

**BOARD OF SUPERVISORS
TOWNSHIP OF WASHINGTON
FAYETTE COUNTY, PENNSYLVANIA**

STREET CUT ORDINANCE

ORDINANCE NO. 04-16

AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, A SECOND CLASS TOWNSHIP, IN THE COUNTY OF FAYETTE AND COMMONWEALTH OF PENNSYLVANIA, PROVIDING THAT NO PUBLIC ROADS OF THE TOWNSHIP OF WASHINGTON BE OPENED OR CUT BY ANY PERSON, FIRM, CORPORATION, OR UTILITY WITHOUT FIRST SECURING A PERMIT IN ACCORDANCE WITH THIS ORDINANCE AND REGULATIONS PURSUANT THERETO: PROVIDING FOR CONSTRUCTION OF AND MODIFICATION OF UNDERGROUND STRUCTURE WITHIN THE PUBLIC RIGHT OF WAY; ESTABLISHING TEMPORARY ROAD CLOSING PROCEDURES; REQUIRING CONSTRUCTION STANDARDS; ESTABLISHING ESCROW REQUIREMENTS, FEES, AND INSURANCE; AND DETAILING RESTORATION REQUIREMENTS.

This Ordinance shall be known and cited as the "Washington Township Street Cut Ordinance".

STREETS, UTILITIES AND PUBLIC SERVICES CODE

TITLE ONE - Street and Sidewalk Areas Art. 901.

ARTICLE 901 - Street Excavations

- 901.1 Definitions.**
- 901.2 Permit required and emergency openings.**
- 901.3 Rules and regulations; authority of the Township Engineer.**
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901.1 DEFINITIONS.

The following words and phrases, when used in this article shall have the meanings ascribed to them in this section, except in those instances where the context clearly indicates otherwise:

- (a) "Applicant" means any person who makes application for a permit.
- (b) "Calendar year" means January 1 through December 31, inclusive.
- (c) "Township" means the Washington Township, Fayette County, Pennsylvania.
- (d) "Township Engineer" means the Township Engineer or his designee(s).
- (e) "Cost" means actual expenditures incurred by the Township for labor, equipment and materials, which include all fringe benefits and overhead.
- (f) "Emergency" means any condition constituting a clear and present danger to life or property by reason of escaping gas, exposed wires or other breaks or defects in the utility line.
- (g) "Inspection fee" means a fee paid by the permittee to the Township to defray street opening inspection costs.
- (h) "PennDOT" means the Commonwealth of Pennsylvania Department of Transportation.
- (j) "PennDOT highway" means any Pennsylvania State road located within the municipal boundaries of Washington Township, Fayette County, Pennsylvania.
- (k) "Permit fee" means a fee paid by the permittee to the Township to cover the cost of issuing, processing and filing the street excavation permit.
- (l) "Permittee" means any person who has been issued a permit and has agreed to fulfill all provisions of this article.
- (m) "Person" means any natural person, partnership, firm, association, utility or corporation.
- (n) "Public utility" means any utility company franchised by the Public Utility Commission of the Commonwealth of Pennsylvania or any other corporate or municipal authorities.
- (o) "Resurfaced" means a process which provides a new wearing surface in a certain paved street area between curbs with the same material that was existing prior to excavation.
- (p) "Sidewalk area" means that portion of the street right-of-way reserved for sidewalks.
- (q) "Street" means the entire right-of-way of a public street, public highway, public alley, public avenue, public road or public easement within the Township limits.
- (r) "Supplement Permit" for additional work areas in conjunction with a permitted street opening, determined after the initial permit was issued.
- (s) "User" means the public utility, municipal corporation, municipal authority, or other person who or which, uses a line to provide service to one or more consumers.
- (t) "Work day" means normal business day for the Township government including Monday through Friday, except designated holidays.

