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**PART 1**  
**RESERVED**

## PART 2

### DRIVEWAYS AND HIGHWAY OCCUPANCY PERMITS

#### § 201. General Provisions.

It shall be unlawful for any person, firm or corporation to construct a driveway, modify a portion of a driveway within State or Township rights-of-way, or make an opening into a Township street, road or highway, or to install a ditch, drain, or sanitary sewer in or along the Township street, road or highway without first securing a permit as hereinafter provided, and in accordance with the standards adopted by the Board of Supervisors.

#### § 202. Application for Permit.

Any person, firm or corporation desiring to construct a driveway, pave, or modify a driveway within the right-of-way or make an opening into, or install a ditch, drain, or a sanitary sewer in or along a Township street, road or highway, shall make application to the Township Office, in writing, for that purpose. Such application shall be upon blanks furnished by the Township and shall set forth the name of the applicant, the exact location of the driveway, opening, ditch drain, or sanitary sewer the approximate size, width, depth, grade or relative measurements thereof and the type of material proposed to be used. The appropriate Township Officer shall issue such permit if the application conforms with the standards and details adopted by the Board of Supervisors.

#### § 203. Driveway Standards.

- A. All driveways which provide access to arterial streets, if such driveways are permitted by the Township, shall be designed with turnaround areas so that cars will not back onto the arterial street and will enter the street head-on.
- B. Provision shall be made at all intersections of driveways with streets to ensure adequate storm water drainage and erosion and sediment control.

The Township will require plans to show the construction of the driveway and handling of storm drainage where the driveway intersects the street. The Township may further require that the specific proposals for the construction of the driveway and treatment of storm drainage and erosion and sediment control for the driveway be submitted to the Township for approval.

Drainage plans shall comply with the details as shown on the "Driveway Drainage Diagram" included with this ordinance.

- C. Driveways shall be placed at locations at which sight distance is adequate to safely allow each permitted movement to be made into or out of the driveways; such that the free movement of normal street traffic is not impaired; such that the

driveways will not create a hazard; and such that the driveways will not create an area of undue traffic congestion on streets.

Driveways shall be so located, designed, and constructed as to provide optimum sight distance at their intersection with the street. Sight distances shall be measured in each direction along the street center line from a point on the driveway eight feet (8') from the edge of the street cartway. The minimum required sight distance is based upon the type of road accessed as follows:

<u>Type of Road Accessed</u>	<u>Minimum Sight (each direction)</u>
Expressway	No driveway access permitted
Arterial Street	220 feet
Collector Street	200 feet
Local Access Street	150 feet
Single Access Street	75 feet

The Township may require the driveway to a lot which abuts two or more streets to be restricted to that street which can more safely accommodate its traffic.

- D. A clear sight triangle of a minimum of twenty-five feet (25') shall be provided at the intersection of a driveway servicing a one or two family dwelling with a Township Street. A clear sight triangle of a minimum of forty feet (40') shall be provided at the intersection of all other driveways with Township Streets. Such clear sight triangles shall be measured from the intersection of the center line of the driveway and the center line of the street and measured along the center line of the street and driveway.

Within such clear sight triangles, no vision-obstructing object shall be permitted which obscures vision above the height of thirty inches (30") and below the height of ten feet (10'), measured from the center line grades of the intersecting driveway and street.

- E. Entrances to private driveways serving multiple-family dwellings shall be rounded at a minimum radius of ten feet (10'). The maximum radius shall be thirty feet (30').

Entrances to private driveways serving one and two family dwellings shall be rounded at a minimum radius of five feet (5'). The maximum radius shall be twenty feet (20').

- F. The angle of a driveway as it intersects a street shall be such that a vehicle entering the driveway may do so in an orderly and safe manner with a minimum of interference to through street traffic and such that a vehicle leaving the driveway may enter safely into the lane of traffic moving in all legal directions.

Driveways shall intersect streets as nearly as possible at right angles, and in no case at an angle of less than sixty (60) degrees or more than one hundred twenty (120) degrees. Provided that the Township may permit the use of one-way driveways on a property, and such one-way driveways may intersect streets at an angle of not less than forty-five degrees. Otherwise, no property shall have more than one (1) vehicular access to a public road, except under the following conditions.

