

ORDINANCE NO. 2006-1

**AN ORDINANCE OF TULPEHOCKEN TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, REQUIRING THE ISSUANCE OF A PERMIT PRIOR TO ANY EXCAVATION OR OPENING IN OR UNDER THE SURFACE OF ANY PUBLIC STREET OR PUBLIC PLACE IN THE TOWNSHIP, REQUIRING THE POSTING OF FINANCIAL SECURITY, ESTABLISHING STANDARDS FOR REPAIRS, AND IMPOSING PENALTIES FOR VIOLATIONS HEREOF.**

WHEREAS, Section 2322 of the Second Class Township Code, 53 P.S. § 67322, provides that no driveway connection, utility pipe or conduit, utility pole or any other obstruction may be constructed or erected upon any township road except under conditions, restrictions and regulations specified in permits granted by the township for that purpose; and

WHEREAS, the Board of Supervisors ("Board") of Tulpehocken Township, Berks County, Pennsylvania ("Township"), in order to promote the health, safety and welfare of the residents of the Township, deems it advisable to prohibit, except as herein after provided, the unregulated excavation or opening of paved areas within any public street or public place within the Township; and

WHEREAS, for the health, safety and welfare of the residents of the Township, the Board desires to adopt certain conditions, restrictions and regulations, including the imposition of fees and the posting of financial security, necessary for the issuance of permits granted to utilities and others persons authorizing the opening, excavation, repair and/or replacement of Township roads, streets, highways, bridges and other public places.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Tulpehocken Township, Berks County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same as follows:

SECTION 1. DEFINITIONS. The following words, terms and phrases when used in this Ordinance shall have the meanings ascribed to them in this Section unless the context clearly indicates a different meaning. When not inconsistent with the context, words used in the singular include the plural, and words used in the plural include the singular.

Applicant – The Person filing a written application under this Ordinance.

Excavation – Any break or opening in the surface or subsurface of any Public Place made in any manner whatsoever.

Facility – Including, but not limited to, any pipe, sewer, drain, conduit, tunnel, manhole, duct, vault, buried wire, cable, meter, gauge, valve, regulator, junction box, transformer, tower, wire, pole, anchor, phone booth, curb, curb and gutter, sidewalk, driveway, or any other object, structure or material of any kind, which may be lawfully constructed, left, placed, or maintained in, across, under, over, upon or along any Public Place.

Permit – A permit issued by the Township, subject to the regulations and conditions of this Ordinance.

Permit Holder – An Applicant for whom a Permit has been issued.

Person – Any natural person, firm, corporation, partnership, association, company, organization or political subdivision, including any Utility.

Public Place – Any Street, sidewalk, park, easement, or public property owned or controlled by the Township.

Street – A strip of land open to vehicular use by the public, including the entire right-of-way. The term “Street” shall include any street, avenue, boulevard, road, highway, freeway, parkway, lane, way, place, alley or viaduct under the jurisdiction of the Township.

Township – Tulpehocken Township, Berks County, Pennsylvania.

Utility – A Person owning a Utility Facility, including any wholly owned or controlled subsidiary, and also including any plumber or any other contractor hired or engaged by the owner of the Utility.

Utility Facility – All privately, publicly or cooperatively owned lines and systems for producing, transmitting or distributing communications, electricity, heat, gas, oil, crude products, water, steam, waste, wastewater, stormwater, sewage, and other similar commodities, which directly or indirectly serve the public, and all appurtenances and attachments thereto.

## SECTION 2. SECURING OF PERMIT REQUIRED

A. Permit Required. It shall be unlawful for any Person to make or cause, or allow to be made or caused, any Excavation in or under the surface of the ground or paved area within the boundaries of any Public Place, for any purpose, without first obtaining a Permit from the Township for each separate project, and otherwise complying with the Permit requirements as herein specified.

B. Application for Permit. Each person requesting a Permit under this Ordinance shall file an application with the Township, which application shall state the following:

- (1) The purpose for which such opening or excavation is to be made.
  - (2) The location and approximate dimensions of each opening or excavation.
  - (3) An estimate of the length of time required for the work to be done under the Permit.
  - (4) The Applicant's name, address and telephone number.
-



(5) Name and address of all persons, firms, associations or corporations interested and participating in the work to be done.