901.2 PERMIT REQUIRED AND EMERGENCY OPENINGS.

- (a) No person, firm or corporation shall enter upon or occupy any public right-of-way within the Township for the purpose of making an excavation or opening in or under any public right-of-way without first having obtained a permit from the Township to do so. The permit shall be granted by the Township Engineer and shall be conditioned upon the permittee agreeing to faithfully comply with each and every provision of the rules and regulations governing this type of work. A Township department or bureau making or causing an excavation or opening to be made in any public right-of-way will be required to obtain a feeless permit prior to such work. All applicable provisions of the rules and regulations governing this type of work shall apply.
- (b) Any person working in the Township right of way who in any manner disturbs or who in any manner causes damage to a street, sidewalk, or elsewhere in the Township owned right of way shall be required by this article to obtain a permit and correct this damage in accordance with the standards of the Township Engineer. Street opening permits are not required from persons excavating adjacent to the curb for the purpose of installing or replacing sidewalks and/or curbs, provided a curb and sidewalk permit has been obtained prior to such work.
- (c) All contractors performing work under contract for the Township or Township corporate authorities shall obtain the street excavation permit for street opening work.
- (d) If street openings are necessitated by emergencies, street opening permits shall be obtained on the first regular business day on which the office of the Township Engineer is open for business and such permit shall be retroactive to the date when the work was begun. Emergency work shall not serve to relieve anyone from compliance with the rules and regulations governing this type of work.
- (e) A person performing street openings for an emergency shall verify the emergency nature of the circumstance in writing to the Township Engineer on the street cut opening application.
- (f) For work on PennDOT highways within the Township limits, no Township street excavation permit is required, but a PennDOT permit is required. PennDOT permits shall be obtained through the PennDOT District 12. All other fees shall apply.

901.3 RULES AND REGULATIONS; AUTHORITY OF THE TOWNSHIP ENGINEER.

It shall be the duty and responsibility of the Township Engineer to prepare and administer the rules and regulations governing the making of openings in any right-of-way within the Township. These rules and regulations shall contain all necessary provisions to provide for the safety of the public during execution of the work and for the expeditious and permanent restoration of all disturbed pavement, curb, sidewalk, driveway and lawn areas within the public right-of-way.

901.4 PREREQUISITES TO OBTAINING PERMIT.

Street opening permits shall only be granted upon compliance with the following express provisions:

- (a) A written application shall be filed with the Township Engineer for making all street openings or excavations and signed by the person desiring such permit. Such application shall set forth the purpose for which such excavation is to be made; the size and location of the same; the full scope of work to be included in the project; the date or dates during which such excavation is to be permitted; the date such excavation is to be backfilled and resurfaced in the manner hereinafter provided; and shall provide that the applicant will faithfully comply with each and every provision contained in this article. An applicant shall furnish a drawing of the proposed opening site upon request of the Township Engineer. Items required on the drawing shall be specified at the time of request.

- (b) Where the street opening permit is required for sanitary or storm sewer service purposes, the application shall be countersigned by the Township Public Works Director or someone authorized by him before the permit will be granted.
- (c) No permit shall be granted to any applicant unless the applicant has paid to the Township any and all money, then due to the Township, for prior excavations made or for any loss, damage or expense in any manner occasioned by or arising from the work done by the applicant under the provisions of this article unless a previous payment schedule has been arranged.
- (d) Agree to save the Township, its officers, employees and agents from any and all costs, damages and liabilities which may accrue or be claimed to accrue by reason of such work to be done by the applicant under the provisions of this article. The acceptance of any permit under this article shall constitute such an agreement by the applicant whether the same is expressed or not.
- (e) Properly executed certificates of insurance shall be filed with the Township Engineer and verify that the applicant is insured against claims for personal injury as well as against claims for property damages which may arise from or out of the performance of the excavation work, whether such performance be by the applicant or anyone directly or indirectly employed by him. Such insurance shall include protection against liability arising from completed operations, underground utility damage and collapse of any property. Liability insurance for bodily injury and property damage shall be an amount not less than one million dollars (\$1,000,000) for each accident and two million dollars (\$2,000,000) in the aggregate. Failure of an applicant to file a certificate of insurance shall be a sufficient reason for denying a permit. The applicant shall save and hold harmless the Township from any and all damages and liability by reason of personal injury or property damage arising from work done by the applicant under the provisions of this article.