1. The property has frontage upon more than one (1) road, in which case one (1) access may be permitted to each road, provided that all other requirements of this Section are met by each access.
  2. The property has road frontage at least two and one-half (2-1/2) times as large as what is required for the zoning district in which it is located.
- G. Private driveways shall have such spaces as to furnish safe and convenient parking spaces and to provide a safe and convenient means of access. The grades and construction materials of driveways shall be such that the materials of the driveway will not wash onto public streets.
- H. Grades for driveways shall be subject to the following conditions:
1. Driveway grades shall not exceed five percent (5%) within twenty feet (20') of street cartway lines.
  2. For one nor two family residential driveways, the maximum permissible grade within the next fifty feet (50') shall be fifteen percent (15%).
  3. For all other driveways, the maximum permissible grade within the next fifty feet (50') shall be ten percent (10%).
  4. The first twenty feet (20') of all driveways, except limited use driveways (with an average usage of less than five (5) trips per week), must be paved. Additional paving may be required for residential driveways exceeding eight percent (8%) grade or other driveways exceeding five percent (5%) grade.
  5. All driveways with a center line grade exceeding 5% in the first 20 ft. behind the ultimate right-of-way shall have a separate area (20'x12') outside of the shoulder and drainage areas graded to a maximum slope of 5% for emergency parking.
- I. The center line of entrances to private driveways serving one and two family dwellings shall be located at least sixty feet (60') from the point of intersection of the nearest street cartway lines if only minor streets are involved, at least eighty feet (80') if a collector street is involved, and at least one hundred twenty feet

(120') if an arterial street is involved. The center line of, entrances to private driveways serving multiple-family dwellings or nonresidential buildings shall be located at least eighty feet (80') from the point of intersection of the nearest street cartway lines if only minor streets are involved, at least one hundred twenty feet (120') if a collector street is involved, and at least one hundred sixty feet (160') if an arterial street is involved. The Township may also require a driveway to be located directly across the street or driveway on the opposite side of the street the driveway intersects if the Township judges that offset driveways will create a safety hazard.

- J. Driveways shall have a minimum of nine feet (9') and a maximum width of thirty-six feet (36'). Driveways more than eighteen feet (18') wide shall have clearly delineated lanes for ingress and egress.
- K. Access drives shall not be closer than ten feet (10') of a fire hydrant, catch basin or drain inlet.
- L. Where drives enter a bank through a cut, retaining walls shall be provided, or in lieu thereof, the side slopes of the cut shall be graded to not more than one-half foot vertical to one foot horizontal within ten feet (10') of the point where the driveway intersects with the right-of-way line of the public street.
- M. No more than one (1) lot may have access by one (1) driveway except as specifically permitted by the Township Supervisors.
- N. Any modifications such as drainage improvements, grading, or paving to portions of existing driveways within state or township rights-of-way require a permit and are subject to compliance with applicable sections of this ordinance.
- O. Driveways shall be constructed in such a way as to accommodate reasonable snow removal without placement of any snow on the public cartway or shoulder areas of the public cartway or shoulder. It shall be unlawful to deposit plowed snow from off of the public cartway or shoulder areas onto the public cartway or shoulder.
- P. Driveways shall be constructed and maintained in such a way as to prevent the tracking of mud and debris onto the public cartway. Any debris tracked or eroded onto a public cartway constitutes a possible road hazard and must be removed immediately.

#### **§ 204. Precautions.**

During such installation, every necessary and reasonable precaution shall be taken by the applicant and the parties making the same to keep the drains open and to maintain the street in a safe and passable condition; and such permit shall be issued no the express condition that the person to whom the same is issued shall indemnify, save and hold harmless the Township from

any loss or damage of any kind occasioned by the construction of such driveway or installation of such ditch or drain.

**§ 205. Performance of Work.**

In the event that any work performed pursuant to such permit shall, in the opinion of the Township Engineer, be unsatisfactory and the same shall not be corrected in accordance with his instructions within the time fixed by him, such time not to be less than three (3) days, or in the event the work for which the permit was granted is not completed within the time fixed by such permit, the Township may proceed to correct such unsatisfactory work or complete any such work not completed and charge the cost thereof, plus any penalties allowable by law, to the applicant. In default of payment of such charges and penalties within thirty (30) days after written notice thereof, the same shall be collected by the Township in the same manner provided by law for the collection of municipal claims.

**§ 206. Reserved.**

**§ 207. Repeal of Ordinance.**

Any ordinance or part of an ordinance conflicting with this Ordinance is hereby repealed insofar as the same affects this Ordinance.

**§ 208. Availability of Other Remedies.**

This Ordinance shall not be construed to be the sole means for compliance with the terms of this Ordinance within the Township of Robeson and nothing shall preclude any person, Township or public official from proceeding individually or with other persons, to effect any violation of the terms of this Ordinance.

