

APPLICATION FOR TOWNSHIP HIGHWAY OCCUPANCY PERMIT

West Goshen Township, Chester County

CALL BEFORE YOU DIG!
PENNSYLVANIA LAW REQUIRES
3 WORKING DAYS NOTICE FOR
CONSTRUCTION PHASE
-- STOP CALL 811
Pennsylvania One Call System, Inc.

Township Contact Information:

West Goshen Township
1025 Paoli Pike
West Chester, PA 19380
610-696-5266

Any work performed within the right-of-way of a township road requires submission of two copies of this form along with two copies of sketch showing location and details of the proposed work.

Any work performed on a township road over, under, or within, the limits of a limited access state highway, requires a state permit. The prescribed permit fee shall accompany the application and sketch. Schedules of fees are furnished on request.

APPLICANT INFORMATION

Name: _____
Address: _____
City: _____ State: _____ Zip Code: _____
Phone: _____ Fax: _____

LOCATION WHERE WORK IS TO BE COMPLETED

Township street or address: _____
Township: _____
County: _____

Applicant is an (please circle response): Individual Partnership Corporation

Anticipated start date: _____ Anticipated completion date: _____

Required Data: The road surface is improved to a width of _____ ft. Distance from center of line to roadway or gutter or ditch: _____ ft. Distance from center line of road to right-of-way line: _____ ft.

Number of poles to be erected: _____. Nearest distance from center of road to structure: _____ ft. Distance of proposed work along road _____ ft.

The improved surface of the road (will) (will not) be opened. Approximate area of openings in improved surface: _____ sq ft. Length of trench along road: _____ ft. Depth of trench below surface: _____ in.

DESCRIPTION AND PURPOSE OF WORK (Attach additional sheets as necessary)

Applicant Signature: _____

Date: _____

FOR TOWNSHIP USE ONLY:

DENIED APPROVED

Permit Issue Date: _____

Work to be completed by: _____ Permit # _____

Application Fee: _____ Inspection Fee: _____ Total: _____

Plans required: NO YES If yes, are plans satisfactory: NO YES

Traffic control plan consistent with MUTCD: NO YES

White Copy Applicant

Yellow Copy Township

HIGHWAY OCCUPANCY PERMIT

Permit # _____

FEE CALCULATION SHEET

These fees are applied to the administrative costs incurred in reviewing the application and plan(s) and issuing the permit, including the preliminary review of the site location.

	Unit Fee	Number of Units	Total
1) Application Fee			
a) Utility	\$50.00		
b) Driveways			
(i) minimum use <i>(e.g. single-family dwelling, apartments with five or fewer units)</i>	\$15.00		
(ii) low volume <i>(e.g. office buildings, car washes)</i>	\$30.00		
(iii) medium volume <i>(e.g. motels, fast food restaurants, service stations, small shopping plazas)</i>	\$40.00		
(iv) high volume <i>(e.g. large shopping centers, multi-building apartment or office complexes)</i>	\$50.00		
c) Other <i>(e.g. bank removal, sidewalk and curb)</i>	\$20.00		
2) Supplement Fee <i>(each six month time extension) (each submitted change)</i>	\$10.00		
3) Emergency Permit Card <i>(each card)</i>	\$5.00		
4) Exemption <i>(see back for list of exemptions)</i>			
Applicant Fee Total:			

These fees are applied to the costs incurred in the preliminary review of the location covered by the permit, and/or spot inspection of the permitted work, and/or subsequent inspection after the permitted work has been completed to ensure compliance with PennDOT specifications and permit provisions.

	Unit Fee	Number of Units	Total
5) Driveways			
a) Each minimum use driveway	\$10.00		
b) Each low-volume driveway	\$20.00		
c) Each medium-volume driveway	\$35.00		
d) Each high-volume driveway	\$50.00		
6) Surface Openings <i>(These fees are calculated on the total linear feet of the opening being permitted within the different areas of the right-of-way)</i>			
a) Total Linear feet of opening <i>(each 100 foot increment or fraction thereof):</i>			
(i) Opening in pavement	\$40.00		
(ii) Opening in shoulder	\$20.00		
(iii) Opening outside pavement and shoulder	\$10.00		
b) If a longitudinal opening simultaneously occupies two or more highway areas identified in subparagraph (a), only the higher fee will be charged. Linear distances shall be measured to the nearest foot.			
7) Surface Openings of Less Than 36 Square Feet <i>(e.g. service connections performed independently of underground facility installation, pipe line repairs) (each opening)</i>			
(i) Opening in pavement	\$30.00		
(ii) Opening in shoulder	\$15.00		
(iii) Opening outside pavement and shoulder	\$10.00		
If an opening simultaneously occupies two or more highway access areas identified in subparagraphs (i)-(iii), only the higher fee will be charged.			
8) Above-Ground Facilities <i>(e.g. poles, guys and/or anchors if installed independently of poles)</i>			
a) Up to 10 physically connected above-ground facilities <i>(each continuous group)</i>	\$20.00		
b) Additional above-ground physically connected facilities <i>(each pole with appurtenances)</i>	\$2.00		
9) Crossings <i>(e.g. "overhead" triples, conveyors or pedestrian walkways and "undergrade" subways or mines)</i>	\$80.00		
10) Seismograph-Vibroseis Method <i>(e.g. prospecting for oil, gas)</i>			
a) First mile	\$50.00		
b) Each additional mile or fraction thereof	\$5.00		
11) Non-Emergency Test Holes in Pavement of Shoulder <i>(each hole)</i>	\$5.00		
12) Other <i>(e.g. bank removal, sidewalk and curb)</i>	\$20.00		
Inspection Fee Total:			

