

ORDINANCE NO. 5- 2018

AN ORDINANCE OF THE BOROUGH OF SOUTH GREENSBURG, COUNTY OF WESTMORELAND AND COMMONWEALTH OF PENNSYLVANIA, AMENDING CHAPTER 144 REGARDING THE RESURFACING OF OPENED OR EXCAVATED RIGHTS OF WAY

SECTION 1: Borough of South Greensburg Code Section 144-25 is stricken and replaced as follows:

§ 144-25. Restoration of Service

Any person or entity who shall open or excavate any street, alley, highway, sidewalk (inclusive of curb) or other such road or pathway within this borough shall thoroughly and completely refill the opening or excavation in such a manner as to prevent any settling thereafter and shall then restore the surface. Said restoration and resurfacing shall be continuous and from curb to curb or edge to edge of the roadway or pathway, shall otherwise be to the same condition and material as it was before the opening or excavation, and shall be in accordance with the specifications and detail as provided by the Borough Engineer and in accordance with the specifications of the Department of transportation of the Commonwealth of Pennsylvania, where applicable, for restoration of surfaces of streets in the Borough of South Greensburg as restored; said restoration shall be supervised by the Street Commissioner of the Borough of South Greensburg. If, within two (2) years after the restoration of the surface as herein provided, defects shall appear therein resulting from defective backfilling by the applicant, the applicant shall reimburse the Borough of South Greensburg for all necessary repairs to the permanent paving. In all cases after the work has been completed, the sum deposited less the amount of the expenses incurred by the borough, including the cost of supervision, shall be deducted from the sum deposited. In the case of public service corporations, they may exercise the option, under the terms and stipulations of this Article and the provisions hereof, to do all the above work of excavating, refilling and placing the concrete slabs in said opening with the supervision of the borough, and the same shall failure of theirs to stand up to and replace the improved surface so removed.

SECTION 2. Effective Date. The terms and provision set forth herein shall become effective as of the date of enactment.

ORDAINED AND ENACTED this 12th day of November, 2018, a full quorum being present and acting throughout.

ATTEST:

By: Jaime Peticca
Jaime Peticca, Secretary

BOROUGH OF SOUTH GREENSBURG
By: Clentin C. Martin
Clentin C. Martin, President of Council

Examined and approved this 12th day of November, 2018

By: Kevin Fajt
Kevin Fajt, Mayor