**§ 209. Penalty for Violation.**

Any person, partnership or corporation who or which has violated the provisions of this Ordinance shall, upon being found liable therefore in a civil enforcement proceeding commenced by the Township, pay a judgment of not more than \$600 plus all court costs, including reasonable attorney fees incurred by the Township as a result thereof. No judgment shall commence or be imposed, levied or be payable until the date of the determination of a violation by the district justice. If the defendant neither pays nor timely appeals the judgment, the Township may enforce the judgment pursuant to the applicable rules of civil procedure. Each day that a violation continues shall constitute a separate violation. In addition to or in lieu of civil actions before a district justice, the Township may enforce this Ordinance in equity.

(Ordinance No. 93-07, 11/16/93; amended by Ordinance No. 96-03, 6/18/1996; amended by Ordinance No. 97-01, 1/21/1997; amended by Ordinance No. 99-02, 3/16/99; amended by Ordinance No. 02-06, 6/18/02)

## PART 3

### STREET OPENING AND EXCAVATION

#### § 301. Definitions.

- A. Definitions. The following words, terms and phrases when used in this Ordinance shall have the meanings ascribed to them in this Section unless the context clearly indicates a different meaning.

Applicant. The person filing a written application under this Ordinance.

Board of Supervisors. The Board of Supervisors of the Township of Robeson.

Boring. A hole or passage made by a drill.

Engineer. The Township Engineer or other person duly authorized and appointed by the Board of Supervisors to perform the duties of Engineer.

Excavation. Any activity within the right-of-way of any street, alley or cartway which involves cutting, breaking, or disturbing the surface thereof. In this Ordinance, the term “opening” shall have essentially the same meaning as excavation. The term boring when under a roadway shall be considered excavation for purposes of this Ordinance and require compliance therewith.

Facility. Including, but not limited to, any pipe, buried wire, cable and appurtenances, or any other object, structure or material of any kind, which may be lawfully constructed, left, placed, or maintained in, across, under, over, upon or along any street or other public place.

Permit. Document issued by the Engineer or Board of Supervisors regulating the opening and closing of excavations in dedicated streets, subject to the regulations and conditions of this Ordinance.

Permit Holder. An applicant for whom a permit has been issued.

Person. Any natural person, partnership, association, firm or corporation.

Street. The right-of-way of any dedicated public street, avenue, road, square, boulevard, highway, alley, or other public place located in the Township of Robeson, except for state highways, to which this Ordinance shall not apply.

Township. The Township of Robeson, Berks County, Pennsylvania.

Utility. A person owning a Utility Facility, including any wholly owned or controlled subsidiary, and also including any plumber or any other contractor hired or engaged by the owner of the Utility.

Utility Facility. All privately, publicly or cooperatively owned lines and systems for producing, transmitting or distributing communications,

electricity, heat, gas, oil, crude products, water, steam, waste, wastewater, Stormwater, and other similar commodities, which directly or indirectly serve the public, and all appurtenances and attachments thereto.

- B. Word usage. The singular shall include the plural and the plural shall include the singular, and the masculine shall include the feminine and neuter.

**§ 302. Permit Requirements.**

- A. It shall be unlawful for any person to drill any hole or make any opening or excavation in any street in the Township without first having obtained from the Township, as reviewed and/or administered by the Township Engineer, a permit pursuant to this Ordinance.
- B. All work authorized by permit shall be done in strict conformity with said permit and in strict conformity with the provisions of this Ordinance.
- C. No permit shall be issued until the applicant therefor shall have complied with the following conditions:
  - 1. Application for permit, in accordance with Section 303 of this Ordinance.
  - 2. Payment of the appropriate permit fee and security deposit, as applicable, in accordance with Section 305 of this Ordinance.
- D. In the case of an emergency, a person may open or excavate any street without first having obtained a permit pursuant to this Ordinance. In that event, said person shall, within 24 hours of the commencement of said work, apply for a permit pursuant to this Ordinance. In the event that said work for said emergency occurs during a holiday or such other day when the Township Office is closed and a permit cannot be obtained, then the required permit under the terms of this Ordinance shall be obtained on the first working day thereafter.

**§ 303. Application for Permit.**

- A. Application. Each person requesting a permit under this Ordinance shall file an application therefor with the Township Engineer, which application shall state the following:
  - 1. The purpose for which such opening or excavation is to be made.
  - 2. The location and approximate dimensions of each of such openings or excavations.
  - 3. An estimate of the length of time required for the work to be done under said permit.

