

RESOLUTION NO. 2015-11

A RESOLUTION OF THE TOWNSHIP OF UNION, LEBANON COUNTY, PENNSYLVANIA, FIXING THE FEES TO BE CHARGED FOR STREET OCCUPANCY PERMIT ISSUANCE, INSPECTIONS AND RESTORATIONS, THE AMOUNTS OF BLASTING BONDS REQUIRED, THE FORM OF APPLICATION FOR STREET OCCUPANCY PERMIT, AND THE FORM OF EMERGENCY PERMIT CARD, ALL PURSUANT TO ORDINANCE NO. 165 ENACTED BY THE TOWNSHIP ON SEPTEMBER 9, 2015 PERTAINING TO TOWNSHIP STREET OCCUPANCIES

WHEREAS, on September 9, 2015 the Board of Supervisors of the Township of Union, Lebanon County, Pennsylvania enacted and ordained Ordinance No. 165 (the "Ordinance") providing, under special circumstances, for the granting of street occupancy permits; and

WHEREAS, pursuant to Section 66 of the Ordinance, the Board of Supervisors has the right and power to fix and alter from time to time by resolution the fees to be charged and collected for street occupancy permit issuance, inspections and restorations, and the amounts of blasting bonds required; and

WHEREAS, pursuant to Section 67 of the Ordinance, the Board of Supervisors has the right and power to fix and alter from time to time by Resolution the form of Application for Street Occupancy Permit; and

WHEREAS, pursuant to Section 68 of the Ordinance, the Board of Supervisors has the right and power to fix and alter from time to time by Resolution the form of Emergency Permit Card;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of the Township of Union, Lebanon County, Pennsylvania that the fees to be charged for street occupancy permit issuances pursuant to Subsection 66(a) of the Ordinance are hereby fixed as follows:

- | | | |
|-----|---|----------|
| (1) | Issuance fee | \$100.00 |
| (2) | Supplement fee (each six (6) month time extension)
(each submitted change) | \$25.00 |
| (3) | Emergency permit card | \$ 5.00 |

BE IT FURTHER RESOLVED by the Board of Supervisors of the Township of Union, Lebanon County, Pennsylvania that the fees to be charged for street occupancy permit inspection fees pursuant to Subsection 66(b) of the Ordinance are hereby fixed as follows:

(1) Underground Facilities (e.g., pipe lines, buried cable-with pedestals, conduit, manholes, headwall, inlet and grate). This fee is calculated on the total linear feet of the facility or facilities being permitted within the right-of-way.

(i) Physically connected facility or facilities (first fifty feet (50') or fraction thereof) (each section) \$100.00

(ii) Additional physically connected facilities (each one hundred feet (100') or fraction thereof) \$ 50.00

(2) Surface Openings (e.g., service connections performed independently of underground facility installation, pipe line repairs) (each opening) \$100.00

(3) Above-Ground Facilities (e.g., poles, guys and/or anchors if installed independently of poles)

(i) Up to ten (10) physically connected above-ground Facilities (each continuous group) \$ 20.00

(ii) Additional above-ground physically connected facilities (each pole with appurtenances) \$ 2.00

(4) Crossings (e.g., "overhead" tipples, conveyors or pedestrian walk-ways and "undergrade" subways or mines) \$ 80.00

BE IT FURTHER RESOLVED by the Board of Supervisors of the Township of Union, Lebanon County, Pennsylvania that the fees to be charged pursuant to Subsection 66(d) of the Ordinance for temporary and permanent restorations are hereby fixed as follows:

	<u>Less Than</u> <u>50 S.Y.</u>	<u>Greater Than</u> <u>50 S.Y.</u>
(1) Rigid Concrete Paving	\$90.00/S.Y.	\$70.00/S.Y.
(2) Flexible Base Paving	\$60.00/S.Y.	\$50.00/S.Y.
(3) Paved Shoulder	\$50.00/S.Y.	\$40.00/S.Y.
(4) Other Shoulders	\$20.00/S.Y.	\$15.00/S.Y.

FURTHER, Curb and Sidewalk restoration shall be as follows:

	<u>Less Than 50 L.F or S.F.</u>	<u>Greater Than 50 L.F. or S.F.</u>
(1) Curb	\$50.00/L.F.	\$40.00/L.F.
(2) Sidewalk	\$15.00/S.F.	\$10.00/S.F.

BE IT FURTHER RESOLVED by the Board of Supervisors of the Township of Union, Lebanon County, Pennsylvania that the amounts of blasting bonds required pursuant to Subsection 66(g) of the Ordinance are hereby fixed as follows:

	<u>Length of Trench or Opening To Be Blasted</u>	
(1)	Less than 500 Feet	\$ 50,000
(2)	500 to 1,000 Feet	\$ 75,000
(3)	1,000 to 2,000 Feet	\$150,000
(4)	Greater than 2,000 Feet	\$200,000

BE IT FURTHER RESOLVED by the Board of Supervisors of the Township of Union, Lebanon County, Pennsylvania that the form of Application for Street Occupancy for the Permit pursuant to Section 67 of the Ordinance shall be as set forth on Exhibit "A" attached hereto and made a part hereof.