901.5 BOND.

- (a) All persons other than public utility companies, including contractors performing work for Township corporate authorities, desiring to open a street shall furnish a properly executed corporate surety bond. Such bond shall be executed by a reputable surety company licensed to do business in the Commonwealth of Pennsylvania. All bonds obtained by contractors performing work under contract with Township corporate authorities shall be countersigned by the director or chairman of the authority.
- (b) Public Utility Companies desiring to open a street shall submit to the Office of the Township Engineer a bond properly executed which will be filed. Such bond shall be in the amount of FIFTY-THOUSAND DOLLARS (\$50,000.00) and shall cover street opening work performed in one calendar year, and shall be for the same amount each year thereafter, unless otherwise adjusted by the Office of the Township Engineer. Any approved bond amount adjustment shall be furnished separately for each calendar year and each shall be in effect for twenty-four (24) months.
- (c) All other persons, including contractors performing work for Township corporate authorities, desiring to open a street, shall furnish properly executed corporate surety bond. Such bond shall cover street opening work performed during one calendar year. The bond shall be in effect for a twenty-four (24) month period. The amount of the surety bond shall be TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) unless any street excavation and restoration work for a single project exceeds such amount. In this case, a person must secure additional bonding in an amount equal to the difference between the TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) and a dollar amount computed at TWENTY-FIVE DOLLARS (\$25.00) per square yard.

901.6 FEES.

- (a) A permit shall be paid to the Township prior to permit issuing; the remaining inspection fee. The Township shall have the right to waive fees for contractors performing work under contract with the Township.
- (b) The permit fee shall be in the amount of one hundred dollars (\$100.00). In the case of work having been completed or substantially commenced without a permit having been obtained the fee shall be doubled to two hundred dollars (\$200.00) which, at the Township's option, may substitute for a summary offense citation or be in addition to citation (Except for emergency repairs).
- (c) The inspection fee shall be calculated by actual measurement after the work is completed. Fees are shown in Tables 1 respective of this article. Note in accordance with Table 1 is as follows:
 - (1) The number of square yards computed for the inspection fee will be used on the actual size of excavation including any pavement that shall be removed to provide one foot bench beyond the original trench wall.

SUPPLEMENT PERMIT FEE: \$100.00

TABLE #1 INSPECTION FEE:

Up to & including three square yard:	\$75.00
Each additional square yard above three square yards:	\$40.00

Minimum charge is three square yards. Fractions are rounded to the next whole square yard.

A separate permit is required for each property address or cut.

901.7 CANCELLATION OF PERMIT.

In all cases where a permit has been issued and the work set forth in such permit has not been completed within a period of twelve months, the permit becomes void, and the permit fee shall not be refunded.

901.8 REVOCATION OF PERMIT.

- (a) All street opening permits are subject to revocation at any time by the Township Engineer after written notice for:

- (1) Violation of any condition of the permit;
 - (2) Violation of any provision of this article or any other applicable ordinance or law relating to the work;
 - (3) The existence of any condition or the doing of any act constituting or creating a nuisance or endangering the lives or property of others.
- (b) Written notice of such violation shall be served upon the person to whom the permit was granted, or his agent or employee engaged in the work. Such notice shall also contain a brief statement of the reasons for revoking such permit. Notice may be given either by personal delivery thereof to the person to be notified or by United States mail, addressed to such person to be notified.

901.9 TIME EXTENSION AND FEE.

- (a) A permit shall remain in effect for a period of twelve months. If the work is not completed in this time period, a new permit shall be obtained, and an additional permit fee shall be required.
- (b) No time extension shall be granted for a permit in which work has not started within this twelve month period. A new permit shall be obtained if the same project location work is rescheduled.
- (c) Reasonable time extensions, but not longer than three months, for permitted work shall be granted when requested in writing and shall only be honored for those types of projects that commenced during the required twelve month permit period and are of a size and scope that support an extension of time to complete.