4. The name, address, and principal place of business of the applicant.
  5. The applicant's acceptance of all liability for any damage to any person or property, including that of the Township, caused by the opening, excavating, or occupying of the street.
- B. **Proof of Insurance.** At the time of the filing of the application for a permit, the applicant shall provide to the Township proof of general liability insurance insuring the applicant, its agents, employees, contractors, successors and assigns, and the Township, its officials, agents, employees, contractors, successors and assigns, in accordance with the limits of insurance as may be set by the Board of Supervisors. The applicant, its agents, employees, contractors, successors and assigns, shall also provide to the Township at the time of the filing of the application, proof of workers' compensation insurance, special hazard insurance, property damage insurance, automobile insurance, truck insurance, and/or blasting damage insurance, as applicable, in all cases where the Board of Supervisors deems such insurance coverage necessary.
- C. **Review Fees.** In any case where the Township requires the Township Engineer to review the plans for the work as required herein, or to inspect the work performed or caused to be performed by the permit holder, the permit holder shall pay to the Township the cost of the engineering services prior to the release of any posted financial security. If financial security is not required, the permit holder shall be responsible to pay the Township the costs for the review within thirty (30) days of receipt of a bill therefor.
- D. **Approval and Issuance.** Approval and issuance of the permit shall be granted or denied by the Township Engineer, no later than fifteen (15) days after all of the requirements for permit application have been fulfilled. If the application for permit is denied for any reason, written notice of disapproval together with reasons therefor shall be given to the applicant within five (5) days of such denial.

#### **§ 304. Conditions of Permit.**

Any permit granted pursuant to this Ordinance shall be granted for a designated purpose at a specific location and for a specified period of time. The permit may contain any further conditions as may be required by the Township Engineer. All work performed pursuant to a permit issued under this Ordinance shall be done strictly in accordance with the terms of this Ordinance and strictly in accordance with the terms and conditions set forth in any permit issued hereunder.

### **§ 305. Permit Fee and Financial Security**

A. Permit Fee.

All applications shall include payment of permit fee in the amount of Seventy-Five Dollars (\$75.00) per proposed street opening, which sum shall be for the use of the Township.

B. Financial Security.

All applications for a Utility shall include one of the following:

1. A deposit with the Township for the sum of One Thousand Dollars (\$1,000.00) as a security deposit, which sum may be applied by the Township for the cost of follow up restoration of the street opened or excavated. Any balance remaining on said security deposit may be returned by the Township to the permit holder, or the Township, in its discretion, may retain any balance as liquidated damages. In the event that said security deposit is not sufficient to cover all costs of restoration, then and in that event the permit holder shall pay to the Township the amount of such deficiency within 10 days of written notification by the Township to the permit holder of the amount of the deficiency.
2. In lieu depositing the security deposit of One Thousand Dollars (\$1,000.00) as hereinabove provided, a Utility may submit a performance bond with corporate surety in such amount and shall include such conditions as the Township may require and approve. In the event said bond is approved by the Township and thereafter any person having submitted such bond violates the provisions of this Ordinance, the Township, in its sole and absolute discretion, may cancel and return the bond to said person and require said person to deposit a cash security deposit as hereinabove stated.
3. The financial security shall be retained by the Township for a period of one year from date of completion. At the expiration of the year, the funds shall be returned as set forth herein.

### **§ 306. Barriers, Warnings, and Traffic Control.**

The permit holder shall be responsible at all times from the commencement of work until the termination of work for placing barriers, warning signs and warning signals around said opening or excavation.

When the applicant anticipates that it will be necessary to close a portion of a street to vehicular traffic in order to perform the permitted work, the applicant shall submit a Work Zone Traffic Control (“WZTC”) plan with the application, for review and approval by the Township, prior to issuance of the permit. All WZTC shall be conducted in strict compliance with PennDOT Pub. 203M, and Penna. Title 67, chapter 204, as it applies to the specific project. No vehicles,

equipment or labor force may occupy or perform any work within the street until all proper WZTC is in place.

**§ 307. Notice of Completion; Supervision of Restoration.**

Within five (5) days of completion of the excavation or street opening work, the permit holder shall notify the Township. The Township may elect, in its discretion, to require the Township Engineer to supervise and inspect the refilling and restoration work, both upon completion of the work, and/or at the expiration of the maintenance period as set forth in Section 305 of this Ordinance.

**§ 308. Limitation on Opening of Newly Paved Streets for Utilities.**

No street opening or excavation shall be permitted and no permit pursuant to this Ordinance shall be granted for a Utility for any street opening or excavation of any newly paved street for any purpose whatsoever within three (3) years from the date of the Township Engineer's certification of the completion of such paving, except for emergency repairs. In the event that any opening or excavation shall take place for a Utility for any purpose whatsoever, including emergency, within the first three (3) years from the date of completion of paving of any street, then and in that event the person performing such work shall pay to the Township the sum of One Thousand Five Hundred Dollars (\$1,500.00) for the use of the Township. Said payment of One Thousand Five Hundred Dollars (\$1,500.00) for the use of the Township shall be in addition to all costs to said person for the refilling and restoration of said street opening or excavation, which shall be the sole responsibility of the person making such street opening or excavation.

