

**TOWNSHIP OF NEVILLE
COMMONWEALTH OF PENNSYLVANIA**

ORDINANCE NO. 863

AN ORDINANCE OF THE TOWNSHIP OF NEVILLE, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING PART II, CHAPTER 283, ARTICLE II, STREET OPENINGS AND EXCAVATIONS, OF THE TOWNSHIP CODE BY MODIFYING THE CRITERIA FOR PLAN DOCUMENTS AND ADOPTING NEW STANDARDS FOR RESURFACING A STREET WHERE A SUBSTANTIAL PORTION OF THE STREET IS REMOVED OR DAMAGED.

WHEREAS, the Township of Neville enacted Ordinance No. 790, as amended by Ordinance No. 861, which is codified in the Township Code of Ordinances, Part II, Chapter 283, Article II titled “Street Openings and Excavations”, which enacts standards and procedures concerning street opening excavations; and

WHEREAS, the Township desires to modify the requirements for plan documents submitted by an applicant, in order to specify certain information that must be included on such plans, as well as to update the excavation standards in order to require the resurfacing of the entire roadway width when a substantial portion of the street is removed or damaged.

NOW, THEREFORE, IT IS ORDAINED and ENACTED by the Board of Commissioners of the Township of Neville, Allegheny County, as follows:

I. Part II, Chapter 283, Article II, Section 283-8.3 is amended to read as follows:

§ 283-8. Duties and Obligations of Applicant.

...

3. Submit required plans. The applicant shall file three (3) copies of all plans that show the extent of the work for which the permit is being requested. Such plans shall include all appropriate dimensions and other information that may be required by the Administrator, including, but not limited to, the distance the street excavation will occur from the nearest intersecting street, appropriate dimensions of roadway, sidewalk or other pertinent roadway structures that will be disturbed, and a profile indicating the elevation(s) of any subsurface facilities which will be removed, repaired, or constructed. Such profile shall indicate the depth below the roadway surface at which the work on any subsurface facilities will be performed.

...

II. Part II, Chapter 283, Section 283-10 is amended to add new Subparagraph 3 as follows, and existing Subparagraph 3, as well as all subsequent Subparagraphs, are renumbered accordingly:

§ 283-10. Pavement Cuts, Backfilling, and Restoration.

...

3. Special Requirements. In cases where a substantial portion of the original roadway paving is removed or damaged, thereby disturbing the envelope of the roadway, the Permittee shall be required to resurface the entire width of the roadway area, curb to curb, for the entire length of the openings, in addition to constructing the final paving repairs over trench areas. For purposes of this Paragraph, "substantial portion" shall be defined as two or more openings within a 100 foot section of the roadway, or a continuous opening of the roadway that exceeds 100 feet.

...

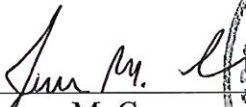
III. The provisions of this Ordinance shall be severable and, should any provisions hereof be held invalid or unenforceable, the remaining provisions shall remain in full force and effect.

IV. All ordinances or resolutions, or portions of ordinances or resolutions which conflict with any of the provisions of this Ordinance are repealed to the extent of such inconsistency.

V. The provisions of this Ordinance shall take effect immediately upon being recorded in the Township Ordinance Book.

DULY ORDAINED AND ENACTED at a public meeting of the Board of Commissioners of the Township of Neville, this 9th day of February, 2023.

ATTEST:



Jeanne M. Creese
Township Manager/Secretary

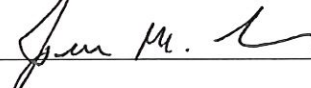


TOWNSHIP OF NEVILLE



Richard E. Rutter
President, Board of Commissioners

Recording Certification: This Ordinance recorded in the Township Ordinance book on February 10, 2023 by the undersigned.



Township Manager/Secretary