

ORDINANCE NO. 13

AN ORDINANCE OF HANOVER TOWNSHIP, BEAVER COUNTY, ESTABLISHING AND ENFORCING UNIFORM STANDARDS GOVERNING CONSTRUCTION OF DRIVEWAYS ON LANDS ADJACENT TO AND BORDERING ROADS AND HIGHWAYS WITHIN THE TERRITORIAL LIMITS OF HANOVER TOWNSHIP: ESTABLISHING REQUIREMENTS FOR THE CONSTRUCTION, ALTERATION, EXTENSION AND MAINTENANCE OF SUCH DRIVEWAYS: AUTHORIZING THE ISSUANCE OF PERMITS FOR CONSTRUCTION, ALTERATION AND ADDITIONS: AND FIXING PENALTIES FOR VIOLATIONS.

By virtue of the authority vested in it by law, the Board of Supervisors of the Township of Hanover, Beaver County, does hereby enact and ordain as follows:

SECTION 1: DEFINITIONS

Driveways:

A passageway for vehicles used for ingress and egress from a lot or portion thereof to and from any road or highway located in the boundaries of Hanover Township, Beaver County.

Person:

Any individual, firm, trust, partnership, public or private association or corporation, or other legal entity.

SECTION 2: PERMITS

2.1 Permits Required:

It shall be unlawful for any person to construct, alter, maintain, or extend any driveway within the boundaries of Hanover Township, Beaver County, unless he holds a valid permit issued by the Board of Supervisors of Hanover Township, Beaver County, in the name of such person for the specific construction, alteration or extension proposed.

2.2 Application to Hanover Township:

Each application shall be filed with the Hanover Township Inspector and shall include a schematic drawing indicating the location and elevation of the proposed driveway.

2.3 Inspection and issuance of Permit:

Upon receipt of such application, the Inspector shall forthwith inspect the applicant's proposed driveway to determine compliance with the provisions of this Ordinance and the regulations at that time in effect pursuant to this Ordinance. After favorable determination of same, said officer shall issue a driveway permit to applicant which shall be valid for the purpose of effecting the proposed construction, alteration or extension.

2.4 Expiration of Permit:

All permits issued pursuant to this Ordinance shall be valid only for the duration of the proposed construction, alteration or extension of the driveway. Any dispute as to the factual conclusion of completion shall be determined by the Township Inspector after an opportunity to speak and be heard is given to any interested party.

2.5 Fees:

Each application for permit hereunder shall be accompanied by an inspection fee in the amount of Ten (\$10.00) Dollars. In the event that the Township Inspector is required to perform additional or unusual service in determining said application, the cost of such additional service shall be borne by the applicant. Such charges shall be levied and paid whether

or not the application is approved.

2.6 Limited Applicability to Existing Driveways:

Driveways in existence upon the effective date of this Ordinance shall be required to meet the standards prescribed herein only if the presently existing driveway is sought to be altered, or extended and such alteration or extension will occur adjacent to or border any road or highway within the boundaries of Hanover Township, Beaver County.

SECTION 3: PENALTIES

Summary Offense:

Any person who violates any provision of this Ordinance or any regulation adopted pursuant thereto shall be guilty of a summary offense and upon conviction shall be required to pay a penalty for the use of the Township in a sum not less than Fifty (\$50.00) Dollars nor more than Three Hundred (\$300.00) Dollars, together with the cost of prosecution and in default of payment thereof, shall be imprisoned in the County Jail for a period of not more than five (5) days.

SECTION 4: PARTIAL INVALIDITY

If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance or any regulation adopted pursuant thereto shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance or regulations which shall remain in full force and effect; and as to this, the provisions of this Ordinance, and all regulations adopted pursuant thereto, are hereby declared to be severable.

SECTION 5: EFFECTIVE DATE

This Ordinance shall become effective immediately upon adoption.

ENACTED AND ORDAINED by the Township Board of Supervisors of the Township of Hanover, Beaver County, this 9th day of July, 1974.

THE TOWNSHIP OF HANOVER

By: William G. McKenzie
Chairman of the Board of
Supervisors of the Township
of Hanover

Thomas Davidson
Supervisor

Alan D. Wilson
Supervisor

ATTEST:

W. Ward Powell Jr.
Secretary of the Township
of Hanover

CERTIFICATE

I, W. WARD POWELL, JR., Secretary to the Township of Hanover, Beaver County, Pennsylvania, hereby certify that the foregoing Ordinance was unanimously adopted by the Board of Supervisors of said Township at a regular meeting of said Board duly convened July 9th, 1974, and said Ordinance appears of record in the official minutes of said meeting. It is further certified that the foregoing Ordinance was adopted after proper notice of the proposed adoption thereof had been given by publication as required by the Act of December 31, 1965, P. L. 1257, Section 4, as amended, 1967, October 9, P.L. 361, Section 1.

WITNESS my hand and the official seal of the Township of Hanover, Beaver County, Pennsylvania, this 9th day of July, 1974.

W. Ward Powell, Jr.
Secretary