

BOROUGH OF MOUNT JOY

Lancaster County, Pennsylvania

ORDINANCE NO. 2-15

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE BOROUGH OF MOUNT JOY, CHAPTER 232, STREETS AND SIDEWALKS, ARTICLE IV, SIDEWALKS AND CURBS; INSTALLATION AND MAINTENANCE, TO AMEND AND RESTATE CONSTRUCTION STANDARDS.

BE AND IT IS HEREBY ORDAINED AND ENACTED by Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, as follows:

Section 1. The Code of Ordinances of the Borough of Mount Joy, Chapter 232, Streets and Sidewalks, Article IV, Sidewalks and Curbs; Installation and Maintenance, §232-59, General Regulations, Subsection A, shall be amended to provide as follows:

- A. Notification and Permits. Prior to the laying, construction, reconstruction or alteration of either curbs or sidewalks by property owners, a property owner shall apply for a permit from the Borough Manager to do so according to the regulations set forth herein and pay all permit and inspection fees established by resolution of Borough Council. The Borough Manager shall issue the permit if the application conforms to the ordinances of the Borough. No person, whether a property owner or a contractor, shall lay, construct, reconstruct, or alter either curbs or sidewalks prior to obtaining a permit. The property owner and his contractor are responsible for notification of all utilities by using the Pennsylvania One Call System and other means as necessary at least 3 days prior to the start of work.

Section 2. The Code of Ordinances of the Borough of Mount Joy, Chapter 232, Streets and Sidewalks, Article IV, Sidewalks and Curbs; Installation and Maintenance, §232-59, General Regulations, Subsection E, shall be amended to provide as follows:

- E. Downspouts and rain gutters. Downspouts and rain gutters shall not be placed within the sidewalk and/or curb.

Section 3. The Code of Ordinances of the Borough of Mount Joy, Chapter 232, Streets and Sidewalks, Article IV, Sidewalks and Curbs; Installation and Maintenance, §232-60, Construction, Repair and Replacement Methods and Specifications, Subsection B, Curbs, Paragraph (5) shall be

amended as follows:

- (5) Initial preparation for street excavation for curb installation shall consist of a parallel, straightline saw cut not less than twelve (12) inches from the face of the curb. Upon completion of curb installation, contractor shall contact the Borough Public Works Department. The Borough Public Works Department will assess trench restoration needs and mark for restoration. Contractor shall sawcut as marked. All material between sawcut and curb shall be removed to a depth of 12 ½ inches. Excavated area will be filled with six (6) inches compacted depth PennDOT approved 2A stone; five (5) inches compacted depth 25 mm base asphalt 0<.3 ESALs; and one and one-half (1 ½) inches compacted depth 9.5 mm wearing asphalt 0<.3 ESALs.

Section 4. The Code of Ordinances of the Borough of Mount Joy, Chapter 232, Streets and Sidewalks, Article IV, Sidewalks and Curbs; Installation and Maintenance, §232-61, Supplemental Regulations, shall be amended as follows:

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- E. Backfilling. After the concrete has cured sufficiently, spaces adjacent to the curb and sidewalk on the non-roadway side of the project shall be backfilled with acceptable material in layers of not more than four (4) inches in depth. Each layer shall be thoroughly compacted to the required elevation. Driveways shall be restored to same condition and specification as existed prior to work being done. Grass areas shall be finished with a minimum six (6) inches of topsoil and be seeded with a high quality grass seed mix or hydroseeded with a high quality grass seed mix. On the roadway side of all curbs, upon completion of curb installation, contractor shall contact the Borough Public Works Department. Borough Public Works Department will assess trench restoration needs and mark for restoration. Contractor shall sawcut as marked. All material between sawcut and curb shall be removed to a depth of 12 ½ inches. Excavated area will be filled with six (6) inches compacted depth PennDOT approved 2A stone; five (5) inches compacted depth 25 mm base asphalt 0<.3 ESALs; and one and one-half (1 ½) inches compacted depth 9.5 mm wearing asphalt 0<.3 ESALs.

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- J. Inspections. After all forms and stone have been set and prior to pouring of any concrete, the property owner or his contractor shall contact the Inspector for an inspection. The property owner or contractor shall provide the Inspector with a minimum twenty-four (24) hour notice prior to the expected concrete delivery time. The property owner and/or his contractor shall complete all corrective actions outlined by the Inspector and shall notify the Inspector that the site is ready for re-inspection as above. Re-inspection shall be completed prior to the pouring of concrete. Concrete delivery tickets verifying the concrete mixture shall be made available to the Inspector upon request. The property owner or contractor shall

provide the Inspector with a minimum twenty-four (24) hour notice prior to placing any asphalt in the street side curb trench restoration process. A final inspection shall be completed after concrete has set, street roadway and non-roadway side trench restoration has been completed and clean-up has been completed. Any additional required work will be completed within 15 days unless approved by the Borough.

Section 5. The Code of Ordinances of the Borough of Mount Joy, Chapter 232, Streets and Sidewalks, Article IV, Sidewalks and Curbs; Installation and Maintenance, §232-69, Definitions and Word Usage, shall be amended to insert the following definition in alphabetical order:

INSPECTOR – The person or third party agency Borough Council has appointed to perform inspections required by this Article.

Section 6. All other sections, parts and provisions of the Code of Ordinances of the Borough of Mount Joy shall remain in full force and effect as previously enacted and amended.

Section 7. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Ordinance, it being the intent of Borough Council that the remainder of the Ordinance shall be and shall remain in full force and effect.

Section 8. This Ordinance shall take effect and be in force from and after its enactment as provided by law.

DULY ORDAINED AND ENACTED this 2ND day of MARCH, 2015, by Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF MOUNT JOY
Lancaster County, Pennsylvania

Attest: [Signature]
(Assistant) Secretary

By: [Signature]
(Vice) President
Borough Council

[BOROUGH SEAL]

Examined and approved as an Ordinance this 6TH day of April, 2015.

[Signature]
Mayor