**§ 309. Protection of Existing Facilities.**

The permit holder shall determine the identity and location of any existing facilities in the area of the proposed excavation, including but not limited to, utilization of the PA One Call System to avoid conflict with or damage to such facilities, in accordance with the Act of December 10, 1974, P.L. 852, No. 287, 1 et seq., as amended. The PA One Call contact must be made a minimum of three (3) working days prior to performing any excavation. No Township-owned facility shall be moved to accommodate the work to be performed or caused to be performed by the permit holder, unless permission is first obtained from the Township. The cost of moving any Township-owned facility shall be borne by the permit holder. The permit holder shall support all facilities affected by the excavation work by the latest approved methods, and take all steps necessary to support, sustain and protect the facilities under, over, along or across the work being performed. In the event any existing facility is damaged, it shall be promptly repaired at the expense of the permit holder. The permit holder shall also be responsible for all damage to any public or private property as a result of damage to any existing facility caused by the permit holder, its agents, employees, contractors, successors or assigns.

**§ 310. Performance of Work; Standards.**

- A. General trench repaving and restoration.
  - 1. The street construction contractor shall maintain the surface of all trenches and shall repair all depressions, settlements, washouts or other potential hazards, as determined by the Township Engineer, until such time as the street construction contractor is notified by the Township Engineer in writing that the trench surfaces are satisfactory for permanent repaving or restoration.
  - 2. The street construction contractor shall replace all guide rails or fences, sidewalks, signs, curbs and gutters, driveways, or other items as directed by the Township Engineer, which have been damaged or removed in the course of the work. They shall conform in size and shape, and be equal in quality of material and workmanship to the original structures prior to being disturbed.
  - 3. All materials specified in this section shall be as described in the Specifications of the Pennsylvania Department of Transportation (PennDOT) Publication 408 Specifications (latest revision), or any superseding PennDOT publication on the same subject.
  - 4. Maintenance, temporary and permanent repaving, and restoration of trenches in state highways and municipal roads shall be in accordance with the specifications of PennDOT Publication 408 and Title 67 Pa. Code, Chapter 459, or any superseding PennDOT publication on the same subject.
- B. All openings or excavations of streets, excepting drill holes, shall, before completion, be cut with a power saw and not with an air jackhammer or similar device.
- C. Where test holes have been drilled, they shall be filled and sealed with hot tar.
- D. Maintenance and restoration.
  - 1. In paved and unpaved highways, streets, alleys, sidewalks, and shoulders, temporary repaving shall be maintained for a minimum of 90 days, or as otherwise directed by the Township Engineer, before permanent pavement is installed.
  - 2. During this period, any sinking or other deterioration of the trench shall be repaired. No dirt or loose material shall be allowed on the trench. Along private rights-of-way, trenches shall be maintained for a minimum of 90

days after backfilling, or as otherwise directed by the Township Engineer before permanent restoration is made.

3. During this period, any sinking of the trench shall be repaired by constructing to grade with clean, approved fill material.
4. Trenches shall be restored to the condition existing prior to start of the work; and shall include, but not be limited to, reseeding or resodding lawns, replacing trees and shrubbery damaged by the street construction contractor, and replacement of curbing, driveways, walkways, guide rails or fences.
5. The street construction contractor shall repair any sinking or defective trench, in a manner approved by the Township Engineer, occurring during a period of one year from the date of substantial completion of the work as determined by the Township Engineer.

E. Permanent restoration. Backfilling of any openings or excavations shall be as follows:

1. A bed of screenings two inches under the utility or conduit line up to the spring line of the utility or conduit line.
2. From spring line to a level six and one half inches below the surface of the trench shall be backfilled with 2A modified stone aggregate, mechanically tamped at four-inch intervals.
3. Before completing backfill of trench, a saw cut shall extend a minimum of 12 inches beyond the trench opening on all sides of the excavation.
4. State highways:
  - a. Trench restoration within state highway rights-of-way shall be in accordance with the requirements of the most recent revisions of Publications 282 and 408, the RC standards and any other applicable state requirements, or any superseding PennDOT publication on the same subject.
5. Unpaved municipal streets or shoulders:
  - a. Permanent restoration of unpaved municipal streets and shoulders shall be a minimum of eight inches thick of PennDOT 2A Aggregate (2A-modified), well rolled and compacted.
6. Municipal streets - flexible base pavement:
  - a. Excavate and remove all temporary restoration materials and 2A

aggregate to a depth of five inches. Provide a minimum one-foot cutback on either side of the trench to a depth of six and one half inches and an additional one-foot milled paving notch (beyond the one-foot cutback) to a depth of 1.5 inches.