WHITE COPY APPLICANT

YELLOW COPY TOWNSHIP

Grand Total: _____

This fee schedule is in compliance with Title 67 Pennsylvania Code, Section 441.4. (as of 12/31/09)

EXEMPTIONS

Permit issuance fees and general permit inspection fees are not payable by any of the following:

- 1) The commonwealth
- 2) Political subdivisions of the commonwealth, except when placing a facility longitudinally within more than 100 total linear feet of pavement. In that case, the application and inspection fees for pavement opening will be charged.
- 3) Governmental authorities organized under the laws of the commonwealth
- 4) The federal government
- 5) Charitable organizations that are in compliance with the Institutions of Purely Public Charity Act of 1997 (10 PS 371) (*churches, hospitals, schools, charitable insitutions, veterans' organizations, non-profit orgnizations*)
- 6) Utility facility owners for:
 - a) The installation of street lights at the request of PennDOT or the township.
 - b) The replacement or renewal of their facilities prior of a township resurfacing project, after notice from the township.
 - c) Facilities moved at the request of PennDOT or the township.
 - d) The reconstruction or maintenance of their facilities that occupy the right-of-way under private status.

ADDITIONAL INSPECTION FEES

If the township determines that the permitted work is of sufficient magnitude or importance to warrant assignment of one or more persons to inspect the permitted work on a more than spot inspection basis, the permit will so indicate and the permittee will be charged for additional salary, overhead and expenses incurred by each assigned inspector and the township.

**CODE OF THE TOWNSHIP OF WEST GOSHEN, PENNSYLVANIA, v28 Updated
06-01-2010 / PART II GENERAL LEGISLATION / Chapter 70, STREETS AND
SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974]**

**ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974 by Ord. No.
2-1974]**

**CODE OF THE TOWNSHIP OF WEST GOSHEN, PENNSYLVANIA, v28 Updated
06-01-2010 / PART II GENERAL LEGISLATION / Chapter 70, STREETS AND
SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974] / § 70-1 Permit required.**

§ 70-1 Permit required.

In accordance with the provisions of Section 1156 of Article XI of the Second Class Township Code, as amended,^{EN(1)} no railroad or street railway shall hereafter be constructed upon any township road nor shall any railroad or street railway crossings nor any gas pipe, water pipe, electric conduits or other piping be laid upon or in nor shall any telephone, telegraph or electric light or power poles or any coal tipples or any other obstructions be erected upon or in any portion of a Township road except under such conditions, restrictions and regulations relating to the installation and maintenance thereof as may be prescribed in permits granted by the Township for such purpose.

**CODE OF THE TOWNSHIP OF WEST GOSHEN, PENNSYLVANIA, v28 Updated
06-01-2010 / PART II GENERAL LEGISLATION / Chapter 70, STREETS AND
SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974] / § 70-2 Application for permit; fee. [Amended 5-21-2008 by
Ord. No. 5-2008]**

§ 70-2 Application for permit; fee. [Amended 5-21-2008 by Ord. No. 5-2008]

The application for a highway occupancy permit shall be on a form prescribed by the Township and submitted to the Township. The application shall be accompanied by a fee in accordance with the schedule of fees adopted by the Township for highway occupancy permits. In addition, the applicant shall submit three copies of a sketch, showing such dimensions as the location of the intended facility, width of the traveled roadway, right-of-way lines and a dimension to the

nearest intersecting street.

**CODE OF THE TOWNSHIP OF WEST GOSHEN, PENNSYLVANIA, v28 Updated
06-01-2010 / PART II GENERAL LEGISLATION / Chapter 70, STREETS AND
SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974] / § 70-3 Application review; issuance of permit. [Amended
5-21-2008 by Ord. No. 5-2008]**

§ 70-3 Application review; issuance of permit. [Amended 5-21-2008 by Ord. No. 5-2008]

- A. The Township Engineer shall review the application and determine if it is complete and consistent with the standards for road openings as set forth in this Article I.
- B. The permit shall be issued by the Township provided all conditions in this Article I have been met as confirmed by the Township Engineer or Roadmaster.

