

MONROE TOWNSHIP  
SNYDER COUNTY, PENNSYLVANIA

ORDINANCE NO. 86-4

AN ORDINANCE OF MONROE TOWNSHIP, SNYDER COUNTY, PENNSYLVANIA, REQUIRING ALL PERSONS CONNECTING DRIVEWAYS TO PUBLIC ROADS TO OBTAIN PERMITS THEREFOR; REQUIRING THE SUBMISSION OF PLANS PRIOR TO THE ISSUANCE OF SAID PERMITS; AUTHORIZING DISAPPROVAL WHERE THE CONNECTION WOULD RESULT IN DRAINAGE OR OTHER PROBLEMS; REQUIRING THE PAYMENT OF A FEE FOR THE THE ISSUANCE OF SUCH PERMITS; AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, Monroe Township has suffered damage to the streets and property owned by the Township as a result of the improper connection of driveways to Township roads which improper connections have caused poor drainage and hazardous driving conditions; and

WHEREAS, the Township deems it necessary for the proper management, care and control of its public road system to regulate the connection of driveways to Township roads.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of Monroe Township, Snyder County, Pennsylvania, as follows:

Section 1. This Ordinance shall be known and hereafter referred to as the Monroe Township Driveway Ordinance.

Section 2. For the purposes of this Ordinance, the following terms shall have meanings subscribed thereto, as follows:

- (A) Board--the Board of Supervisors of Monroe Township, Snyder County, Pennsylvania;
- (B) Contractor--the party, person, firm partnership and/or corporation who or which installs a driveway,

including all agents, officers or employees of said party, person, firm, partnership and or corporation;

(C) Driveway--any area of land designated or to be used as a means of ingress and/or egress for either vehicles and/or pedestrian traffic from a public road to a piece, parcel or tract of land;

(D) Owner--the owner of the land upon which the driveway is located;

(E) Permit--a permit issued by the Board to signify approval of the driveway connection;

(F) Person--any individual, partnership, company, association, society, corporation or other group or entity;

(G) Public road--any road, street, alley or public thoroughfare whether actually maintained by Monroe Township as part of its road system, or whether shown on a subdivision or land development plan and intended to be offered or dedicated to Monroe Township in the future as part of its road system.

Section 3. No person, owner and/or contractor shall hereafter install, initiate any work, or allow the installation or initiation of any work toward the installation of a driveway without first obtaining a permit therefor from the Board.

Section 4. Any person, owner and/or contractor shall, prior to obtaining a driveway permit, file an application, on an application supplied by the Board, reflecting and showing the location of the driveway relative to the premises and designating the course, grade,

structure, materials and drainage facilities, if any, involved in the construction of the driveway. The application shall be reviewed by the Professional Licensed Surveyor or Road Foreman of the Township. The proposed method of constructing or making said connection of said driveway, as reflected on the application, is such that it will (1) minimize the adverse effect of storm water run-off resulting from said connection, (2) not cause damage to the road to which the driveway is to be connected, and (3) not create or increase hazardous driving conditions for those persons using the road to which the driveway is to be connected. If permit information is found satisfactory the Board will issue, or cause to be issued, the permit. If the plan is found deficient, or if in the opinion of the Township, Surveyor or Road Foreman the plan could be improved so as to (1) minimize the adverse effect of storm water run-off, (2) lessen drainage to the road to which the driveway is to be connected, or (3) lessen hazardous driving conditions on the road to which the driveway is to be connected, the Surveyor or Road Foreman shall, by written communication to the owner, notify him of the changes to be made. The applicant shall immediately make such changes and return the revised plan to the Township. When such plan is in acceptable form, the Board shall approve or cause the same to be approved and the permit issued.

Section 5. The application shall be accompanied by such fee of Twenty-five (\$25.00) Dollars.

Section 6. All construction in any way incidental to the installation of the driveway shall be performed in strict compliance with the approved plans.

Section 7. Each driveway, whether serving the same premises or not, shall require an individual permit.

Section 8. Any owner, person and/or contractor who or which shall violate any of the provisions of this Ordinance shall, upon conviction thereof by summary proceeding before any District Justice having jurisdiction, be sentenced to pay a fine of not more and Three Hundred (\$300.00) Dollars. Upon judgment against any person by summary conviction, or by proceedings by summons on default of the payment of the fine imposed and the costs, the defendant may be sentenced and committed to the county jail for a period not exceeding thirty (30) days. All fines collected for the violation of this Ordinance shall be paid to the Treasurer of the Township for the general use of the Township.

Section 9. If any section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance is declared by any reason to be illegal, unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect or impair the validity of the Ordinance as a whole, or any other section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of the Ordinance. The Board of Township Supervisors hereby declare that it would have adopted this Ordinance and each section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase and word thereof, irrespective of the fact that any one or more of the sections, sub-sections, provisions, regulations, limitations, restrictions, sentences, clauses, phrases or words may be declared illegal, unconstitutional or invalid.


Section 10. This Ordinance shall repeal any inconsistent Ordinances.

Section 11. This Ordinance shall become effective five (5) days after enacted by the Board of Supervisors of Monroe Township.

ORDAINED AND ENACTED this 8 day of July, 1986.

ATTEST:

BOARD OF SUPERVISORS OF MONROE TOWNSHIP, SNYDER COUNTY, PA.

  
Alison A. Sewinski  
Secretary

Lee A. Shaffer  
Supervisor

Eugene R. Payne  
Supervisor

Paul J. Banky  
Supervisor

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