

OFFICIAL  
TOWNSHIP OF OHIO  
ORDINANCE NO. 23

AN ORDINANCE REGULATING THE ERECTION AND MAINTENANCE OF POLES CARRYING ELECTRIC AND TELEPHONE WIRES IN PUBLIC ROADS OF THE TOWNSHIP OF OHIO, PROVIDING FEES FOR THE INSPECTION THEREOF, DESIGNATING THE INSPECTOR AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Ohio Township that pursuant to the Act of July 22, 1919, P.L. 1129, Section 3, (15 P.S. 2333, as amended) and also the Act of April 17, 1905, P.L. 183, Section 1, and the Act of July 26, 1913, P.L. 1371, Section 1 (72 P.S. §161) and also the Act of July 10, 1947, P.L. 1481, as amended, all individuals, corporations, public utility companies, partnerships, and associations, are hereby required to submit to the following regulations and comply therewith before and after the erection of any poles to carry electric or telegraph lines or parts of an electric or telegraph system in or near public roads of the Township of Ohio, Allegheny County, Pennsylvania.

SECTION 1. ERECTION OF POLES. No electric or telephone pole shall be erected in or near public places in the Township of Ohio except after application for such erection is filed with the Township Manager or his duly appointed administrator therefor. Such applicant shall state the name of the applicant, the description of the pole to be used and a designation of the services and equipment it is to support. The application shall also provide a drawing showing the location of the pole in relation to the Township right-of-way.

(a) The Township Manager shall inspect the location of the pole and, either issue an approval on the erection, or submit his rejection to the Board of Supervisors who shall act thereon at the next regular meeting. The disapproval of the erection of any pole can only be made where it appears that the pole is in a reasonably dangerous location. No pole may be erected unless and until approval for such erection is given by the proper officers of the Township in accordance with these regulations.

(b) The fees which the applicant shall pay to the Township before the issuance of a permit to erect a pole shall be as follows for the erection of:

One to five poles.....\$ 1.00 per pole  
with a minimum fee of 2.00;

Six to twenty-five poles. .50 per pole  
additional;

Twenty-six poles or over. .25 per pole  
additional.

## SECTION 2.

MAINTENANCE INSPECTION. The Township Manager, or his duly appointed authority, shall inspect all poles erected in the Township of Ohio which carry electric or telephone apparatus and inspect the lines between the said poles. All inspections shall be based on the safety and security of the said poles and lines.

- (a) Where the Inspector determines that such poles are unsafe because of weakness, location of wires, leaning or for any other reason, he shall, within forty-eight (48) hours after such determination, notify that owner of said pole.
- (b) The Inspector shall make an annual report of pole inspections and file it with the Township, showing at what place or places he has discovered defects or weakness.
- (c) In order to defray the cost of such inspection, the corporation, individual, public utility company, partnership or association or otherwise owner of the said poles, shall pay to the Township of Ohio an annual fee of Fifty cents (\$.50) per pole for each annual inspection. The said fee shall be paid upon notice to the said owner by the Township that the inspection has been made and the number of poles that have been inspected. All fees shall be paid to the Treasurer of the Township of Ohio.

**SECTION 3.**

**PENALTY:** Any person, corporation, partnership, public utility company, or association violating any provisions of this Ordinance shall, upon conviction thereof, be liable to a fine not to exceed One hundred (\$100.00) Dollars together with costs for each offense. Each day shall constitute a new violation and a separate offense. Nothing herein shall deny the Township the right to bring an action of assumpsit for collections of all monies due it. All fines and penalties imposed by this Ordinance shall be recoverable by summary proceedings before any Justice of the Peace in the said Township, and all suits or actions at law instituted for the recovery thereof shall be in the name and for the use of the Township and, upon recovery thereof, all fines and penalties shall be paid to the Township Treasurer. In addition to the penalties provided herein for the violation of this Ordinance, the Board of Supervisors of Ohio Township may institute appropriate action or proceedings to prevent any violation of the provisions of this Ordinance.

**SECTION 4. INVALIDITY OF PARTS OF ORDINANCE:**

The provisions of this law shall be severable. If any provision of this Ordinance is found by a court of record to be unconstitutional and void or illegal, the remaining provisions of the law shall, nevertheless, remain valid. Any requirements in this Ordinance which are in conflict with the requirements of the laws of this Commonwealth, shall be subordinate thereto and this Ordinance shall be enforced as though the Commonwealth requirements were inserted therein.

ORDAINED AND ENACTED into a law of Ohio Township this 18th day of July, 1956.

**OHIO TOWNSHIP BOARD OF SUPERVISORS**

ATTEST:

Richard J. Heigl,  
Secretary

Richard T. Fuchs, Chairman

Harry A. Anderson

William A. Urling

I do hereby certify the above to be a true and correct copy of  
..... passed  
by the Board of Supervisors of  
Ohio Township on the.....day  
of .....

..... 19.....  
  
Township Secretary