

ORDINANCE NO. 74-3

AN ORDINANCE REGULATING THE DESIGN AND INSTALLATIONS OF DRIVEWAYS OPENING ON PUBLIC ROADS IN WEST BRADFORD TOWNSHIP, ESTABLISHING PROCEDURES FOR THE GRANTING OF PERMITS, MAKING OF INSPECTIONS, ADMINISTRATION AND FEES WITH RESPECT THERETO AND ESTABLISHING PENALTIES FOR VIOLATION.

BE IT AND IT HEREBY IS BY THE BOARD OF SUPERVISORS OF WEST BRADFORD TOWNSHIP ENACTED AND ORDAINED:

SECTION 1. Short Title. This Ordinance shall be known as the West Bradford Township Driveway Ordinance of 1974.

SECTION 2. Purpose. 2.1 It is the intent of this Ordinance to regulate the construction of driveways and private roads, which are not applicable to the West Bradford Subdivision Regulations, in order to provide safe access and protection to Township or State roads. /

SECTION 3. Permit. 3.1 Any person, partnership or corporation who shall construct or alter an access road, lane or driveway, hereinafter "driveway", within 25 feet of the public right-of-way shall first make application to the Building Inspector or other designated official of the Township, present plans and obtain a permit for said construction.

3.2 No building permit will be issued without first obtaining a permit to construct such access road, lane or driveway.

SECTION 4. Plans. 4.1 A Plan shall be submitted with each application which shall include at least the following:

- a. Site Plan of driveway within 25 feet of public right-of-way and 25 feet to each side of center-line of the driveway.
- b. Adjacent driveways or streets within 100 feet.
- c. Profile of driveway with existing and proposed grading within the area of the Site Plan and existing or proposed public road.

SECTION 5. Construction. 5.1 Grade - The driveway within the legal right-of-way of the public road and 25 feet therebeyond shall not exceed five percent (5%).

5.2 Material - The driveway within the legal right-of-way of the public road - Township or State shall be constructed with a base of Pennsylvania 3A stone

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compacted to four (4) inches.

5.3 Width - No driveway shall be less than twelve (12) feet wide within the limits of the legal right-of-way.

5.4 Unobstructed Site Distance - No permit shall be issued for any driveway, nor shall any driveway be constructed whereon the site distance from a point 12 feet from the edge of the cartway of the public road upon which the driveway opens is less than 100 feet in either direction with respect to the view of oncoming traffic.

SECTION 6. Drainage. 6.1 The Gutter Line, wherever possible, shall be maintained as a paved swale. It shall have a maximum depth of four (4) inches and a minimum width of twenty-four inches.

6.2 A pipe may only be placed under the drive entrances when approved by the Township Engineer. The condition where a pipe will be accepted will be governed by the gutter depth on each side of the drive. The minimum pipe size under driveway will be determined by the Township Engineer.

SECTION 7. Any structure erected in violation of the provision of this Ordinance or in violation of any plan or permit shall be and hereby is declared to be a public nuisance.

SECTION 8. Any person violating the provisions of this Ordinance or constructing any driveway at variance with the terms of this Ordinance or at variance with the terms of any plan finally approved by the Township or at variance with the terms of any permit issued hereunder shall, upon conviction before a District Justice in a summary proceeding, be sentenced to pay a fine of not more than \$300.00 together with costs of prosecution. After notification by the Township Building Inspector of the violation each day which the violation continues shall be deemed a separate offense subject to a like \$300.00 fine.

SECTION 9. In addition to the remedies provided in immediately preceding section and not in substitution thereof, the Township, through the Board of Supervisors may institute and prosecute any other action at law or in equity for the abatement or removal of violating structure or the Township may in its discretion, in addition to the other remedies herein provided, enter upon the lands where the violating driveway exists and cause the same to be removed and recover the cost of such removal

from the owner, occupier, and/or contractor, all of whom are declared to be jointly and severally liable to the Township for such costs and expenses incurred.

SECTION 10. This Ordinance shall be effective five days after the date of enactment.

Enacted and Ordained this 11 day of JUNE, 1974.

Thomas J. [unclear]

W. [unclear]

R. J. [unclear]