

**CODE OF THE TOWNSHIP OF ALLEGHENY, PENNSYLVANIA, v1 Updated
02-01-2006 / PART II: GENERAL LEGISLATION / Chapter 98, DRIVEWAYS / § 98-1.
Definitions.**

§ 98-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BOARD -- The Board of Supervisors of Allegheny Township, Westmoreland County, Pennsylvania.

CONTRACTOR -- The party, person, firm, partnership or corporation who or which installs a driveway, including all agents, officers or employees of said party, person, firm, partnership or corporation.

DRIVEWAY -- Any area of land designated or used as a means of ingress and/or egress for either vehicles or pedestrian traffic from a public road to a piece, parcel of tract of land.

OWNER -- The owner of the land upon which the driveway is located.

PERMIT -- A permit issued by the Board to signify approval of the driveway connection.

PERSON -- Any individual, partnership, company, association, society, corporation or other group or entity.

PUBLIC ROAD -- Any road, street, alley or public thoroughfare whether actually maintained by Allegheny Township as part of its road system, or whether shown on a subdivision or land development plan and intended to be offered or dedicated to Allegheny Township in the future as part of the Allegheny Township road system.

TOWNSHIP -- The Township of Allegheny, Westmoreland County, Pennsylvania.

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Permit required.**

§ 98-2. Permit required.

No person, owner or contractor shall hereafter install, initiate any work or allow the installation or initiation of any work toward the installation of a driveway without first obtaining a permit

therefor from the Township Manager.

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Application.**

§ 98-3. Application.

Any person, owner or contractor shall, prior to obtaining a driveway permit, file an application, on an application form supplied by the Township Manager, reflecting and showing the location of the driveway relative to the premises and designating the course, grade, structure, materials and drainage facilities, if any, involved in the construction of the driveway.

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Application processing procedures.**

§ 98-4. Application processing procedures.

- A. The application shall be reviewed by the Engineer or Road Superintendent of the Township.
- B. The Engineer or Road Superintendent shall determine if the proposed method of constructing or making said connection, as reflected on the application, is such that it will:
 - (1) Minimize the adverse effect of stormwater runoff resulting from said connection.
 - (2) Not cause damage to the road to which the driveway is to be connected.
 - (3) Not create or increase hazardous driving conditions for those persons using the road to which the driveway is to be connected.
 - (4) Not obstruct the roadside ditches or cause stormwater to divert onto the improved portion of the roadway.
 - (5) Be of the same elevation as compared to the elevation of the road surface.
 - (6) Demonstrate drainage facilities of adequate size to carry all stormwater under the driveway with the drainage pipe to be of a minimum diameter of 15 inches.
 - (7) Result in adequate sight distance for vehicles entering and leaving the public road.
- C. If found satisfactory by the Engineer or Road Superintendent, he shall so advise the Township

Manager and the Township Manager will issue, or cause to be issued, the permit.

- D. If the plan is found deficient, or if in the opinion of the Township Engineer or Road Superintendent the plan could be improved so as to more adequately address the items reviewed in Subsection B above, the Engineer or Road Superintendent shall, by written communication to the applicant, notify the applicant of the changes to be made.
- E. The applicant shall immediately make such changes and return the revised plan to the Township Manager.
- F. When such plan is in acceptable form, the Township Engineer or Road Superintendent shall approve or cause the same to be approved and the permit issued by the Township Manager.

**CODE OF THE TOWNSHIP OF ALLEGHENY, PENNSYLVANIA, v1 Updated
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Fees. [Amended 2-8-1993EN]**

§ 98-5. Fees. [Amended 2-8-1993EN(1)]

The application shall be accompanied by an application processing fee, a postconstruction inspection fee and a security deposit, which security deposit will be refunded to the applicant upon completion of the postconstruction inspection and approval of the driveway connection. The amounts of said application processing fee, postconstruction inspection fee and security deposit shall be as set from time to time by resolution of the Board of Supervisors.

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Sight distance.**

§ 98-6. Sight distance.

- A. Sight distance shall be adequate to safely allow each permitted movement to be made into or out of the driveway.
- B. Minimum acceptable sight distance shall be computed from the following chart:

Posted Speed (mph)	Safe Sight Distance - Left (feet)	Safe Sight Distance - Right (feet)
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Posted Speed (mph)	Safe Sight Distance - Left (feet)	Safe Sight Distance - Right (feet)
25	250	195
35	440	350
45	635	570
55	845	875

**CODE OF THE TOWNSHIP OF ALLEGHENY, PENNSYLVANIA, v1 Updated
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Construction.**

§ 98-7. Construction.

All construction in any way incidental to the installation of the driveway shall be performed in strict conformance with the approved plans.

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Separate permits.**

§ 98-8. Separate permits.

Each driveway, whether serving the same premises or not, shall require an individual permit.

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Inspection.**

§ 98-9. Inspection.

- A. Upon completion of the work, the applicant shall give written notice thereof to the Township Manager.

- B. The Township Engineer or Road Superintendent shall inspect the construction and, when necessary, enforce compliance with the conditions, restrictions and regulations prescribed by the permit and by this chapter.
- C. Where any defect or lack of compliance is discovered, the applicant shall rectify the discrepancy within 60 days after written notice from the Township to do so and, in default thereof, the Township may do the work and shall impose upon the applicant the cost thereof together with an additional 20% of such cost.

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98-10. Violations and penalties.**

§ 98-10. Violations and penalties.

Any owner, person or contractor who or which shall violate any of the provisions of this chapter shall, upon conviction in a summary proceeding brought before a District Justice under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not more than \$1,000, plus costs of prosecution. In default of payment thereof, the defendant may be sentenced to imprisonment for a term not exceeding 90 days. Each day or portion thereof that such violation continues or is permitted to continue shall constitute a separate offense, and each section of this chapter that is violated shall also constitute a separate offense. All fines collected for the violation of this chapter shall be paid to the Treasurer of the Township for the general use of the Township.