901.10 BACKFILLING, PAVING AND RESTORATION.

All existing pavements shall be saw cut. Cut shall be full depth of the concrete or base thickness, and care shall be taken in removing the concrete to insure that the slab breaks on the next line produced by the concrete saw. Asphalt concrete pavement and all excavation material shall be removed from the site. There shall be no storage of any material on the street surface.

All excavation, trenching and shoring, and the like, shall be performed in a manner that meets with OSHA Department of Labor, Safety and Health Regulations for construction. It is the responsibility of the permittee, therefore, to understand and abide by all OSHA regulations concerning trenching and shoring as outlined in the OSHA Technical Manual, Section V Chapter 2.

All permittees are responsible to notify the Office of the Township Engineer in advance of all excavations within the Township right of way.

All permittees are responsible to notify the Office of the Township of Engineer prior to any concrete and/or final restorations in order to schedule the inspection visit to each location/site.

STREET RESTORATION AND MAINTANCE

It shall be the duty of the permittee, in the manner set forth in this chapter, to cause within the period of six (6) months, such highways to be restored in the manner specified as outlined for asphalt base and for concrete base.

Permittee is to maintain such portion of the highway for a period of two (2) years from the date of such final restoration, subject at all times to the approval of the Township Engineer. In the event the permittee fails to maintain such restoration, after having received written notice from the Township Engineer, the Township Engineer will instruct the Permittee's bonding agent to cause the proper restoration to be performed and maintained for the period required herein.

When a longitudinal opening longer than ten (10) feet and wider than three (3) feet is made in the highway pavement, the Permittee shall overlay the traffic lanes in which the opening was made for the entire length of the highway that was opened.

When two or more transverse trench openings are made in the highway pavements less than 100 feet apart, the Permittee shall overlay the traffic lanes in which the openings were made for the entire length of the highway between such openings.

When four (4) or more openings are made by the same Permittee in the highway pavement less than 100 feet apart, the Township Engineer or Representative shall require the Permittee to overlay the entire disturbed area.

When the opening is to be closer than three (3) feet from the edge of the existing pavement, the opening shall be extended to the edge of the pavement.

When the permitted opening is to be closer than five (5) feet from the edge of an existing patch or patches in the pavement, the restoration shall be extended to included said patch.

All Permittees test boring, or drilling into any Township highway for location of leaks or venting of leaks will be required to backfill holes with 1-B stone to 1" below highway surface and fill and compact holes with coldpatch or 9.5 mm Superpave and Seal with PG64-22.

Pavement Markings: It is the permittee's responsibility to replace all pavement markings that are removed or damaged. All material shall meet with the approval of the Township Engineer or Representative.

COMPACTION AND BACKFILL

Do not commence with backfilling of any part of the excavation until an Engineering Representative has inspected such part.

Backfill each material at optimum moisture content and compact to a modified proctor density of not less than 95%.

Compaction to be performed using vibrating compaction equipment or mechanical tampers. Hand tamp around utilities, if necessary.

Backfill trenches to contours and elevations with unfrozen materials.

All backfill material shall be either No. 57 coarse aggregate or select granular material as specified by PA DOT Form 408, Section 703.2 and 703.3 and placed in 6 inch (6") lifts to one foot (1 ft) below the subgrade elevation for streets or poured surfaces.

Flowable Fill may be used for backfill or utility cuts under the street pavement with permission from the Township Engineer and must meet the following PA DOT specifications:

- (a) Maximum Allowable Compressive Strength at 28 days of 200 psi.
- (b) Mix Design: 90 lbs. Cement; 400 lbs. Fly ash; 2652 lbs. Sand; 480 lbs. Water; (57.6 gal.) 7" to 8" slump

ASPHALTIC CONCRETE BASE PAVING

Streets with existing bituminous base, or concrete which is in poor condition as verified by the Township Engineer or Representative, final street cut restoration must consist of 8" min. of 25 mm Superpave base course. Place 1 ½" min. 9.5mm Superpave wearing course to match the existing street surface. Seal all edges with PG64-22 asphalt sealer and paint the date completed with white spray paint. Where concrete base is required see the Cement Concrete Base Paving section.

