

ORDINANCE NUMBER 261

REGULATING OPENING OF STREETS FOR SEWERS AND CONNECTIONS

AN ORDINANCE, regulating the making or digging of openings, conduits or trenches in the streets, avenues and alleys of THE BOROUGH OF DONORA, by requiring a permit therefor; fixing the amount of the license fee to be charged for such permit; and relating to said openings, conduits and trenches; providing a penalty for the violation of the provisions of said ordinance, and repealing certain specified ordinances, and all other ordinances, or parts thereof, inconsistent with the provisions of said ordinances.

BE IT ORDAINED AND ENACTED by THE BOROUGH OF DONORA, Washington County, Pennsylvania, in Council assembled, and it is ordained and enacted by the authority of the same.

SECTION 1. That hereafter, it shall be unlawful for any person, firm or corporation to make or dig, or cause to be made or dug, any openings, conduits or trenches in any of the streets, avenues or alleys of said borough, for any purpose whatsoever, without having first obtained a permit therefor, as hereinafter provided for.

SECTION 2. That any person, firm or corporation may make or dig openings, conduits or trenches in any of the streets, avenues or alleys of said borough, for the purpose of connecting with service pipe or pipes, any lot or lots, to any public sewer, water, gas, or other public service subterranean pipe line or lines, or for the purpose of reconstructing, replacing, changing, or repairing any such service pipe or pipes now constructed, upon a full compliance with the provisions of Section 3 of this ordinance, and not otherwise; providing, however, that a separate permit shall be required for each opening, conduit or trench made or dug as aforesaid in the original construction of said service connections, and for each and every re-constructing, replacing, changing and repairing of any service connection now constructed.

SECTION 3. Any person, firm or corporation desiring to make or dig an opening, conduit or trench, in any of the streets, avenues or alleys of said borough, for any of the purposes mentioned in Section 2 of this ordinance, he, they or it shall pay to the Borough Clerk of said borough a license fee therefor, in the sum of ONE AND 50/100 (\$1.50) Dollars, and upon the payment to him of said license fee, the Borough Clerk is hereby authorized and directed to issue to the person, firm, or corporation paying said license fee a permit to open the street, avenue or alley mentioned therein, and at the point to be designated in said permit, the privilege granted by said permit to be exercised in the manner following to wit;

No longer or wider opening, conduit or trench shall be made or dug in any

ORDINANCE NUMBER 261

street, avenue or alley than shall be necessary for the purpose for which the same was intended, and said opening, conduit or trench shall be closed in a solid and substantial manner by the person, firm or corporation securing the permit therefor; and to that end, all earth removed from such opening, conduit or trench shall be dampened and thoroughly rammed throughout the whole of the depth of the same in such manner as shall make a solid, compact and even surface at the top; and where paving is removed, the same shall be relaid in a condition as good as before such opening, conduit or trench was made, and all work done in and about such opening, conduit and trench shall be done in a manner satisfactory to the Street Commissioner of said borough, which said Street Commissioner is hereby charged with the duty of supervising and directing all work done in pursuance of the authority of this ordinance, in so far as the same relates to enforcing a compliance with the provisions of this section, and all permits issued as aforesaid shall be issued subject to the right of the borough to enforce the said provisions of this section.

SECTION 4. Any person, firm or corporation making or digging, or causing to be made or dug, any opening, conduit or trench, in any of the streets, avenues or alleys of said borough, in violation of the provisions of this ordinance, such person, firm or corporation shall, upon conviction thereof, before the Burgess of said borough, be fined in a sum not exceeding Twenty Five (\$25.00) Dollars, and costs of suit, for each and every offense; and in default in the payment of said fine and costs, he, they or it, shall be sentenced to confinement in the Borough Lock Up, for a period not exceeding five (5) days.

SECTION 5. That ordinance numbered 41, of said borough, entitled, "AN ORDINANCE to provide for and regulate the manner in which, and the terms upon which connection with the public sewer in the Borough of Donora may be made by the owners of property therein," enacted on April 5, 1902 and approved by the Burgess of said borough on the same day, and,

Ordinance numbered 43 of said borough, entitled,

"AN ORDINANCE to provide for and regulate the manner in which, and the terms upon which connections with the water and gas mains along the streets and alleys of the Borough of Donora, may be made," enacted April 3, 1902, and approved by the Burgess of said borough on April 5, 1902, and all other ordinances of said borough, or parts thereof, which conflict with this ordinance, or any of the provisions thereof, be and the same are hereby repealed.

Ordained and enacted into an ordinance, this 7th day of January, A. D. 1913.

ATTEST:

GEO. W. ALLEN,  
Borough Clerk.

ANTON WEIS,  
President Pro Tempore of Council

Examined and approved by me this 14th day of January, A. D. 1913.

W. S. SPRAGG,  
Burgess

Page # 58

Ordinance Number 261

I HEREBY CERTIFY THAT  
THIS IS A CORRECT COPY  
OF ORDINANCE NO. 261

*GEO. W. ALLEN*  
BOROUGH CLERK