TOWNSHIP OF OHIO
ORDINANCE No. 114

AN ORDINANCE OF THE TOWNSHIP OF OHIO, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING MINIMUM STANDARDS AND SPECIFICATIONS RESPECTING THE CONNECTION OF DRIVEWAYS AND PRIVATE ROADWAYS WITH TOWNSHIP ROADS; REQUIRING PERMISSION OF THE TOWNSHIP OF OHIO TO CONNECT A PRIVATE DRIVEWAY OR A PRIVATE ROADWAY WITH THE TOWNSHIP ROAD; ESTABLISHING THE COST OF SUCH PERMISSION; PROVIDING FOR INSPECTION BY THE SUPERINTENDENT OF ROADS AND ESTABLISHING PENALTIES FOR THE VIOLATION HEREOF.

WHEREAS, it is the responsibility of the Township of Ohio to adequately protect and maintain the Township roads situate with the Township of Ohio; and

WHEREAS, there has, in the past, been no regulation by the Township of Ohio over the connection of private roads and private driveways with Township roads; and

WHEREAS, as the result of the lack of such regulations, the Township roads within the Township of Ohio have, in many instances, been deteriorated and harmed because of improper connections between such roads and private driveways and private roadways; and

WHEREAS, in addition, there have been many and serious drainage problems created as the result of lack of such regulations which have further deteriorated and damaged Township roads.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors of the Township of Ohio and it is hereby ordained and enacted by and with the authority of the same as follows:

SECTION I. THAT from and after the effective date of this Ordinance, it shall be illegal to physically connect a private driveway and/or private roadway to and with a road which is under the jurisdiction of the Township of Ohio without full compliance with the regulations hereinafter set forth.

SECTION II. THAT prior to the installation of any private driveway or private roadway which shall or will connect with a Township road, the person, firm or corporation intending to make such installation and connection, shall apply to the Building Inspector for a permit to make such installation and connection. At the time that such application is made on forms to be supplied by the Building Inspector, the person, firm or corporation making such application shall accompany such application with the sum of One ($1.00) Dollar for each permit.

SECTION III. THAT upon receipt by the Superintendent of Roads of such application, the Superintendent of Roads shall, as soon as reasonably possible, examine the location of the proposed installation and connection of the private driveway or private roadway with a Township road and shall advise the person, firm or corporation making such application whether it shall be necessary to install a pipe to specifications hereinafter set forth or whether it shall be necessary to install an open ditch along or across or under such driveway or private road.

SECTION IV. THAT in the event the Superintendent of Roads, upon investigation and examination of the location, shall determine that pipe shall be installed to contain surface water drainage, such pipe shall be of reinforced concrete construction or galvanized iron and shall be not less than ten (10") inches in diameter, provided, nevertheless, that in certain cases, the Superintendent of Roads may, at his discretion and where the same is justified by the conditions existing, direct the installation of a pipe of less than ten (10") inches in diameter where the existing conditions will not require the installation of the (10") ten inch pipe as hereinabove described. In the event said pipe installed in such private driveway and/or private roadway becomes damaged so as to impede the normal flow of surface water through the same, the Board of Supervisors shall cause written notice of said fact to be served upon the owner of such property, together with a notice that the

owner repair such damage or replace such pipe within thirty (30) days from the receipt thereof. If such owner shall fail, neglect or refuse to promptly make such repair or replacement, the Board of Supervisors shall cause the damage or defective pipe to be removed and replaced at the cost of the owner of such property.

SECTION V. THAT in the event the Superintendent of Roads, upon investigation and examination of the location, shall determine that an open ditch will adequately provide drainage and protect the road, such open ditch shall be constructed at the lowest point of slope, at least five (5) feet from the nearest side of the paved or improved surface of the roadway and the slope of such ditch shall be not less than one (1") inch per foot.

SECTION VI. THAT from and after the effective date of this Ordinance, it shall be illegal to construct a private driveway and/or a private roadway which extends onto the right of way of any Township road in such a manner as to cause or permit or direct an excessive amount of earth, stone or debris to be deposited on the traveled portion of such Township road. Any person, firm or corporation who applies for and receives a permit to erect and construct a dwelling house fronting upon any Township road shall not destroy the surface water drainage facilities along the berm of such Township road nor shall he destroy or interfere with, in any way, the drainage ditch along such Township road and in the event any such drainage facilities or drainage ditch shall be damaged or destroyed during the course of construction of such dwelling house, the same shall be restored to its original condition within twenty-four (24) hours after the damage occurs.

SECTION VII. THAT any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than One hundred ($100.00) Dollars, in addition to the costs of prosecution and in default of the payment thereof, shall be imprisoned in the Allegheny County Jail for a period not exceeding

five (5) days, PROVIDED, NEVERTHELESS, that each day's violation of any of the provisions of this Ordinance shall constitute a separate offense.

SECTION VIII. THAT any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same are hereby repealed insofar as they affect this Ordinance.

ORDAINED AND ENACTED into law this 13th day of April, 1981.

ATTEST:

Joseph J. Start
Joseph J. Start, Secretary

Township of Ohio

By: Walter J. Stewart
Chairman, Board of Supervisors

APPROVED THIS 13th day of April, 1981.

ATTEST:

Joseph J. Start
Joseph J. Start, Secretary

Walter J. Stewart
Chairman, Board of Supervisors

APPROVED AS TO FORM:

Joseph E. Vogrin III
Joseph E. Vogrin, III, Solicitor