TEMPORARY RESTORATION

The uses of Temporary cold patch and or steel plates, weather permitting, are permitted for street cuts. Plates must be secured to the pavement to prevent movement and noise by the use of pins and cold patch under and around the edges. Under no circumstances will the Township permit a street cut to remain stone filled without a cover as mentioned in this paragraph.

WEATHER LIMITATIONS

Do not place asphalt or apply bituminous coatings when base surface is less than 40 degrees, or surface is wet or frozen.

Utilize a temporary surface of cold patch, four inches (4") in depth, if final restoration cannot occur due to weather limitations.

Non-emergency line replacement within the roadway shall be avoided between October 31st and April 1st to avoid required temporary roadway restoration over winter months.

Permittee will not be allowed to place steel plates on Township streets between October 31 and April 1.

MATERIALS

Asphalt cement: PG64-22 asphalt cement or Emulsion E-1 conforming to PDT Bulletin 25.
Base Course 25 mm Superpave: Conforming to PA DOT Publication 408, Section 309. Wearing Course Mix: 9.5 mm Superpave conforming to PA DOT Publication 408, Section 409.

CEMENT CONCRETE BASE PAVING

Streets with existing concrete base with an opening exceeding four feet (4') in width: The Permittee will be required to dowel. Epoxy coated dowel bars 1 ¼" x 18" shall be installed in the concrete base placed at twelve inch (12") centers measured longitudinally in the direction of the traffic flow, place dowel bars to centerline and surface of the slab in conformance with PA DOT Specs 408. (See standard concrete base detail D-1 for proper cutback)

Where bituminous wearing course is to be used as the surface course, a minimum of 1 ½" of ID-2 binder and a minimum of 1 ½" wearing course is to be applied. Concrete base must match the existing concrete base and the depth of the bituminous areas must compensate to match the existing surface. Apply tack coat in accordance with PA DOT Publication 408, Section 460 over existing surface prior to spreading of new bituminous course. Do not apply after sunset or on a wet surface. Paint the date completed with white spray paint upon the completed patch.

Cement concrete shall be Class AA 3500 psi mix as per PA DOT 408 standards.

Reinforcing welded steel wire fabric, plain type. ANSI/ASTM A185 uncoated finish may be required.

The Office of the Township Engineer shall be notified twenty-four (24) hours prior to placement of concrete.

BITUMINOUS CONCRETE CURB

This section will only be used in limited conditions where approved by the Township Engineer. Perform work in accordance with PA DOT Publication 408, Section 636.

TREES

No trees are to be removed, cut, trimmed, or pruned without first obtaining the approval of the property owner and the Director, Department of Parks and Recreation.

PROTECTION OF TOWNSHIP SEWER SYSTEM/STORM WATER INLEETS

No contractor may allow dirt or debris to enter the Township Sewer system. All storm water inlets within the drainage area of the excavation must be protected by a filter system that will prohibit water from carrying silt or other debris into the sewer. Acceptable means of protection are the use of a filter material insertion into each inlet. (See standard detail D-24) Any contractor who does not provide protection as described herein will be required to clean and flush each inlet that the Township Engineer's Representative determines has been contaminated.

RESTORATION OF ADJACENT SURFACES

It is the permittee's responsibility to properly restore any and all adjacent surfaces disturbed by the action of work in the right-of-way to equal or better condition than existed prior to start of work. Sidewalks, driveways, curbs, lawn or grass areas will be restored in accordance with Township details. All work is to be done at the contractor's cost and expense to the satisfaction of the Township Engineer and the property owner.

The permittee shall be responsible for backfilling and paving the opening and restoring the street surface to its original or better condition prior to the street cut.