- b. Apply bituminous tack coat to all exposed edges of the excavation.
  - c. Unless otherwise specified, place five inches compacted Superpave Mixture 25mm base course, PG64-22, 0.3 to three million ESALs.
  - d. Apply bituminous tack coat to the one-and-one-half-inch milled paving joint and apply a one-and-one-half-inch compacted wearing course using Superpave Mixture 9.5mm, PG64-22, 0.3 or three million ESALs, SRL-"M" (or other SRL as specified by the Township Engineer).
  - e. Upon completion of the permanent restoration, seal all paving joints with hot PG64-22 or approved equal.
- F. Temporary restoration. In streets, highways, alleys, driveways, or sidewalks, after the trench has been backfilled and properly compacted to the depths below the street or pavement grade hereinafter described, temporary repaving shall be installed as follows:
- 1. Sidewalks: Trenches shall be temporarily restored by placing and compacting eight inches of No. 2A Modified Aggregate (PennDOT 2A Aggregate).
  - 2. State highways: Trenches within state highways and state highway shoulders shall be temporarily restored in accordance with all applicable PennDOT regulations, standards and the applicable PennDOT highway occupancy permit (HOP) for that specific project.
  - 3. Unpaved municipal streets or shoulders: Trenches shall be temporarily restored by placing and compacting eight inches of 2A Modified Aggregate (PennDOT 2A Aggregate).
  - 4. Municipal paved streets:
    - a. Trenches shall be temporarily restored by placing and compacting a minimum two inches PennDOT bituminous stockpile patching material (cold patch) if the permanent trench restoration will be completed prior to the annual cutoff date for hot bituminous applications, but in no event later than October 31 unless approved in writing by the Township Engineer.

- b. In the event the temporary trench restoration will not be permanently restored prior to the winter season, a minimum 2 1/2 inches compacted nineteen-millimeter binder shall be placed as temporary restoration.
  - c. The street construction contractor shall be responsible for monitoring and maintaining all trench settlement at all times until the permanent trench restoration is completed and accepted by the Township Engineer.
  - d. During nonworking periods, if the street construction contractor fails to maintain trench settlement within 24 hours' notice by the Township, the Township shall have the right to perform whatever maintenance is necessary for both motoring and pedestrian traffic and at the sole cost of the street construction contractor including but limited to overtime or double time depending on hourly rate for weekend or holiday call outs.
- G. Where major street openings or excavations are done on a newly constructed street or a street repaved within three (3) years prior to the date of issuance of said permit, the entire street covered by the permit issued at the location where the work is to be done, in the discretion of the Board of Supervisors, shall be resurfaced with paving materials prescribed by the Township Engineer. The work of resurfacing shall be examined and inspected by the Township Engineer. Upon satisfactory completion of said resurfacing, the Township shall return to the permit holder any deposit, bond or other security as provided for in this Ordinance. In the event said person shall fail to restore or resurface said street in a satisfactory manner, the Township may perform said work and apply any amount of the security and/or bond against the costs incurred by the Township for said restoration. In addition, in the event that the cost of said work should exceed the amount of the deposit and/or bond, the permit holder shall pay to the Township the deficiency within ten (10) days of the date of written notification by the Township to the permit holder. No further permit shall be issued to any person unless and until all deficiencies so billed by the Township to said person shall have been paid in full.

### **§ 311. Violations and Penalties.**

Any person who violates any provision of this Ordinance and/or permit issued thereunder shall, upon conviction thereof in a summary proceeding before a district justice, be subject to pay a fine of not more than One Thousand Dollars (\$1,000.00), together with costs of prosecution, and/or imprisonment for a period not to exceed 90 days. Each day that a violation of this Ordinance continues shall constitute a separate offense.

(Ordinance 12-02, 7/17/12)

## **PART 4**

### **CHANGE OF STREET NAMES**

#### **§ 401. Change of Street Names.**

The streets set forth in Exhibit "A" attached hereto and made a part hereof be changed and/or amended unto the "new Name" as set forth in said exhibit between the locations designated therein.

(Ordinance No. 99-10, 10/26/99)

