

PLEASANT TOWNSHIP, WARREN COUNTY,  
PENNSYLVANIA

ORDINANCE NO. 04-2018

AN ORDINANCE REGULATING THE MAKING OF  
OPENINGS IN PUBLIC STREETS AND DIGGING THEREIN  
AND THE LAYING OF PIPELINES AND SEWERS IN PLEASANT  
TOWNSHIP, WARREN COUNTY, PENNSYLVANIA

AND NOW, this 10<sup>th</sup> day of July, 2018, the Supervisors of Pleasant Township, Warren County, Pennsylvania, do hereby enact and ordain as follows:

**SECTION 1:** Hereafter no person, persons, utility, firm or corporation or other entity, shall lay any meter, gas, oil or other pipes or system of pipes, whether the same be an original laying or extension or replacement of any line already laid in any of the public streets, lanes or alleys or shall bore under any Township road or shall cut through or disturb any berm in the Township of Pleasant, without first preparing and submitting to the Township Secretary a draft or plan thereof indicating the street, lane or alley in which it is proposed to lay such pipes or conduct such boring and also indicating the purpose thereof, the depth and grade at which the same is to be laid, the distance thereof from the property or street line, and the branches, Y's, T's and L's, gates and valves thereof.

**SECTION 2:** When such plan or plans as provided for in Section 1 of this Ordinance is or are submitted to the Township Secretary, the same shall then be transmitted by the Secretary to the Township Supervisors for their consideration and modification, as necessary, and final approval. No such pipe, pipes or system of pipe lines shall be laid and no such boring, cutting or disturbance shall be made in or under any street, berm, lane or alley of the Township unless the same be laid in accordance with the plan finally approved by the Supervisors as aforesaid.

**SECTION 3:** No person, persons, utility, firm or corporation or other entity shall dig or excavate in or bore under any of the streets, lanes or alleys or cut through or disturb any berm of the said Township for any purpose whatsoever, without first obtaining a permit from the Township Secretary. Fees for the issuance of the permit shall be derived from the most recently published Pennsylvania Department of Transportation Schedule of Fees for Highway Occupancy Permits based on the type of work to be performed.

**SECTION 4:** All openings of any kind or character made in streets or roads under the authority of the permit herein provided for shall be refilled by or under the direction of the person, firm or corporation or other entity who secured the permit to make such opening, and the refilling of such opening shall be of the same type of material as was removed in making the opening, and in the event that a roadway was opened, the filling of the opening shall conform to the construction of the roadway prior to opening, with reference to type of material, and depth thereof. Excess materials shall be removed from the site of the opening, and the site of the opening be restored to its condition prior to the opening.

**SECTION 5:** Prior to the issuance of a permit to make an opening in a roadway or street, the applicant for such permit shall give bond to the Township in an amount to be determined by the Township Supervisors, with two (2) sufficient sureties, in such form as shall be provided by the Supervisors of Pleasant Township.

**SECTION 6:** In the event any person, persons, firm or corporation or other entity fail to make compliance with this Ordinance, the Supervisors shall have the right after giving the property owner ten (10) days' notice in writing, to take all necessary action to restore the street to its condition prior to the making of such opening, and the right to remove excess materials from the site, the cost thereof plus twenty-five percent (25%) added thereto to be collected by the Township from the person, firm or corporation or other entity offending.

**SECTION 7:** Any person, firm or corporation or other entity who or which violates any of the provisions of this Ordinance shall be subject to a penalty of not less than Three Hundred Dollars


(\$300.00) or more than One Thousand Dollars (\$1,000.00), to be recovered as penalties are now by law recoverable.

**SECTION 8:** This Ordinance shall become effective five (5) days after the date of the adoption hereof.

**IN WITNESS WHEREOF,** the Supervisors of Pleasant Township have adopted and enacted this Ordinance the day and year first above written.

**PLEASANT TOWNSHIP SUPERVISORS**

ATTEST: (seal)

  
Dea Ann Adams  
Secretary

By Aiden W Kuspi

By John R Phillips

By Al B...

120276