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06-01-2010 / PART II GENERAL LEGISLATION / Chapter 70, STREETS AND
SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974] / § 70-4 Rules and Regulations for road openings. [Added
5-21-2008 by Ord. No. 5-2008EN]**

**§ 70-4 Rules and Regulations for road openings. [Added 5-21-2008 by Ord. No.
5-2008^{EN(2)}]**

All road openings in the Township shall comply with the rules and regulations which are set forth on the attached exhibit, Rules and Regulations Governing Street Openings in West Goshen Township.^{EN(3)} The rules and regulations, which may be amended from time to time by the Board of Supervisors by resolution, shall be conditions attached to the issuance of the highway occupancy permit.

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SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974] / § 70-5 Notice of completion.**

§ 70-5 Notice of completion.

Upon completion of the work, the applicant shall file written notice thereof with the Township.

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06-01-2010 / PART II GENERAL LEGISLATION / Chapter 70, STREETS AND
SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974] / § 70-6 Excavation and restoration of surface; inspection of
work. [Amended 5-21-2008 by Ord. No. 5-2008]**

**§ 70-6 Excavation and restoration of surface; inspection of work. [Amended 5-21-2008 by
Ord. No. 5-2008]**

- A. All areas of the road which are excavated shall be restored according to the following restoration requirements:
- (1) Perpendicular excavation: a perpendicular street excavation for installation of a utility service line to a new or existing residence or business from a new or existing main utility line.
 - (a) Restoration requirements: The excavation area shall be milled and overlay applied to a width of three feet beyond the trench edge. If excavation is within three feet of the center line of the road, full roadway width paving is required.
 - (2) Longitudinal excavation: a longitudinal street excavation for installation of a water main, sewer main or other longitudinally located utilities.
 - (a) Restoration requirements: The excavation area shall be milled and overlay applied to a full lane width. If excavation is within three feet of the center line of the road, full roadway width paving is required.
 - (3) Miscellaneous surface penetrations: any single core borings, bore holes or other small excavations.
 - (a) Restoration requirements: Full depth paving restoration is required for a minimum of two feet beyond the boring or excavation. If the boring or excavation penetrates below the existing paving, the area below the paving shall be filled with Type A or B flowable backfill or an alternate fill material approved by the Township. Excavation shall be milled and overlay applied to three feet beyond excavation. If excavation is within three feet of the center line of the road, full width paving is required.
 - (4) Miscellaneous surface penetrations: two or more core borings, bore holes or other small excavations within a one-hundred-foot road segment.
 - (a) Restoration requirements: full lane width restoration. If excavation is within three

feet of the center line of the road, full roadway width paving is required.

- B. The area to be restored shall extend 10 feet beyond the starting and ending limits of the excavation.
- C. All backfilling, trench restoration, road milling and paving shall be completed in accordance with the effective Township road construction specifications, PennDOT specifications Publication 408, and PennDOT Publication 213, current editions or their successor publications adopted by the Pennsylvania Department of Transportation.
- D. All areas excavated shall be swept to remove excess loose material from the street.
- E. Excavations which result in a disturbed paving area in excess of 1,000 square feet shall require nuclear density testing by a certified third-party testing laboratory which is approved by the Township. The results of the nuclear density tests shall be submitted to the Township, which shall confirm that the density of the paving meets the Township specifications. In addition, two core borings shall be provided to the Township per 1,000 square feet of disturbed paving area.
- F. Upon completion of the work authorized by the permit, the Township shall inspect the work and, when necessary, enforce compliance with the conditions, restrictions and regulations prescribed by the permit and this article. Where any settlement or defect in the work occurs, or where nuclear density tests were performed, if the tests reveal a substandard density, the applicant shall rectify any such settlement or defect within 15 days after written notice from the Township to do so. If at any time a settlement or defect shall become a hazard, the applicant shall rectify such settlement or defect within two hours after notice from the Township. If the applicant fails to comply with the notice authorized by this section, the Township may complete the work and shall impose upon the applicant the cost thereof.
- G. The applicant shall provide the Township with the name and contact information of an authorized representative who may be reached 24 hours a day while the work pursuant to the permit is in progress.