**EXHIBIT “A”  
ROBESON TOWNSHIP  
STREET ADDRESSING – PUBLIC ROAD NAME CHANGES**

<b>ROUTE NUMBER</b>	<b>OLD NAME</b>	<b>NEW NAME</b>	<b>FROM</b>	<b>TO</b>
T-324	Hartz Rod	Sell Road	Westley Road	Brecknock Township
T-326	Ridgewood Road	Ridgeway Road	Cumru Township	Green Hills Road
T-332	Hettinger Road	Beech Road	Cumru Township	Brecknock Township
T-339	Tower Road	Fire Tower Road	Mill Road	Union Township
T-341	Sleepy Hollow Road	Westley Road	Morgantown Road	Brecknock Township
T-343	Proud Foot Road	Proudfoot Drive	Green Hills Road	Old River Road
T-353	Seyfert Road	Seyfert Drive	Main Street	Cul-de-sac
T-359	Lauch Road	Lauck Road	Morgantown Road	Morgantown Road
T-361	Old River Road	Schuylkill Road	Borough of Birdsboro	Main Street (near Rock Hollow Road)
T-364	Bromhead Road	Mountz Road	Hay Creek Road	Hay Creek Road
T-369	First Street	West First Street	Borough of Birdsboro	West end
T-399	Mountz Road/Oak Grove Road	Mountz Road	Furnace Road	New Morgan Borough
T-403	Briarwood Boulevard	Briarwood Drive	Red Hill Road	Briarwood Drive
T-425	Chestnut Court	Superior Drive	White Bear Road	Cul-de-sac
SR0010		Morgantown Road	Cumru Township	New Morgan Borough
SR0082		Hay Creek Road	Borough of Birdsboro	Union Township
SR0082		Hay Creek Road	Union Township	Caernarvon Township
SR0568		Kurtz Mill Road	Morgantown Road	Brecknock Township
SR0568		Green Hills Road	Morgantown Road	Main Street
SR0724		Main Street	Borough of Birdsboro	Cumru Township
SR2001		Chestnut Hill Road	Morgantown Road	Caernarvon Township
SR2017		Gibraltar Road	Exeter Township	Main Street
SR3024	Maple Grove Road	Alleghenyville Road	Morgantown Road	Brecknock Township

## PART 5

### INSTALLATION AND MAINTENANCE OF HOUSE NUMBERS AND STREET SIGN SPECIFICATIONS

#### § 501. Definitions.

For the purpose of this Ordinance, the following terms are defined.

**Clearly Visible.** Displayed in a manner that allows the sign to be clearly seen, day or night, from the street in front of the building unobstructed by trees, shrubs, vegetation or any structures upon the property.

**House Number.** The number which has been or shall be legally assigned to a residence, apartment building, or business for the purpose of identification and for use by the United States Postal Service for the delivery of mail.

**Property Owner.** The person(s), corporation(s) or other legal entity or entities who own or lease any residence, apartment building or business located within the Township of Robeson.

**Street Sign.** The sign which displays the name of the street as approved by the Robeson Township Planning Commission, whether intended as a dedicated public street or private lane.

#### § 502. Standards of Display.

Effective November 30, 1999, the property owner of each residence, apartment building or business shall provide and display the legally assigned House Number and/or other required identification as follows:

- A. **House Number.** The owner of any residence, apartment building or business shall display the House Number in such a fashion that it is clearly visible from the street, day or night. The House Number shall be made up of numbers which are not less four inches (4") in height, reflective, contrasting in color with the background on which they are affixed, and as near to the front entrance as possible and practicable.
- B. **Public Street, Private Lane and Driveway.**
  1. The owner of any residence, apartment building or business which is located on a private lane which intersects with a public street shall display the legally assigned House Number at the intersection of the private lane and the public street or at the intersection of the driveway and public street if the lane has been properly named and posted, and shall also display the House Number at the intersection of the private lane and the driveway; and shall furthermore display the House Number on the residence, apartment building or business nearest the point where a vehicle would stop at the building.

2. Each display of House Number shall be made up of numbers which are not less than three inches (3") in height, in white on a green reflective background approximately six inches (6") by eighteen inches (18") in size. At the intersection of the private lane and the public street and each intersection of the private lane and driveway, the numbers shall be placed upon a post or other structure which displays the numbers forty-eight inches (48") above the ground on two (2) sides visible to traffic approaching in either direction of travel.
  3. Such signage shall be obtained from a source of such quality as Safety Home Address or its equivalent, or obtained from the Gibraltar Fire Company or Brecknock Fire Company.
- C. **Malls and Shopping Centers.** The property owner of any business which is located within a mall or shopping center shall display the legally assigned number at the main entrance to the business. The numbers shall not be less than four inches (4") in height and contrasting in color with the background on which they are affixed. Additionally, the property owner of each business located within a mall or shopping center shall display the name of the business and legally assigned number on the rear door to the building. The name of the business shall be in letters which are not less than four inches (4") in height and contrasting in color with the background on which they are affixed. The numbers shall be not less than three inches (3") in height in white on a green reflective background approximately six inches (6") by eighteen inches (18") in size and such signage shall be obtained from a source of such quality as Safety Home Address or its equivalent, or obtained from the Gibraltar Fire Company or Brecknock Fire Company.
- D. **Additional Numbers.** If any residence, apartment building or business (except malls and shopping centers) is located so that the House Number is not clearly visible from the street, an additional House Number shall be posted at the intersection of the driveway with the public street. The additional House Number shall be made up of numbers which are not less than three inches (3") in height, in white on a green reflective background approximately six inches (6") by eighteen inches (18") in size and placed upon a post or other structure which displays the number forty-eight inches (48") above ground. Such signage shall be obtained from a source of such quality as Safety Home Address or its equivalent, or obtained from the Gibraltar Fire Company or Brecknock Fire Company.
- E. **Street Signs.** The developer of any subdivision or development which is under construction shall post approved signs with the approved name of the street and the intersecting street prior to the occupancy of any home on said street. Said street signs shall be as follows:
1. All street signs shall be constructed of extruded aluminum, sized nine inches (9") in height by the as-needed width to contain all lettering in

