

## BOROUGH OF SHARPSBURG

### ORDINANCE NO. 24-04

#### AN ORDINANCE REPEALING AND REPLACING THE BOROUGH OF SHARPSBURG MUNICIPAL CODE §21-109.

By the powers granted to the Borough of Sharpsburg by the Pennsylvania Borough Code, 8 Pa.C.S. §1006, 1202, and 3301.1 including, but not limited to, the power to amend ordinances as it shall deem beneficial to the Borough of Sharpsburg,, be it ENACTED and ORDAINED by the Borough Council of the Borough of Sharpsburg, Allegheny County, Pennsylvania, and it is hereby ENACTED and ORDAINED by the authority of the Sharpsburg Borough Council as follows:

This Ordinance shall be known as AN ORDINANCE REPEALING AND REPLACING THE BOROUGH OF SHARPSBURG MUNICIPAL CODE §21-109.

#### §21-109 BOROUGH ROAD RESTORATION STANDARDS

All street openings and excavations shall be cut clearly and not ripped upon a backhoe or similar equipment and shall be promptly restored by reliable people experienced in the business of constructing streets at the expense of the permit holder as follows:

##### Road Restoration Following Installation of Construction in, along, or under Borough Roads, Alleys, Sidewalks and Trails

1. All excavations shall be backfilled with dry, compactable material in accordance with PennDOT specifications, Publication 408, latest edition, and such material shall be thoroughly compacted by proper tamping or rolling.
2. All excavations within lawn areas shall be backfilled with suitable onsite materials to prevent future settlement. If onsite materials are not adequate borrow materials shall be used. Areas shall be restored to existing grades and slopes and seeded/planted to match existing conditions.
3. All excavations disturbing sidewalks shall have the sidewalks restored to a minimum 4" depth in walkways and 6" depth in driveways using welded wire fabric and concrete having a minimum compressive strength of 3,750 psi or to the existing condition, whichever is more stringent
4. All excavations within Borough ROW, but not within pavement, shall be backfilled with PennDOT approved 2A aggregate to match existing conditions or to a minimum of 12 inch depth. Areas shall be graded to existing conditions and to provide proper drainage.
5. All excavations within pavement, but not within the travel lane, shall have all edges neatly sawcut. The existing pavement being removed during excavation shall be removed for a distance of at least one foot beyond the outer limits of the subgrade, to prevent settlement. Existing cross sections of roadway pavement shall be matched or a minimum of 19 MM Binder Course at a 3 ½ inch depth and 9.5 MM Wearing Course at a 1 ½ inch depth shall be installed.
6. All excavations within paved travel lanes shall have pavement removed for a distance of at least one foot beyond the outer limits of the subgrade, to prevent settlement. Existing cross sections of roadway pavement shall be matched or a minimum of 19 MM Binder Course at a 3 ½ inch depth and 9.5 MM Wearing Course at a 1 ½ inch depth shall be installed. The

9.5 MM Wearing Course shall be removed to the nearest pavement joint or edge for the length of the excavation.

7. Utility Trench crossings shall have existing pavement removed for a distance of at least one foot beyond the outer limits of the subgrade, to prevent settlement. Existing cross sections of roadway pavement shall be matched or a minimum of 19 MM Binder Course at a 3 ½ inch depth and 9.5 MM Wearing Course at a 1 ½ inch depth shall be installed. If the restored roadway are is to be greater than or equal to 30% of the total roadway surface area, the wearing course shall be removed to the nearest joint or pavement edge for the length of the project.

Permit holder is responsible for any settlement of the road surface or other defect in the work appearing within two (2) years from the date completion of street restoration and, if the applicant fails to rectify the same within sixty (60) days after written notice from the Borough to do so, the Borough may do the work and impose upon the applicant the cost thereof, together with an additional 20% of such cost to be collected.

SECTION VII. EFFECTIVE DATE.

This Ordinance, shall become effective in accordance with 8 Pa. C. S. 3301.3

**RESOLVED** this 25<sup>th</sup> day of April 2024.

**ATTEST:**

  
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Christine DeRunk, Borough Manager

**BOROUGH OF SHARPSBURG**

  
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Adrienne Laing, Council President

  
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Brittany Reno, Mayor