

CHAPTER 21
STREETS AND SIDEWALKS

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Part 1
Excavations

§101. Permit Required. In accordance with the provisions of Section 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 piping, be laid upon or in, nor shall any telephone, telegraph, or electric light or power poles, or any coal tipples or any other obstructions be erected upon or in, any portion of a township road 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. (Ord. 1974-1, 5/29/1974, §1)

§102. Application and Fee. 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 dimension to the nearest intersecting street. (Ord. 1974-1, 5/29/1974, §2)

§103. Issuance of Permit. A permit shall be issued to the applicant after all the aforementioned requirements have been filed. (Ord. 1974-1, 5/29/1974, §3)

§104. Written Notice Upon Completion of Work. Upon completion of the work, the applicant shall give written notice thereof to the Township. (Ord. 1974-1, 5/29/1974, §4)

§105. Inspection and Compliance. 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 percent (20%) of such cost. (Ord. 1974-1, 5/29/1974, §5)

§106. Penalties. Please see Chapter 1, Part 6, "Ordinance Enforcement Procedure." (Ord. 1974-1, 5/29/1974, §5; as amended by Ord. 1-89, 3/13 / 1989; by Ord. 6-96-1, 6/17/1996, §1; and by Ord. 5/15/1997, §1)

Structure/Property Address Numbering
and Private Street Name Signage

§201. Street Number Regulations. The owners of all buildings or structure property within the Township to which street numbers have been assigned by the McKean County 911 Public Safety System shall have the street number prominently displayed at all times in accordance with the following standards. For purposes of this Part a street number is an address number established in accordance with the countywide 911 Public Health Safety System with reference to the adjacent road or street assigned and given to a particular building or structure property by the McKean County 911 and the United States Postal Service.

A. Each building to which a street number has been assigned shall have a street number displayed upon the building except for buildings which are located a distance greater than two hundred (200) feet from the nearest edge of the cartway of the public roadway or upon which signage cannot be attached which would be readable from the nearest public roadway by reason of natural or manmade obstructions, the owner of said structure/property shall be required to provide posted street number signage at least twenty (20) feet and not more than thirty (30) feet from the nearest edge of the cartway of the public roadway, which post shall have affixed thereon the street number which has been assigned to the building.

B. The assigned street numbers shall be either affixed directly to the building or post or displayed on a sign affixed to the building or post. The street number shall be displayed in such a manner that the numbers will contrast in color with the background and will be observed and readable from the nearest public or private roadway. All numbers shall be in standard Arabic numerals, not less than four (4) inches in height and not less than one half (1/2) inch in width. It is recommended that the numbers be reflective for greater nighttime visibility.

C. If, for any reason, the street number of a particular building is not readily identifiable by posted signage along the roadway whether due to the proximity or multiple buildings with different street numbers or some other reason, than the street number should be affixed to the building as well as posted by the road. Similarly, if a single building has multiple street numbers or apartment numbers such as a professional building or apartments, a building directory should be posted at the main entrance of the building.

§202. Private Road Name Signs. The owner or owners of all private drives, roadways or easements used for vehicle access to multiple properties where the drives and roadways are not recognized as Township roads and which is referenced in the address of structure/property owner whose residence or business abuts said private drive or roadways shall, in addition to the other requirements set forth in this Part, install a sign which identifies the

private road or private drive name as adopted by the Township, with said signage to be placed at the entrance where the private road or private drive intersects with the public roadway, in such manner so as to be readily observable by persons traveling upon the public roadway, but not creating an obstruction to visibility of motorists. (Ord. 2001-4-1, 4/9/2001, §2)

§203. Prohibited Activity. It shall be unlawful to cover, conceal, obstruct, destroy, remove, deface or vandalize any street number or road street name sign or placard, installed or displayed pursuant to and in accordance with the requirements of this Part. (Ord. 2001-4-1, 4/9/2001, §3)

§204. Enforcement. On determination that a building or structure property owner has not complied with the street numbering or road name signage regulations of this Part, the Township Supervisors or their designated representative, with the Supervisors' consent, may pursue any of the following enforcement remedies.

A. The Supervisors may provide written notice, to the owners, occupants and other persons in possession of building or structure property which has not been numbered in accordance with these regulations of the violation and the need to comply.

B. In the event that persons persist in refusing to comply with these regulations despite notice to do so, the Supervisors may issue a written order directing the owners, occupants or others in possession of the building or structure property in violation of this Part to comply with the applicable requirements of this Part. Any person who is aggrieved by any order issued pursuant to this Part may appeal to the Township by filing a written notice of appeal to the office of the Township Secretary within ten (10) days of the date of the subject order or notice.

C. In the event the structure property owners or occupants or possessors fail or refuse to take action in accordance with the notices and an order issued pursuant to this Part, the Township Supervisors may provide the signage as necessary, in order to bring the structure property owner into compliance with the standards promulgated in this Part. The Township may recover the costs of materials and labor for the purchase and installation of signage from the structure property owners, occupants or possessors reasonable administrative fees, interest or other charges allowed by law. In the event the owners, occupants or possessors of the subject structure property fail to pay the loss of such installation as determined and approved, then the Township may institute proceedings at law to collect the full cost together with all penal ties, interest, fees and other charges which are authorized by applicable law, or may take action to assess these costs and charges against the premises and the owners thereof and collect same as a municipal lien or may take other action to collect these sums as may be permitted by law.

(Ord. 2001-4-1, 4/9/2001, §4)

§205. Penalty for Violation. Any person who shall be found to have engaged in the prohibited unlawful conduct as set forth in §203 of this Part or who shall willfully fail to comply with any order to comply with the street numbering regulations shall be guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of not less than fifty dollars (\$50.00) and no more than one thousand dollars (\$1,000.00), together with court costs and upon default in payment of the fine shall be sentenced to imprisonment for not more than thirty (30) days. (Ord. 2001-4-1, 4/9/2001, §5)

§206. Authorization. The proper officers of the Township are hereby authorized to take necessary and proper action to establish, implement and enforce the standardized system of structure property address numbering and street/road name sign placement as provided for in this Part and to comply with the requirements of the automatic location information needs of the McKean County Public Safety System. (Ord. 2001-4-1, 4/9/2001, §6)