

Chapter 316. Streets and Sidewalks

[**HISTORY:** Adopted by the Board of Supervisors of the Township of Schuylkill as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Numbering of buildings — See Ch. 116.
Uniform construction codes — See Ch. 140.
Subdivision and land development — See Ch. 320.
Vehicles and traffic — See Ch. 340.
Zoning — See Ch. 370.

Article I. Street Openings

[Adopted 12-4-1974]

§ 316-1. Prohibited acts.

In accordance with the provisions of Section 2322 of Article XXIII of the Second Class Township Code, as amended (53 P.S. § 67322), no railroad or street railway shall hereafter be constructed upon any Township road; nor shall any railroad or street railway crossings, driveway connections, 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.

[1] Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

§ 316-2. Permit application.

The application for a permit shall be on a form prescribed by the Township and submitted to the Township in duplicate. 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 two 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.

[1] Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

§ 316-3. Issuance of permit.

A permit shall be issued to the applicant after all the aforementioned requirements have been filed.

§ 316-4. Notice of completion of work.

Upon completion of the work, the applicant shall give written notice thereof to the Township.

§ 316-5. Inspections and enforcement.

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. In addition to that inspection, the Board of Supervisors or its agents may re-inspect the work not more than two years after its completion, and if any settlement of the road surface or other defect appears in the work contrary to the conditions, restrictions and regulations of the

Township, the Board of Supervisors may enforce compliance therewith. In accordance with 53 P.S. § 67322, if the applicant fails to rectify a defect which presents an immediate or imminent safety or health problem within 48 hours or any other defect within 60 days after written notice from the Board of Supervisors to do so, the Board of Supervisors or its agent may do the work and impose upon the applicant the cost thereof, together with an additional 20% of such cost, which may be recovered by an action in assumpsit in the Court of Common Pleas.

[1] Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

§ 316-6. Violations and penalties.

Any person, firm, corporation or utility which shall violate any of the provisions of this article shall be subject, upon conviction before a Magisterial District Judge, to pay a fine of not more than \$1,000 and cost of prosecution, and in default of the payment of such fine and costs to imprisonment in the county jail for not more than five days.

[1] Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).