

## Chapter 21

### STREETS AND SIDEWALKS

#### Part 1

#### OPENING AND CUTTING OF STREETS

**§ 21-101. Action Declared Unlawful.** [Ord. 107-A1, 8/14/1978, § 1]

In accordance with the provisions of § 1156 of Article XI of the Second Class Township Code, as amended, no railroad or street railway shall hereafter be constructed upon any Township road, nor shall any railroad or street railway crossing, driveway, drain, culvert, foot walk, nor other means of ingress and egress, nor any gas pipe, water pipe, electric conduits, sewage or other piping, be laid upon or in, nor shall any telephone, telegraph or electric light or power poles, or any coal tipples or any other obstructions be erected upon or in any portion of a Township road, except under such conditions, restrictions and regulations relating to the installation and maintenance thereof, as may be prescribed in permits granted by the Township for such purpose.

**§ 21-102. Application Form.** [Ord. 107-A1, 8/14/1978, § 2]

The application for a permit shall be on a form prescribed by the Township and submitted to the Township in triplicate. The application shall be accompanied by a fee in accordance with the Schedule of Fees set forth by the Department of Transportation, for Highway Occupancy Permits and Restoration Charges. In addition, the applicant shall submit three copies of a sketch showing such dimensions as the location of the intended facility, width of the traveled roadway, right-of-way lines and a dimension to the nearest intersecting street.

**§ 21-103. Permit Required.** [Ord. 107-A1, 8/14/1978, § 3]

A permit shall be issued to the applicant after all the aforementioned requirements have been filed. However, the Supervisors of the Township of Sandy may alter plans filed with applications hereunder and specify any changes or modifications of any which they may deem necessary and make their approval of the granting of any permit subject to any alterations, changes or modifications. All grading, construction, installation and erection shall be in strict compliance with the plans and specifications on the basis of which the permit is granted.

**§ 21-104. Completion of Work.** [Ord. 107-A1, 8/14/1978, § 4]

Upon completion of the work, the applicant shall give written notice thereof to the Township.

**§ 21-105. Inspection.** [Ord. 107-A1, 8/14/1978, § 5]

Upon completion of the work authorized by the permit, the Township shall inspect the work and, when necessary, enforce compliance with the conditions, restrictions and regulations prescribed by the permit. Where any settlement or defect in the work occurs, if the applicant shall fail to rectify any such settlement or other defect within 60 days after written notice from the Township to do so, the Township may do the work and shall impose upon the applicant the cost thereof,

together with an additional 20% of such cost.

**§ 21-106. Penalties.** [Ord. 107-A1, 8/14/1978, § 6; as amended by Ord. 1996-6, 8/21/1996, § 1; by Ord. 1997-2, 4/2/1997, § 1; and by Ord. No. 2005-7, 12/19/2005]

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

## **Part 2 REPAIR AND MAINTENANCE OF SIDEWALKS**

**§ 21-201. Definitions.** [Ord. 1998-4, 12/16/1998, § 1]

As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

**CARTWAY** — Portion of a street or highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

**PERSON** — Natural person, partnership, corporation, association or any other legal entity.

**SIDEWALK** — Portion of a street between the curb lines or the lateral lines of a cartway, and the adjacent property lines, intended for use by pedestrians.

**STREET OR HIGHWAY** — The entire width between the boundary lines of a way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

**§ 21-202. Construction, Repair and Maintenance Required.** [Ord. 1998-4, 12/16/1998, § 2]

The Township of Sandy may require owners of property abutting on any street, including State highways, to construct, pave, repave, repair and maintain the sidewalk on such property, at such grades and under such regulations as may be prescribed by the Sandy Township Engineer.

**§ 21-203. Conformity to Line and Grade.** [Ord. 1998-4, 12/16/1998, § 3]

All sidewalks shall be constructed, paved, repaved, repaired or maintained upon the line and grade obtained by the property owner from the Sandy Township Engineer.

**§ 21-204. Notice to Do Work.** [Ord. 1998-4, 12/16/1998, § 4]

Notice to construct, pave, repave, repair and maintain sidewalks shall be given by registered or certified mail to abutting property owners and such owner shall have 90 days to comply with said notice in conformity with any construction specifications prescribed by the Sandy Township Engineer.

**§ 21-205. Inspection.** [Ord. 1998-4, 12/16/1998, § 5]

At any time during the performance of the required work, the Sandy Township Engineer may inspect the work to determine whether construction specifications are being observed.