accordance with the state adopted Manual on Uniform Traffic Control Devices standards<sup>1</sup> in effect at the time of the installation of the sign.

2. All public street signs shall use six inch (6") white letters on a green background.
3. All private lane signs shall use six inch (6") green letters on a white background.

### **§ 503. Maintenance.**

The property owner of any residence, apartment building or business shall maintain the clearly visible display of House Numbers as required under this Ordinance at all times. Developers shall maintain street signs that are clearly visible until such time as the street has been formally accepted by the Township.

### **§ 504. Notice to Comply.**

The Ordinance Enforcement Officer of the Township of Robeson, or the individual so designated by the Board of Supervisors, is hereby authorized to enter upon private property for the purposes of inspection and to give notice by personal service or by certified mail to persons in violation of this Ordinance, including any developers relative to Section 502.E. of this Ordinance, directing them to abate such violation within ten (10) days after issuance of such notice. Each day that a violation continues shall constitute a separate offense.

### **§ 505. Penalties.**

Any property owner which violates the provisions of this Ordinance, upon conviction thereof before a District Justice after hearing held, shall be subject to a fine of not more than Three Hundred Dollars (\$300.00), plus cost of prosecution.

(Ord. 99-09, 10/26/1999; as amended by Ord. 02-05, 6/18/2002, §1; as amended and restated by Ord. 2009-05, 12/15/2009)

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<sup>1</sup> Editor's Note: 67 Pa Code Chs. 201, 203, 204, 211, 212 and 217, and 36 Pa.B. 537.

## APPENDIX

Below is a listing of ordinances adopted by the Township of Robeson regarding specific street vacations, street openings, grading, surfacing, widening, renaming, accepting, curbs, etc. Full copies of said ordinances can be found in the Township Office. Regulations on streets and sidewalks are located in Chapter 21 of the Code of the Township of Robeson.

This appendix contains an alphabetical listing of streets and, under each street, a listing of all ordained activities.

<b>Name</b>	<b>Activity</b>	<b>Location</b>	<b>Ord. No.</b>	<b>Date</b>
Boonetown Road	Opening	Between Rt. 83 and southerly side of Schuylkill Canal	15	4/5/61
Charlie Drive and Weaver Road; Buck Hollow Road; Sunset Lane and Overlook Road; Furnace Road Bridge ByPass; Seyfert Drive Extension	Deed of Dedication		96-05	9/17/96
Chestnut Court	Deed of Dedication	Between White Bear Road and Chestnut Court	93-9	12/21/93
Christy Court	Deed of Dedication	Between White Bear Road and Christy Court	98-06	9/15/98
Hamilton Woods and Chelsea Pines Subdivisions	Deed of Dedication	Between Charlie Drive and Danny Court; and between Caitlin Drive, Memory Lane and additional right-of-way along Cocalico Road	94-05	12/20/94
Cocalico Road and Caitlin Drive	Deed of Dedication	Between Cocalico Road and Caitlin Drive	93-03	6/15/93
Matlack Street	Opening	Between Albert Street to Rt. 83 and Annan Street from Albert Street to Rt. 83 and portion of Albert Street from Matlack Street to Annan Street and 100' East of	8	9/4/56

		intersection of Annan Street and Albert Street		
Ridge Road	Vacating	Between Alleghenyville Road and I-176	01-01	4/17/01
Ruby Lane	Deed of Dedication	Located in Timber Ridge Subdivision	98-07	9/15/98
Seton Road and Seton Road Bridge	Deed of Dedication	Between Seton Road and Morgantown Road	24	7/10/69
Twp. Road 312	Vacating	Between Robeson and Caernarvon Twps. for Distance of 3,576.64' to Intersection of Rt. 6176	5	11/1/54
Twp. Road 348	Revising Width	Hay Creek near Scarlet's Mill	17	3/7/63
Watercress Drive	Deed of Dedication	Between Watercress Drive and White Bear Road	93-05	9/21/93