- (a) It shall be the duty of the permittee to restore any area excavated to its original condition. This shall include, but not be limited to, the replacement of pavement, curb, sidewalks, driveways and landscaped areas.
- (b) The Township Engineer shall have the full authority to establish and update standards for paving the backfilled materials and associated procedures. Details specifying paving and backfill procedures and materials shall be obtained from the Township Engineer prior to any street opening work.

STREET CLOSURE AND NO PARKING

Township ordinances and Department regulations do not permit closure of Township streets as a matter of course with issuance of a Street Cut Permit. Specific approval to close a street or to materially alter traffic patterns must be obtained from the Township Engineer or designee. In their absence or in an emergency, a Washington Township Supervisor may grant approval. In every case, the Permittee's request to close or alter traffic must include precise location, reason, work methods, time and date, and what alternatives were considered. The Township reserves the right to require work hours of 9:00 a.m. to 3:00 p.m. and 6:00 p.m. to 6:00 a.m. in heavily traveled streets. Permittees will be required to place steel plates, pinned in place, to maintain traffic flow during non-working hours in such areas (Weather Limitations). Such authority shall include, but not limited to, the power to require that work be done on a continuous, around-the-clock, twenty-four hour basis. It shall be the Permittee's responsibility to notify Parking Enforcement two (2) days prior for No Parking and/or Parking Meters to be bagged within work area.

TRAFFIC ACCOMMODATIONS AND CONTROL/PUBLIC NOTIFICATION

All permittees are responsible to notify businesses and residences that will be affected by street cut work that blocks, restricts traffic flow or prevents the usual parking in the area affected by the work. This notification shall be given by "door to door" notices in the work site area at least 48 hours prior to commencing work. (See sample notice attached)

All permittees shall furnish material and traffic control devices necessary for the maintenance and protection of traffic and Pedestrians, conforming to PA DOT Work Zone Traffic Control 67 PA Code, Chapter 203, until the roadway is restored to the condition as required. If at anytime a detour may be required, the Permittee shall first contact the Office of the Township Engineer.

901.11 BACKFILLING AND REPLACING SURFACE BY TOWNSHIP.

In case the work has not been completed before the date of expiration as shown on the permit, which time shall be fixed when the permit and/or time extension is granted, the Township Engineer may take steps to backfill the trench and replace the street surface over the opening for which the permit has been issued upon proper notification from the Township Engineer to the applicant. The Township shall invoice the permittee for all costs incurred by the Township in the performance of this work. Payment not made within thirty days will be chargeable against the posted bond including all fees and costs involved in the collection of this payment.

901.12 RESPONSIBILITY; EXTRA INSPECTORS AND OTHER RULES.

- (a) The permittee shall assume all responsibility for the excavation made by such party for backfilling and restoring the same and for all damages caused by the action of the permittee that may arise by reason of the excavating or such trenches or excavations. Whenever it is determined by the Township Engineer, in the best interests of the Township, it is necessary to assign additional street opening inspectors to supervise excavation, backfill or pavement restoration operations, such inspectors shall be paid by the permittee at a rate per day to be fixed by the Township Engineer.
- (b) The Township Engineer is authorized to make such other rules and regulations for the excavation of streets which he may deem necessary for the proper maintenance of the street surface due to excavations, which rules and regulations shall be printed upon the permit granted or forwarded from the Township Engineer in writing from time to time.
- (c) The permittee shall be required to return the "Notice of Completion of Street Excavation Permit" when work is completed. This form is to be returned to the Township Engineer.

901.13 TEST HOLES.

A street opening permit shall be obtained for any test hole work. No test holes shall be made in or upon a greater surface of the street than as specified in such permit, and no excavation or test holes shall interfere with any of the water pipes, sewers or drains of the Township, or any other underground utility service. Test holes shall be backfilled in accordance with the provisions set in section 901.10.