**§ 21-206. Township May Do Work and Collect Costs.** [Ord. 1998-4, 12/16/1998, § 6]

Upon the failure of any property owner to construct, pave, repave, repair or maintain any sidewalk in compliance with notice to do so, the Township of Sandy may do the same or cause the same to be done and may levy the cost of its work on such owner as a property lien to be collected in the manner provided by law.

**§ 21-207. Construction and Repair Done on Owner's Initiative Without Notice.** [Ord. 1998-4, 12/16/1998, § 7]

Any property owner not required by notice to construct, pave, repave or keep in repair a sidewalk may construct, pave, repave or repair the sidewalk on his property; provided, such owner shall make application to the Sandy Township Engineer before commencing work, shall conform to the provisions of this Part and other regulations as to specifications for construction and repair work and shall notify the Sandy Township Engineer within two days after completion of his work.

**§ 21-208. Responsibility for Removal of Snow and Ice from Sidewalks.** [Ord. 1998-4, 12/16/1998, § 8]

1. Every person in charge or control of any building or lot of land fronting or abutting on a paved sidewalk whether as owner, tenant, occupant, lessee or otherwise, shall remove and clear away or cause to be removed or cleared away, snow and/or ice from a path of at least 30 inches in width from so much of said sidewalk as is in front of or abuts on said building or lot of land.
  - A. Except as provided in subsection (B) hereof, snow or ice shall be removed from sidewalks within 12 hours after the cessation of any fall of snow, sleet or freezing rain.
  - B. In the event snow and/or ice on a sidewalk has become so hard that it cannot be removed without likelihood of damage to the sidewalk, the person charged with its removal shall, within the time mentioned in subsection (A) hereof, cause enough sand or other abrasive to be put on the sidewalk to make travel reasonably safe and shall, as soon thereafter as weather permits, cause to be cleared a path in said sidewalk of at least 30 inches in width.

**§ 21-209. Depositing of Snow and Ice Restricted.** [Ord. 1998-4, 12/16/1998, § 9]

No person shall deposit or cause to be deposited any snow or ice on or immediately next to a fire hydrant or on any sidewalk, roadway or loading or unloading areas of a public transportation system, except that snow and ice may be mounded by the Township of Sandy on public cartways incident to the cleaning thereof or mounded on curbs incident to the clearing of sidewalks in business districts.

**§ 21-210. Penalties.** [Ord. 1998-4, 12/16/1998, § 10; as amended by Ord. No. 2005-7, 12/19/2005]

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

**Part 3**  
**STREET NAMING AND ADDRESSING POLICY**

**§ 21-301. Purpose.** [Ord. 1999-8, 8/4/1999, § I]

The purpose of this Part is to enhance the Clearfield County 9-1-1/Emergency Communication System by adopting the Clearfield County Street Naming and Addressing Policy established by Clearfield County Res. 98-14, and to provide for implementation of this policy and a uniform County wide addressing system with respect to naming of streets and roadways, fabrication, erection and maintenance of street name signs, address posting requirements, enforcement procedures and assigning street or house numbers to all residences and principal buildings and businesses to assist fire, rescue, ambulance companies, law enforcement agencies, the United States Postal Service and the public in the timely and efficient provision of services to residents and businesses of Clearfield County.

**§ 21-302. Implementation and Administration.** [Ord. 1999-8, 8/4/1999, § II]

Sandy Township shall implement and administer the Clearfield County Street Naming and Addressing Policy as established by Clearfield County Res. 98-14 and as amended, from time to time, in order to provide a uniform County wide addressing system. Enforcement of this Part shall be the responsibility of Sandy Township subject to any assistance or coordination services provided for by Clearfield County.

**§ 21-303. Guidelines and Standards.** [Ord. 1999-8, 8/4/1999, § III]

Sandy Township is responsible for the administration, implementation and enforcement of this Part. Establishment of any street names will be coordinated with Clearfield County GIS Department pursuant to the Clearfield County Street Naming and Addressing Policy. The designation of street names by agent shall require the approval of Clearfield County GIS Department so as to coordinate such designations and to comply with the Clearfield County Street Naming and Addressing Policy.

**§ 21-304. Enforcement.** [Ord. 1999-8, 8/4/1999, § IV; as amended by Ord. No. 2005-7, 12/19/2005]

1. Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day

that a violation of this Part continues or each Section of this Part which shall be-found to have been violated shall constitute a separate offense.

2. Sandy Township shall have the authority and option, per agreement with Clearfield County as would both parties choose to do so, to designate Clearfield County as designee for purpose of enforcement.