

MIDDLESEX TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 4 - 2016

AN ORDINANCE OF THE BOARD OF TOWNSHIP
SUPERVISORS OF MIDDLESEX TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA AMENDING
ORDINANCE NO. 3-97 REGULATING THE CUTTING OF
TOWNSHIP ROADS.

IT IS HEREBY ENACTED AND ORDAINED by the Board of Township
Supervisors in and for Middlesex Township, Cumberland County, Pennsylvania, as
follows:

SECTION 1: Section 2, Definitions, of Ordinance No. 3-97 is hereby amended to
include the following additional definition:

E. Authority – The Middlesex Township Municipal Authority.

SECTION 2: Section 4, Application For Permit, of Ordinance No. 3-97 is hereby
amended to include the following additional paragraphs at the end thereof:

The application form supplied by the Board shall contain such
content, guidelines and criteria as both the Township and Authority shall
specify from time to time for purposes of protecting against damages or
destruction to public roads, storm water and water and sewer facilities
under jurisdiction of both the Township and Authority.

Any Person filing an application for a Permit or an amended
application or plan shall simultaneously file an identical copy of such

application, amended application and/or plan with the office of the Authority.

SECTION 3: Section 6 of Ordinance No. 3-97 is hereby amended to include the following additional paragraph, which paragraph shall be provided as part of the Township Roadway Cut Permit Application with the other content of Section 6:

F. AUTHORITY AND OTHER FACILITIES

When any utility lines, including, but not limited to, cable, fiber optic, electric or gas, are placed parallel to any underground storm water facilities, or water or sewer lines or facilities of the Authority, such utility lines shall have a minimum of five (5) feet horizontal clearance from such storm water facilities, or the water or sewer lines or facilities of the Authority. The minimum depth of cover for such installed utility lines shall be 24 inches.

SECTION 4: Section 8 of Ordinance No. 3-97 is hereby amended in its entirety as follows:

Any Person who shall violate any provision of this ordinance shall pay a penalty of \$600 to the Township for the general use of the Township. When a penalty for violation is not voluntarily paid, civil enforcement proceedings shall be initiated an/or enforcement of this Ordinance in equity may be initiated and upon finding of violation, the above penalty, court costs and reasonable attorney's fees shall be paid, together with additional daily penalties for continuing violations.

SECTION 5: Except as specifically amended by this Ordinance, Ordinance No. 3-97 shall remain in all other respects in full force and effect.

SECTION 6: This Ordinance shall become effective as provided by law.

ENACTED AND ORDAINED this 26th day of August, 2016.

ATTEST:

TOWNSHIP OF MIDDLESEX

Eileen M. Hault
Township Secretary

By: [Signature]
Chairman, Board of Township
Supervisors

(Township Seal)