BE IT FURTHER RESOLVED by the Board of Supervisors of the Township of Union, Lebanon County, Pennsylvania that the form of Emergency Permit Card pursuant to Section 68 of the Ordinance shall be as set forth on Exhibit "B" attached hereto and made a part hereof.

DULY ADOPTED AND APPROVED this _____ day of _____, 2015.

TOWNSHIP OF UNION
LEBANON COUNTY, PENNSYLVANIA

Chairman, Dennis Firestone

Vice-Chairman, Larry R. Wolfe

Attest:

Secretary, Gary R. Longenecker

[SEAL]

EXHIBIT "A"

FORM

OF

APPLICATION FOR STREET OCCUPANCY PERMIT

APPLICATION FOR STREET OCCUPANCY PERMIT

ORDINANCE NO. 165

TOWNSHIP OF UNION, LEBANON COUNTY, PENNSYLVANIA

DATE: _____

APPLICANT: _____

MAILING ADDRESS: _____

STREET NAME AND LOCATION OF WORK: _____

APPLICANT HEREBY PROPOSES TO: _____

(Give brief but comprehensive description of proposed work)

NOTE: Attach drawings showing location of proposed work as well as restoration details.

If emergency repair: Emergency Permit Card No. _____

Entry No. _____

Date authorized/expected to begin work: _____

Approximate Completion Date: _____

Permit Expiration Date: _____

The undersigned applicant (hereinafter referred to as the "Applicant") acknowledges receipt of a copy of Ordinance No. 165 (hereinafter referred to as the "Ordinance") of the Township of Union, Lebanon County, Pennsylvania (hereinafter referred to as the "Township") pursuant to which the within application is being filed. Applicant agrees to comply with all applicable provisions of the Ordinance. Without limiting the foregoing, Applicant hereby agrees to indemnify and save harmless and defend the Township of and from all liability referred to and described in Section 32 of the Ordinance.

This permit expires one (1) year from date of permit approval. In the event of failure or neglect by the Applicant to perform and comply with the permit or the regulations set forth in the Ordinance, Applicant acknowledges that the Township may immediately revoke and annul the permit and order the Applicant to remove any or all structures, equipment or property belonging to the Applicant and/or its contractors from the legal limits of the right-of-way and to restore the right-of-way to its former condition. In the event the Applicant violates any provision of the Ordinance, the Township shall have the right to enforce the provisions of the Ordinance as provided for therein or as otherwise provided by law. **IN THIS RESPECT, AND WITHOUT LIMITING THE FOREGOING, IN THE EVENT THE TOWNSHIP DETERMINES THAT SUCH STRUCTURES, EQUIPMENT OR PROPERTY POSE A THREAT TO THE PUBLIC SAFETY AND THE APPLICANT FAILS TO REMOVE THE SAME AFTER NOTICE FROM THE TOWNSHIP TO DO SO, ANY ATTORNEY OF ANY COURT OF RECORD SHALL BE AUTHORIZED TO APPEAR FOR THE APPLICANT, AND TO ENTER AN AMICABLE ACTION IN EJECTMENT AND CONFESS JUDGMENT AGAINST THE APPLICANT, AND THE PROTHONOTARY SHALL BE AUTHORIZED TO ISSUE FORTHWITH A WRIT OF POSSESSION WITH COSTS, WITHOUT LEAVE OF COURT.**

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OFFICIAL USE ONLY

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1. Permit Filing Fee: \$ _____ Blasting (will) (will not) be required
 Blasting Bond No. _____
 Amount of Bond \$ _____

2. General Inspection Fee: \$ _____ Additional inspection (will) (will not)
 be required.

3. Additional Inspection Fee: \$ _____

Work to be restored by:
 (Applicant) (Township)

Type of restoration required:

4. Amount of restoration required:

_____ S.Y. @ \$ _____ /S.Y. = \$ _____

Restoration Fee Deposit: \$ _____ (if bond supplied, double amount)

Insurance Certificate Received _____

5. Total - Items 1 through 4: \$ _____ Total Fee Received

Check No. _____

This application shall become the permit upon approval of the Township Engineer of the Township of Union, Lebanon County, Pennsylvania.

APPROVED: _____ APPLICANT: _____
Township Engineer
of the Township of Union,
Lebanon County, Pennsylvania

(Date)

EXHIBIT "B"

FORM

OF

EMERGENCY PERMIT CARD

STREET OCCUPANCY ORDINANCE NO. 165

EMERGENCY PERMIT CARD

TOWNSHIP OF UNION, LEBANON COUNTY, PENNSYLVANIA

Instructions: Complete the following in ink. One entry per repair.

	<u>DATE</u>	<u>TIME</u>	<u>LOCATION</u>	<u>DESCRIPTION</u>	<u>PERMIT APPL. NO.</u>
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
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17.					
18.					
19.					
20.					
21.					
22.					
23.					
24.					
25.					

The Utility shall contact the Township immediately at (717) 865-4039. Emergency work occurring at times other than the hours of 8:00 a.m. to 4:00 p.m., Monday through Friday, shall be reported to the Township at the same telephone number. A Permit shall be applied for within five (5) days of the date of repair. All work shall conform to the Provisions of Township Ordinance No. 165.