

TOWNSHIP OF THOMPSON
SUSQUEHANNA COUNTY, PENNSYLVANIA

Ordinance No. (11) eleven

AN ORDINANCE OF THE TOWNSHIP OF THOMPSON,
SUSQUEHANNA COUNTY, PENNSYLVANIA, RE-
QUIRING ALL PERSONS CONNECTING DRIVEWAYS
TO PUBLIC ROADS TO OBTAIN PERMITS THEREFOR;
REQUIRING THE SUBMISSION OF PLANS PRIOR
TO THE ISSUANCE OF SAID PERMITS; AUTHORIZING
DISAPPROVAL WHERE THE CONNECTION WOULD
RESULT IN DRAINAGE OR OTHER PROBLEMS.
REQUIRING THE PAYMENT OF A FEE FOR THE
ISSUANCE OF SUCH PERMITS; AND PRESCRIBING
PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, the Township of Thompson has suffered damage
to certain streets and property owned by the Township
as a result of the improper connection of driveways to
Township Roads which improper connections have caused poor
drainage and hazardous driving conditions; and

WHEREAS, the Township deems it necessary for the proper
management, care and control of its public road system to
regulate the connection of driveways to Township roads.

NOW THEREFORE, BE AID IT IS HEREBY ORDAINED AND ENACTED
by the Board of Supervisors of Thompson Township, Susquehanna
County, Pennsylvania, as follows:

Section 1 This Ordinance shall be known and hereafter
referred to as the Thompson Township Driveway Ordinance.

Section 2. For the purpose of this Ordinance, the following
terms shall have meanings ascribed thereto as follows:

(A) Board--The Board of Supervisors of Thompson Township
Susquehanna County, Pennsylvania;

(B) Contractor--The party, person, firm, partnership
and/or corporation who or which installs a driveway, in-
cluding all agents, officers or employees of said party,
person, firm, partnership and/or corporation;

(C) Driveway--Any area of land designated or to be used
as a means of ingress and/or egress for either vehicles and/or
pedestrian traffic from a public road to a place, parcel or
tract of land;

(D) Owner--the owner of the land upon which the driveway is located.

(E) Permit--A permit issued by the Board to signify approval of the driveway connection;

(F) Person--Any individual, partnership, company, association, society, corporation or other group or entity;

(G) Public road--any road, street, alley or public thoroughfare whether actually maintained by Thompson Township as part of its road system, or whether shown on a sub-division plan or land development plan and intended to be offered or dedicated to Thompson Township in the future.

Section 3. No person, owner and/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 from the board therefor.

Section 4 Any person, owner and/or contractor shall, prior to obtaining a driveway permit, file an application, on an application form supplied by the Board, 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. The application shall be reviewed by the Foreman of the Township. The Foreman 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 storm water run-off resulting from said connection, (2) not cause damage to the road to which the driveway is to be connected, and (3) not create or increase hazardous driving conditions for those persons using the road to which the driveway is to be connected. If found satisfactory by the Foreman, he shall so advise the Board, and the Board will issue, or cause to be issued, the permit. If the plan is found deficient, or if in the opinion of the Foreman the plan could be improved so as to (1) minimize the adverse effect of storm water runoff, (2) lessen drainage to the road to which the driveway is to connect or (3) lessen hazardous driving conditions on the road to which the driveway is to be connected, the Foreman shall advise the Board of the deficiencies and the Board may require the applicant to submit a revised plan.

shall, by written communication to the owner, notify him of the changes to be made. The applicant shall make such changes, and return the revised plan to the Township. When such plan is acceptable, the Board shall approve or cause the same to be approved and the permit issued.

Section 5 The application shall be accompanied by such fee or fees as the board shall prescribe from time to time, not to exceed the reasonable approximate cost of processing and reviewing the application and making any necessary inspections.

Section 6. All construction in any way incidental to the installation of the driveway shall be performed in strict conformance with the approved plans.

Section 7 Each driveway, whether serving the same premises or not shall require an individual permit.

Section 8 Any owner, person and/or contractor who or which shall violate any of the provisions of this Ordinance, shall upon conviction thereof by summary proceeding before any district magistrate or District Justice having jurisdiction, be sentenced to pay a fine of not more than \$150. Upon judgement against any person by summary conviction, or by proceedings by summons on default of the payment of the fine imposed and the costs, the defendant may be sentenced and committed to the county jail for a period not exceeding 30(thirty) days. All fines collected for the violation of this Ordinance shall be paid to the Secretary-Treasurer of the Township for the general use of the Township.

Section 9 If any section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase, or word in this Ordinance is declared by any reason to be illegal, unconstitutional, or invalid by any Court of competent jurisdiction, such decision shall not affect or impair the validity of the Ordinance as a whole, or any other section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of the ordinance. The Board of Supervisors of Thompson Township hereby declare that it would have adopted this Ordinance and each section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase and word thereof, irrespective of the fact that any one or more of the section, subsections, provisions,

regulations, limitations, restrictions, sentences, clause, phrases,
or words may be declared illegal, unconstitutional or invalid.

Section 10 This ordinance shall repeal any inconsistent
Ordinances.

Section 11 This Ordinance shall become effective five(5)
days after enactment by the Board of Supervisors of Thompson
Township.

ORDAINED AND ENACTED THIS 7 DAY OF November A.D. 1988

BOARD OF SUPERVISORS OF
THOMPSON TOWNSHIP

Attest: Beverly Sheldon By: Earl Cottrell
Secretary Chairman

3/7/94

As a result of the Board's concern in regards to their liability, the following resolution
was passed. Before the Board will grant a driveway access permit for an access crossing a
dam structure, a copy of a permit to maintain and operate the structure granted by the
Department of Environmental Resources must be received by the Board. This resolution was
made by Earl and seconded by Ardith. Resolution carried unanimously.

Cottrell

Callender

Beverly Sheldon
Sec. Treas.