

AN ORDINANCE REGULATING THE CONSTRUCTION OF DRIVEWAYS IN CHANCEFORD TOWNSHIP, YORK COUNTY, PENNSYLVANIA, AUTHORIZING THE ISSUANCE OF PERMITS AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of Chanceford Township, York County, Pennsylvania, as follows:

SECTION I. This Ordinance shall be known as the “Chanceford Township Driveway Ordinance”.

SECTION II. It shall be unlawful for any person, firm, association or corporation to construct or open any driveway upon any property owned by or rented by such person, firm, association or corporation without having first obtained a permit therefore from the Township Permit Officer.

SECTION III. For purposes of this ordinance, “driveway” shall be construed to mean any road, alley, lane or other entrance suitable for use by automobiles for ingress or egress onto a road adopted and maintained by the Township or a road shown on a final subdivision plan approved by the Township as intended to be at some future date offered for adoption by the Township. Roads or other entrances suitable only for use by tractors and other farm machinery and not suitable for use by passenger automobiles shall not be considered “driveways” within the provisions of this ordinance. However, the property owner is responsible to insure that such field drives do not erode onto a public road.

SECTION IV. All applications for a “permit” under the ordinance shall be made to the Chanceford Township Permit Officer on forms to be supplied by him.

SECTION V. The applicant shall pay a fee in the amount of twenty (\$20.00) dollars to the Township at the time of making the application.

SECTION VI. The permit officer shall investigate the application, consult with the Township Roadmaster, and require that the following specifications be adhered to.

- a. If the permit officer determines that proper drainage can be achieved but that a drainage pipe or other appliance is needed for this to be accomplished the applicant shall be informed of the size and type of pipe or other appliance required and the applicant shall purchase and cause to be installed the required pipe or other appliance. The pipe or other appliances as may be applicable and installation thereof must be approved by the Township.
- b. Water must be prevented from running from the driveway onto the Township street or road. If the permit officer determines that further grading is required for this to be accomplished, the applicant shall cause the required grading to be accomplished.
- c. The driveway must be located in safe relationship to sight distance and barriers to vision. The driveway may not exceed a slope of 5% within 50 feet of the center line of the street or Township road where a drive enters through a bank or cut. Unless a retaining wall is utilized as shoulders a cut may not exceed 50% slope within a triangle formed by the center line of the Township street or road, the center line of the proposed driveway and a line drawn from a point along the Township Road 75 feet distance from the intersection of the center line of the

Township street or road and the center line of the proposed driveway and 50 feet distant along the center line of the proposed driveway from that intersection. The height of the bank created by this cut must not exceed 3 feet within 10 feet of the street or Township road right-of-way line. Greater slopes can be permitted if there is no reasonable way that the slopes required by this subparagraph can be attained and the Township engineer approve the plan that will prevent the banks from eroding and insure that the provisions of this subparagraph (d) of this section are complied with.

- d. The applicant must improve the 25 feet most proximate to the improved portion of the Township road with 8 inches of crushed stone and if, the permit officer finds it necessary in order to protect the public road from earth and/or debris, etc. washing from the driveway onto the public road, the applicant must pave a sufficient portion of the driveway so that the public road will be protected from earth, stone and/or debris washing from the driveway onto it.

If the permit officer finds that the application meets the above stated requirements he shall, following the payment of the required fee, issue the permit, otherwise the permit shall be refused.

SECTION VII. The driveway must be completed within ninety (90) days next following the issuance of the permit in accordance with the specifications above set forth and as set forth on the application or approved by the Township Permit Officer. The driveway shall not be considered completed until the Township Permit Officer has approved it as being completed in writing.

SECTION VIII. Any person, firm, association or corporation violating any of the provisions of this ordinance shall, upon conviction thereof before a District Magistrate, be subject to a penalty not in excess of six hundred (\$600.00) dollars for each and every offense each and every day that a violation of any of the provisions of this ordinance occurs. Each and every day that a road, alley, lane or other entrance suitable for use by automobile or truck remains constructed without a permit having been issued shall be considered a separate and distinct offense and shall be subject to separate and distinct penalties hereunder.

SECTION IX. This ordinance shall become effective five (5) days after enactment.

ORDAINED AND ENACTED by the Board of Chanceford Township, York County, Pennsylvania on the 10th day of February, 1992.

ATTEST:

/s/ Brenda C. Gohn
Secretary

BOARD OF SUPERVISORS OF
CHANCEFORD TOWNSHIP

/s/ Clifton M. Baldwin
Vice-Chairman