

Chapter 108 Driveways

[HISTORY: Adopted by the Borough Council of the Borough of Aldan 9-13-1989 by Ord. No. 424, amended in its entirety 8-14-1991 by Ord. No. 431. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 85.

Property maintenance — See Ch. 181.

Streets and sidewalks — See Ch. 213.

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§ 108-1 Width of driveways.

All private driveways hereafter constructed shall be of a width not less than 10 feet and not more than 18 feet. The off-street parking area must be no smaller than 20 feet in length and 10 feet in width and connected to the street with a paved driveway of not less than 10 feet in width. An apron at the curb must not exceed 21 feet in width *when* leading to an eighteen-foot-wide driveway and a twelve-foot apron at curb leading to a ten-foot driveway, (*interpolation permitted*). The curb shall be curved back to the street edge of the foot walk on a radius of two feet. Section **108-11** of this chapter provides for present construction being brought into compliance with the standards in § **108-5**.

§ 108-2 Location of driveways.

[Amended 11-10-2004 by Ord. No. 487]

No driveway will be permitted in front of a structure unless it leads directly to a garage which is part of the structure. The area between the driveway and the common property line may not be less than two feet and shall be maintained in grass or *natural vegetation* to perpetuate the natural beauty. Only one driveway is permitted per street frontage of each structure within the Borough. Further, where a property has access to it by motor vehicle via either a driveway, alley, path, or other means of ingress or egress (whether paved or unpaved) no other driveway is permitted.

§ 108-3 Permit required.

Before any private driveway may be constructed or repaired and before any curb cut can be made, a permit shall be obtained from the Borough. All driveways shall be laid according to specifications furnished by the Borough at the time the permit is granted. This chapter includes all driveways and all parking areas, and all such areas shall be paved as per § **108-5**. Section **108-11** exceptions shall be allowed and maintained as per § **108-8**. Existing residential driveways in violation of §§ **108-1** and **108-2** requirements may be repaired as per §§ **108-5**, **108-8** and **108-11** requirements.

§ 108-4 Fees.

The fee for a driveway, curb cut, driveway repair or driveway construction permit shall be set by the Borough Council by resolution.

§ 108-5 Construction of driveways and parking spaces.

A.

All driveways and parking spaces shall be constructed for all-weather use and shall be either cement concrete having a minimum thickness of six inches and a minimum compressive strength of 3500 psi air entrained on a base of four inches of 2A modified stone, or a flexible pavement providing a minimum two-inch base course of 19 millimeter and a bituminous surface with a two-inch wearing course on a four-to-six-inch crushed aggregate or 2A modified base course.

B.

Driveway aprons and approaches must be cement concrete a minimum of six inches *thick and a minimum compressive strength of 3500 psi* air entrained with 6x6 #10 Welded Wire Fabric from the back face of the curb to the back edge of the sidewalk where there are existing sidewalks or sidewalks are proposed to be constructed.

C.

Existing driveways which are constructed with concrete runners shall be permitted to remain until the time of repair or transfer of the property.

D. These specifications may be changed by Borough Council resolution at any time to "best engineering practices".

§ 108-6 Sidewalk not to be disturbed.

All paved portions of the sidewalk must not be disturbed, and the height and grade of the same must remain the same as before the driveway was constructed. The balance of the pavement shall remain the same height as before the construction of the driveway.

§ 108-7 Rectification of improper work.

In case any person shall construct a driveway or curb cut that shall not conform to the requirements of this chapter, the Borough may order such a person, firm or corporation to remove the improper work and to replace the same in compliance with this chapter. Notice to remove and replace improper work shall be given by registered or certified mail and shall state that the person, firm or corporation shall have 30 days from receipt of the notice to comply therewith.

§ 108-8 Maintenance.

All driveways within the Borough shall be maintained in good repair and in a safe condition free of hazards, defects, obstructions or dangers. Repairs shall be instituted with the same or superior materials used in the construction of the driveway. This section shall not be affected, altered nor modified by the allowance of certain conformance limitations found within § 108-11 of this chapter.

§ 108-9 Violations and penalties.

The failure of any person, partnership or entity to comply with the provisions of this chapter or to obtain a permit prior to commencing construction or repair of a driveway or curb cut shall constitute a summary offense to which, upon conviction, a sentence may be imposed of imprisonment for a term not to exceed 30 days or the imposition of a fine or penalty not to exceed the sum of \$1,000, or both fine and imprisonment.

§ 108-10 Repealer; exception.

A.

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

B.

The following ordinances are specifically not repealed:

(1)

Ordinance No. 396: Section VIII, Property Maintenance Code.^m

[1]

*Editor's Note: See Ch. **181**, Property Maintenance.*

(2)

Ordinance No. 398: the Aldan Building Code, where not inconsistent with this chapter.¹²¹

[2]

*Editor's Note: See Ch. **85**, Building Construction.*

§ 108-11 Conformance required.

All new construction and repairs to existing construction must conform immediately. Existing construction, single-family residential properties, multifamily dwellings, common driveways, nonresidential driveways and parking lots are to conform to § 108-5 when there is a need to repair the existing driveways or parking spots.