

**CITY OF PARKER, ARMSTRONG COUNTY
COMMONWEALTH OF PENNSYLVANIA**

ORDINANCE NO. 2013-01

AN ORDINANCE OF THE CITY OF PARKER, ARMSTRONG COUNTY,
PENNSYLVANIA, PERTAINING TO THE OPENING OF CITY STREETS &
SIDEWALKS AND IMPOSING FEES.

IT IS HEREBY ORDAINED and ENACTED, by the Council of the City of Parker, County of Armstrong, and Commonwealth of Pennsylvania, as follows:

As of November 18, 2013, the following policies regarding street and sidewalk opening/repairs have been adopted.

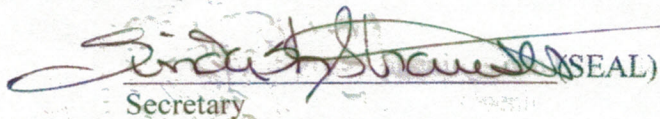
1. A \$25.00 permit fee will be charged for a standard opening (12 sq. ft. or less). The contractor will be responsible for making repairs immediately per PennDot standards or City standards if more restrictive.
 - a. A 3" Binder Base Coat, followed by 1 1/2 "Top Coat, consisting of Superpave wearing material. All patches must be sealed on ALL edges.
2. A \$100.00 permit fee will be charged for street opening **larger** than the standard opening (12 sq. ft. or less). The General Contractor/Excavator will be responsible for making the necessary repairs within ten (10) days of opening the street per PennDot standards or City Standards if more restrictive.
 - a. A 3" Binder Base Coat, followed by 1 1/2 "Top Coat, consisting of Superpave wearing material. All patches must be sealed on ALL edges.
3. Sidewalks must be left in place and intact - digging under a sidewalk must be done, cutting and removing a section of sidewalk can only be done in an Emergency and with written permission of the Street Department Head or Mayor. The contractor and property owner will take responsibility in maintaining the sidewalk. If according to the City's specifications, the sidewalk must be replaced, the contractor or property owner must immediately replace the sidewalk to the standards set by the City.
4. No street openings will be granted after October 31st or before April 1st and only **Emergency** openings can be made during this time:
 - a. Emergency Openings; Any street openings occurring after October 31st and April 1st must be maintained by the contractor/excavator until April 1st.
 - b. Multiple Openings: The contractor/excavator must contact the Director of the Street Department or Mayor for multiple openings so arrangements for proper street closings can be made.
5. No street opening shall be left open longer than five (5) business days. During this time, the opening must be maintained by the contractor/excavator/permit holder.

6. Contractor/Excavator will also be responsible for complying with the current Federal ADA regulations and implementation of ramping and other accessibility structures.
7. Any notice required herein shall be delivered to the owner of the property by personal service by a City employee, Mayor or Council member or by posting the property or by First Class postage prepaid mail at the discretion of the City.
8. Penalties:
 - a. All fines provided for in this section shall be in addition to costs.
 - b. Any person or company who shall fail to comply with this Ordinance shall, upon conviction before a Magisterial Judge, be subject to a fine of Three Hundred (\$300.00) Dollars. Every day that a person or company fails to comply with any notice or order to repair said streets, shall be deemed a separate violation of this Ordinance.
 - c. Any person or company who fails to comply with any notice or order to repair said damage to streets without receiving a permit, within sixty (60) days of the receipt of such notice, by such failure, does empower the Council to cause the costs of such repair, together with a penalty of twenty (20%) percent or, alternatively, to cover such costs and penalty together with reasonable attorney fees incurred by the City.
9. The City Council may add further specifications by Resolution.

The Council of the City of Parker reserves the right to amend this Ordinance by Resolution, particularly as to the PennDot specifications and fees for permits and materials.

ENACTED AND ORDAINED this 18th day of November, 2013 in lawful session duly assembled.

ATTEST:

 (SEAL)
Secretary

CITY OF PARKER:

By:  (SEAL)
William R. McCall, Jr. President of Council

By:  (SEAL)
William R. McCall, Jr. Mayor