

ORDINANCE # 1884

BOROUGH OF GREEN TREE

ALLEGHENY COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE BOROUGH OF GREEN TREE, ALLEGHENY COUNTY, PENNSYLVANIA UPDATING ARTICLE III OF CHAPTER 295 OF THE BOROUGH'S CODE OF ORDINANCES TO UPDATE REQUIREMENTS FOR SIDEWALK REPAIR

WHEREAS, the Borough of Green Tree ("Borough") has found that its regulations regarding sidewalk repair is not sufficient to meet the needs of the Borough and to ensure Borough sidewalks are in good repair; and

WHEREAS, the Borough desires to update its regulations to ensure that the Borough can require sidewalk repairs be made in a timely fashion and to Borough standards.

NOW, THEREFORE, THE BOROUGH OF GREEN TREE HEREBY ORDAINS:

Section 1. Chapter 295, Article III, Sidewalks, of the Borough's Code of Ordinances is hereby repealed and replaced in its entirety with the following:

§ 295-6 Notice of Sidewalk Repair, Reconstruction and Restoration.

The owner of any property abutting any sidewalk within the Borough, or any contractor, utility company or any other responsible person, agent, or entity who has done work within or otherwise disturbed any sidewalk within the Borough shall, on 10 days' written notice from Borough Council or a designated Borough Official, shall repair, reconstruct and/or restore any damaged, disturbed, and/or deteriorated sidewalk in front of or alongside any property within Green Tree Borough in the manner stipulated in such notice and within this ordinance.

§ 295-7 Sidewalk Surfacing materials.

The full width of all damaged, disturbed and/or deteriorated sidewalks shall be reconstructed, repaired and/or restored with concrete only, from contraction/expansion joint to contraction/expansion joint in accordance with specifications determined from time to time by the Borough Engineer or a designated Borough Official and as shown in "attachment 1 - appendix A figures" of the Green Tree Borough Zoning Ordinance.

295-8 Adjacent Landscaping.

All landscaping and grass areas adjacent to any reconstructed, repaired, and/or restored sidewalk shall also be restored to a full healthy vegetated state to prevent any erosion and sedimentation; all such restoration work shall be completed in conjunction with the sidewalk repair. The landscaped surface must be level, smooth and approved by the Borough Engineer or a designated Borough Official upon completion, and reinspected as needed to ensure adequate restoration is complete.

§ 295-9 Sidewalk Inspections.

The Borough Engineer or a designated Borough Official must be notified to perform both a pre-concrete inspection and a final inspection upon completion. The pre-concrete inspection must be approved prior to concrete placement and the final inspection must be approved prior to a certificate of completion being issued. Until such time a certificate of completion is issued by the Borough, the party responsible for the repairs must place the mechanics necessary to alert pedestrians of the hazard and ensure safe passage over, or around the disturbed area.

§ 295-10 Permit Required.

Whether sidewalk reconstruction, repair, and/or restoration is performed due to a notice described in section 295-6 or initiated by any owner of property, contractor, utility company or any other responsible person, agent, or entity, a permit is required and must be obtained from the Borough Engineer or a designated Borough Official before any Borough sidewalk may be disturbed, repaired or reconstructed. The permit cost shall be \$100 for the first 10 linear feet of reconstructed, repaired and/or restored sidewalk and \$1 per linear foot for any additional linear footage or as shall be set by Resolution of Borough Council.

§ 295-11 Work Done by the Borough; Recovery of Costs.

If any owner of property, contractor, utility company or any other responsible person, agent, or entity neglects to comply with this article, the Borough may, after notice, have the work done and may collect the cost of such work from the owner of property, contractor, utility company or any other responsible person, agent, or entity plus an additional 10% of such cost along with any additional fines and unforeseen expenses. The Borough may file a municipal claim for such costs or collect the same by an action in assumpsit.

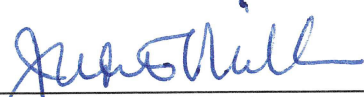
§ 295-12 Violations and Penalties.

See Chapter 1, General Provisions, section 1-2, for the general penalty provisions of this Code.


Section 2. Any Ordinance or part of an Ordinance conflicting with this Ordinance is repealed to the extent of such conflict.

ORDAINED and ENACTED into law this 1st day of May, 2023.

ATTEST:

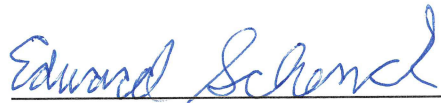


Judith Miller, Manager
BOROUGH OF GREEN TREE



Arthur Tintori, President
GREEN TREE BOROUGH COUNCIL

EXAMINED and APPROVED by me this 1st day of May, 2023.



Edward Schenck, Mayor
BOROUGH OF GREEN TREE