

Honey Brook Township

Chester County, Pennsylvania

ORDINANCE NO. 84 - 2000

AN ORDINANCE REGULATING THE CONSTRUCTION OF PRIVATE DRIVEWAYS, IMPROVEMENTS TO EXISTING PRIVATE DRIVEWAYS, AND RELATED MATTERS, INCLUDING THE ESTABLISHMENT OF AN ESCROW FUND TO INSURE COMPLIANCE.

The Board of Supervisors of Honey Brook Township, Chester County, Pennsylvania, acting in accordance with the authority contained in the Second Class Township Code and the Municipalities Planning Code does hereby enact and ordain the following Ordinance:

SECTION I APPLICABILITY

A. This Ordinance is adopted in order to better insure the safety of the residents of Honey Brook Township, to prevent the dangers caused by ice, snow and storm water run-off from driveways onto Township and State highways, to assure appropriate clear site triangles at intersections, and to address other problems caused by the design and placement of unregulated intersections. It shall apply to all new driveway construction and to improvements to existing driveways. Driveway improvements subject to this Ordinance include paving, repaving, widening for purposes of adding another lane, and/or changing or modifying a driveway entrance.

B. The term driveway, as used in this Ordinance, does not include field access entrances used for agricultural purposes.

C. These provisions do not apply to normal maintenance of existing gravel driveways, such as adding additional gravel, or the like.

SECTION II PERMIT REQUIREMENTS

A. No person shall perform any work within the Township affecting storm water flow or discharge within the right-of-way of any street until the Township shall have issued a permit for such work.

B. A permit application shall be submitted to the Township by the landowner prior to commencing work on any driveway. The application shall be on forms provided by the Township. The application shall be accompanied by a filing fee and escrow deposit as may be established by resolution of the Board of Supervisors or as mandated herein.

C. The Township Engineer and Township Roadmaster shall review the application and discuss any comments or concerns with the applicant.

D. The Township shall issue the permit for construction of the driveway within fourteen (14) days of its submission, provided that the driveway meets all of the requirements of the applicable ordinances.

E. If the Township Engineer or the Township Roadmaster reject the permit application, they shall provide written notice to the applicant listing the reasons for rejection.

F. All work shall be performed in strict compliance with the drawings and specifications as set forth on the permit application or as required by any applicable ordinance.

SECTION III INSPECTIONS

A. The Township Engineer and/or Township Roadmaster shall, as necessary, inspect the driveway and confirm that it conforms to this Ordinance. Such inspection (and any permitting hereunder) shall not constitute any representation as to the safety or efficacy of the design or installation.

B. No paving of any driveway shall commence until the Engineer or Roadmaster has inspected the site and approved the work to be performed.

SECTION IV DRIVEWAY STANDARDS

A. The construction of new driveways and improvement of existing driveways shall conform in all respects to the requirements set forth in Section 615 of the "Honey Brook Borough and Honey Brook Township Subdivision and Land Development Ordinance" adopted June 14, 1995, and any amendments, supplements or replacements thereof. All requirements set forth therein shall be applicable to each driveway in the Township, including a requirement that the first twenty (20') feet of each drive be paved, that certain grades be maintained, that certain clear site triangles be provided, and that surface drainage be constructed in a manner which shall not endanger occupants, users, or other residents.

B. The applicant must construct the driveway to the construction standards outlined in Section 615 of the Subdivision and Land Development Ordinance no later than six (6) months following the date of issuance of the use and occupancy permit for new

construction. For driveway installations unrelated to building construction all entrance improvements shall be completed no later than twelve (12) months following the issuance of the driveway permit.

SECTION V
FEE SCHEDULE AND POSTING OF SECURITY

A. The Board of Supervisors may adopt, by resolution, a fee schedule for purposes of the application and review process. In addition, an applicant must post a security deposit in an amount as determined by resolution of the Board of Supervisors on the recommendation of the Township Engineer to be escrowed with the Township for the purposes of insuring full compliance with and completion of the driveway specifications as established hereunder.

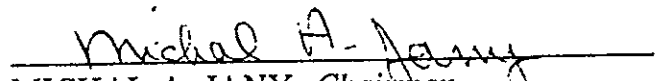
B. Upon satisfactory installation of the driveway, and after the same has been approved by the Township Engineer or Township Roadmaster, the Township shall refund the escrow deposit less any costs or Township expense to the applicant.

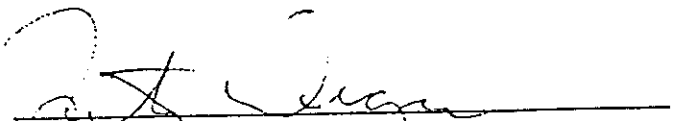
ORDAINED AND ENACTED AS AN ORDINANCE BY THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF HONEY BROOK, CHESTER COUNTY, PENNSYLVANIA, IN LAWFUL SESSION, DULY ASSEMBLED THIS 12th DAY OF JANUARY, 2000.

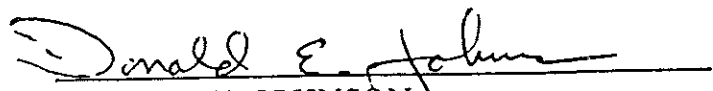
ATTEST:

BOARD OF SUPERVISORS
HONEY BROOK TOWNSHIP


RUBY WATMAN, Township Secretary


MICHAL A. JANY, Chairman


PETER DRAPER


DONALD E. JOHNSON