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SIDEWALKS / ARTICLE I, Street Obstructions and Openings [Adopted 6-12-1974
by Ord. No. 2-1974] / § 70-7 Violation and enforcement provision. [Amended
6-23-1992 by Ord. No. 9-1992; 7-24-1996 by Ord. No. 7-1996]**

**§ 70-7 Violation and enforcement provision. [Amended 6-23-1992 by Ord. No. 9-1992;
7-24-1996 by Ord. No. 7-1996]**

Any person who violates or permits the violation of any provision of this article shall, upon being found liable therefor in a civil enforcement proceeding commenced by the Township before a District Justice, pay a fine for each such violation in an amount not less than \$100 and not more than \$600 plus all court costs, including reasonable attorney fees, incurred by the Township. No judgment shall be imposed until the date of the determination of a violation by the District Justice. If the defendant neither pays nor timely appeals the judgment, the Township may enforce the judgment pursuant to the applicable rules of civil procedure.

Endnotes

1 (Popup - Popup)

Editor's Note: See 53 P.S. § 67322.

2 (Popup - Popup)

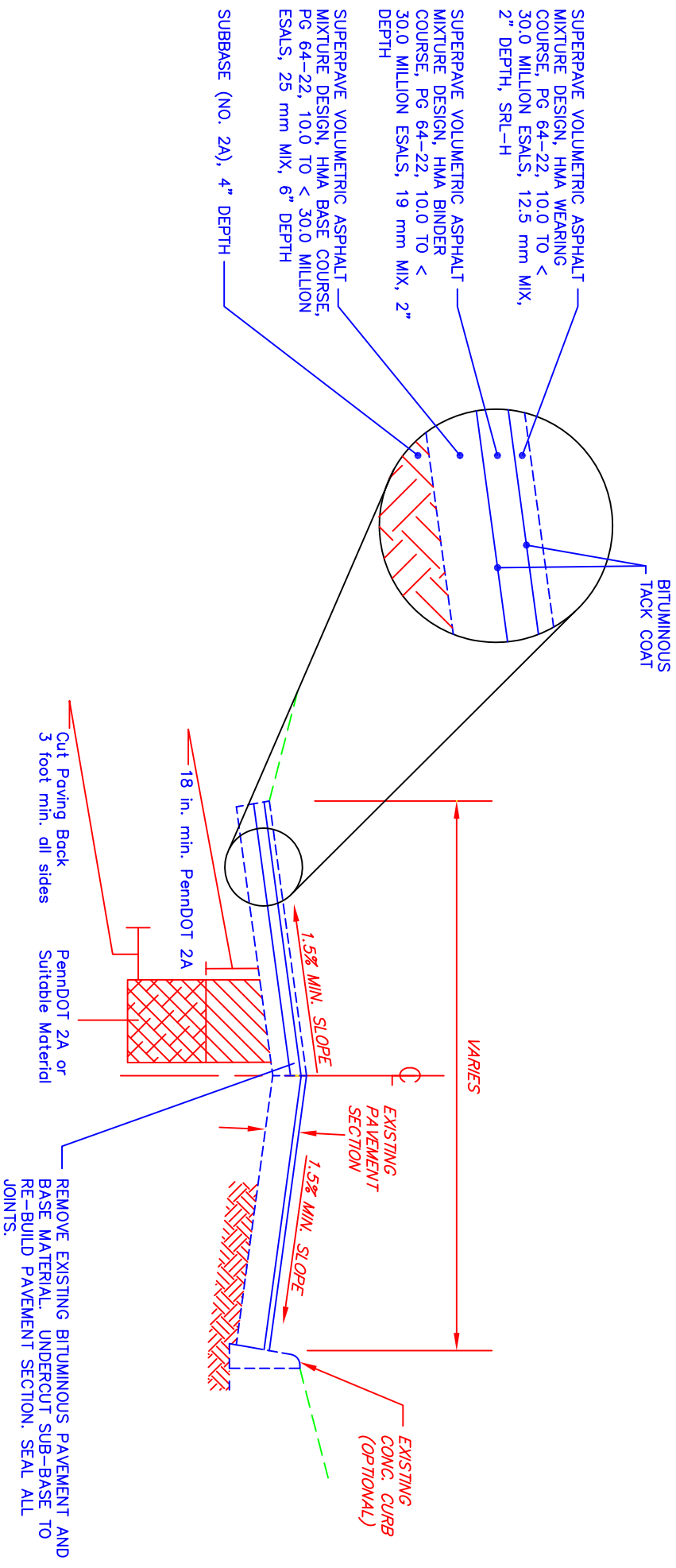
Editor's Note: This ordinance also provided for the redesignation of former §§ 70-4, 70-5 and 70-6 and 70-7, respectively. Consequently, former §§ 70-7 through 70-10 were renumbered as §§ 70-8 through 70-11, respectively.

3 (Popup - Popup)

Editor's Note: Said exhibit is included at the end of this chapter.



West Goshen Township Public Works Department Highway Occupancy Permit Road Restoration Detail



ROAD RESTORATION DETAIL

N.T.S.