901.14 GUTTERS, LIGHTS AND IDENTIFICATION.

- (a) All gutters shall be left open so as not to obstruct the free passage of water and all sidewalks and foot ways shall be kept in a safe and passable condition. All excavations or material from them shall have placed upon them sufficient lights, barricades, and fencing to secure them from all directions during both the day and night.
- (b) If, for safety purposes, the Township Engineer deems it necessary to install additional warning devices such as lights, barricades, signs, or fencing, the permittee shall be notified of the decision and shall receive instructions on the installation. In case of emergencies, the Township may install all additional warning devices deemed necessary by the Township Engineer. The Township shall invoice the permittee for rental and installation costs incurred from the date of installation until the permittee installs warning devices.
- (c) If the permittee fails to install such devices, the Township shall invoice the permittee for rental and installation costs incurred from the date of removal. Payment not made by the permittee within thirty days of the invoice date will be chargeable against the posted bond including all fees and costs involved in the collection of this payment.
- (d) In all cases, all lights, barricades, signs, fencing, traffic control, etc. shall conform to PennDOT Publication 213, latest revision.

901.15 ADDITIONAL WORK.

If the permittee determines during construction that an additional area of the street will have to be opened, he shall notify and secure permission from the Township Engineer for the additional opening. Upon receipt of permission, the permittee shall file a supplementary application for the work no later than the next work day. Fee amounts specified in this article shall be followed for any subsequent fees associated with supplementary applications.

901.16 GUARANTEE OF WORK.

The permittee shall guarantee and maintain his work for twenty-four months from the completion of the restoration and replacement work. Within this twenty-four month period, upon notification from the Township of necessary correction work required, the permittee shall correct or cause to be corrected all restoration work required within five working days of receipt of the notification. The Township Engineer shall determine the extent of restoration required and the method of correction. Any and all work not completed within this five-day period may be completed by the Township at the discretion of the Township Engineer. The Township shall invoice the permittee for all costs incurred by the Township in performance of this work. Payment not made within thirty days of the invoice date will be chargeable against the posted bond including fees and costs involved in the collection of this payment.


901.99 PENALTY.

- (a) Any person violating any provision of this article shall, upon conviction thereof, be fined not less than five hundred dollars (\$500.00) nor more than one thousand dollars (\$1,000) for each and every offense, together with costs, and in default of payment thereof, shall be imprisoned not more than thirty days. Each failure to obtain a permit or to comply with any of the requirements of this article, and each and every day during which such violation continues shall constitute a separate offense.
- (b) The Township Engineer reserves the right to deny the issuance of future street opening permits to any person who violates the provisions of this article. This provision in no way shall prohibit or limit the right of the Township to bring legal action against the permittee.

EFFECTIVE DATE: This Ordinance shall become effective five (5) days after the adoption hereof.

ENACTED AND ORDAINED into law by the Township of Washington, Fayette County, Pennsylvania, this 10 day of AUGUST 2016.

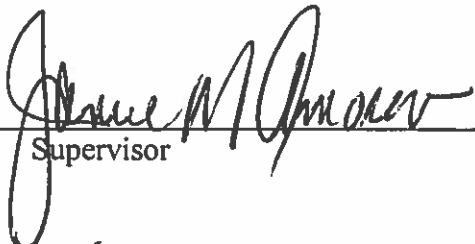
ATTEST:


Secretary/Treasurer

(SEAL)

TOWNSHIP OF WASHINGTON

BY: 
Chairman

BY: 
Supervisor

BY: 
Supervisor

WASHINGTON TOWNSHIP
OFFICE OF THE TOWNSHIP ENGINEER
STREET CUTTING BOND

Bond Number _____

KNOW ALL MEN BY THESE PRESENTS, THAT _____

Of _____ as

Principal, and, _____

Surety, are jointly and severally held and firmly bound unto Washington Township, Fayette County, Pennsylvania, in the aggregate sum of FIFTY Thousand and 00/100 (\$50,000.00) lawful money of the United States of America, to be paid to the said Washington Township, its successors or assigns, to which payment will and truly be made we do bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, Article 901.5 of the Codified Ordinances of Washington Township requires the above principal to present to Washington Township a bond in aforesaid amount, conditioned as in said ordinance.

