided by the gutter depth on each side of the driveway. The pipe size to be used shall be determined by the Township Engineer.

(Ord. 1-93, 1/6/1993)