NOW, THEREFORE, the condition of this obligation is such the Principal shall faithfully observe all the Ordinances of the Washington Township, and faithfully perform the duties required by Ordinance, rules or regulations and will save and keep harmless and indemnify the Township from all actions, suits, costs, damages and expenses, including Attorney's Fees which shall or may at any time happen to come to tit or for or on account of any injury or damage received or sustained by any person, than the above obligation shall be void; other wise to be and remain in full force and effect.

Required period of this bond is two years, renewable annually. The term of this Bond shall be From _____ to _____. All street cuts are to be maintained for a period of two years from the date of completion as per the ordinance.

SIGNED AND SEALED WITH OUR SEAL, this _____ day of _____

Witness:

Principal

SURETY COMPANY

Witness:

Attorney-in-Fact

WASHINGTON TOWNSHIP OFFICE OF THE TOWNSHIP ENGINEER

234 PITTSBURGH STREET UNIONTOWN, PA 15401

PHONE: 724-439-3440 FAX: 724-439-3144

GENERAL INSTRUCTIONS

PERMIT REQUIRED

You must have a Street Cut Permit in your possession while you work within and Township Street where such work involves any of the following:

1. Opening of the street surface, sidewalk, shoulder, or elsewhere in the township right of way.
2. Installation, replacement, repair or adjustment of utility facilities or other structures.
3. Drilling of test, or vent holes.

APPLICATION FORM

Complete all items on the face of this form. Describe in detail what work you intend to do, how you intend to perform the work, and the materials you intend to use.

To avoid delays, submit your application to the Township Engineer's office at least 3 working days prior to the anticipated start of work.

PLANS

Include a complete sketch of good quality with your application. The plans must clearly illustrate the location and pertinent dimensions of both the proposed installations and related highway features and must comply with Township Ordinance.

ADDITIONAL PLAN REQUIREMENTS

Traffic Control: A traffic control plan is required for all work within the Township. All plans shall comply with Section 6123 of the Vehicle Code and the applicable provisions of 67 PA Code, Chapter 203.

FEE

Submit a check or money order, payable to "Washington Township," at receipt of your completed Street Cut Permit unless you are approved for monthly billing. Fees are levied in accordance with the fees specified by Township Ordinance, Section 901.6.

STREET CUT PERMIT

Upon approval of this application you will receive your copy of the Street Cut Permit. The issued Permit may prescribe special conditions and restrictions, which are in addition to the Township's Regulations. Failure to comply with all State regulations or Township specifications could result in you being suspended from working within the Township Right-of-Way.

WASHINGTON TOWNSHIP OFFICE OF THE TOWNSHIP ENGINEER

234 PITTSBURGH STREET UNIONTOWN, PA 15401

PHONE: 724-439-3440 - FAX: 724-439-3144

APPLICATION FOR SUPPLEMENTAL STREET CUT PERMIT

Email _____ Web Site _____

24 Hour Emergency Phone (if different from above) _____

Original Permit Number _____

Original Expiration Date _____

Reason for Supplement _____

(THIS IS A SAMPLE NOTICE)
USE YOUR COMPANY LETTERHEAD HERE

NOTICE OF CONSTRUCTION

DEAR RESIDENT:

THIS NOTICE IS TO INFORM YOU THAT _____ WILL BE
WORKING AT OR IN THE VICINITY OF _____ FOR THE
PURPOSE OF _____

WORK IS SCHEDULED TO BEGIN ON/ABOUT _____ AND END ON/ABOUT _____

SOME INCONVENIENCES MAY OCCUR BECAUSE OF THIS WORK. WE WILL DO
EVERYTHING POSSIBLE TO KEEP IT AT A MINIMUM.

IF, AT ANY TIME, YOU HAVE ANY QUESTIONS OR CONCERNS REGARDING THIS NOTICE
OR THE WORK BEING PERFORMED YOU CAN CONTACT US AT _____
AND ASK FOR _____

THANK YOU FOR YOUR UNDERSTANDING.