(6) Sketch Plan – the Applicant shall submit a sketch showing the location of the intended street opening, width of the traveled roadway, right-of-way lines, an address and a dimension to the nearest intersecting road or other nearby landmark, to make it easy to locate the work.

The Applicant shall agree to assume all liability for any damage to any person or property, including the Township, caused by the opening, excavating or occupying of the Public Place.

C. Filing Fee. The application shall be accompanied by a filing fee as established from time to time by resolution of the Board.

D. Review Fees. In any case where the Township requires the Township Engineer to review the plans for the work as required herein, or to inspect the work performed or caused to be performed by the Permit Holder, the Permit Holder shall pay to the Township the cost of the engineering services prior to the release of any posted financial security.

E. Insurance. At the time of the filing of the application for a Permit, the Applicant shall provide to the Township proof of general liability insurance insuring the Applicant, its agents, employees, contractors, successors and assigns, and the Township, its officials, agents, employees, contractors, successors and assigns, in the amount of one million dollars (\$1,000,000.00), or such amount as may be adopted from time to time by resolution of the Board. The Applicant, its agents, employees, contractors, successors and assigns, shall also provide to the Township at the time of the filing of the application, proof of workers' compensation insurance, special hazard insurance, property damage insurance, automobile

insurance, truck insurance, and/or blasting damage insurance, as applicable, in all cases where the Board deems such insurance coverage necessary.

F. Work Zone Traffic Control. When the Applicant anticipates that it will be necessary to close a portion of a Street to vehicular traffic in order to perform the permitted work, the Applicant shall submit a Work Zone Traffic Control ("WZTC") plan with the application, for review and approval by the Township, prior to issuance of the Permit. All WZTC shall be conducted in strict compliance with PennDOT Pub. 203M, and Penna. Title 67, chapter 204, as it applies to the specific project. No vehicles, equipment or labor force may occupy or perform any work within the Street until all proper WZTC components are in place.

G. Approval and Issuance. Approval and issuance of the Permit shall be granted or denied by the Township Roadmaster, or by the Township Engineer if the Roadmaster is unavailable, no later than fifteen (15) days after the date of filing of the application therefor.

H. Emergency Street Opening. In the case of any emergency involving a threat of injury to person or damage to property, a person may, upon notice to the Township Police Department, open or excavate any Public Place without first having obtained a Permit as required under this Ordinance. In the event an emergency street opening occurs, the person shall, within twenty-four (24) hours of the commencement of the work, apply for a Permit under the terms of this Ordinance. In the event an emergency street opening occurs during a holiday or other day when the offices of the Township are closed and a Permit cannot be timely obtained, the Permit shall be obtained no later than the next succeeding business day.

### SECTION 3. PERFORMANCE OF WORK

A. Performance of Work. All excavation and restoration work performed or caused to be performed by the Permit Holder shall comply with the requirements described in

Exhibit A, "Street Cut Specifications," attached hereto and made a part of this Ordinance. The Permit Holder shall notify the Township/Roadmaster at least seventy-two (72) hours before any work commences. The Permit Holder shall notify the Township in writing no later than five (5) days after the completion of the excavation and restoration work for which the Permit was issued. The Township may elect, in its discretion, to require the Township Engineer to inspect the excavation and restoration work performed or caused to be performed by the Permit Holder during the course of the work, upon completion of the work, and/or at the expiration of the maintenance period as set forth in Section 4.C. of this Ordinance.

B. Protection of Existing Facilities. The Permit Holder shall determine the identity and location of any existing Facilities in the area of the proposed Excavation, including but not limited to, utilization of the PA One Call System to avoid conflict with or damage to such Facilities. The PA One Call contact must be made a minimum of three (3) working days prior to performing any Excavation and the Permit Holder must provide the Township with the PA One Call serial number. No Township-owned Facility shall be moved to accommodate the work to be performed or caused to be performed by the Permit Holder, unless permission is first obtained from the Township. The cost of moving any Township-owned Facility shall be borne by the Permit Holder. The Permit Holder shall support all Facilities affected by the excavation work by the latest approved methods, and take all steps necessary to support, sustain and protect the Facilities under, over, along or across the work being performed. In the event any existing Facility is damaged, it shall be promptly repaired at the expense of the Permit Holder. The Permit Holder shall also be responsible for all damage to any public or private property as a result of damage to any existing Facility caused by the Permit Holder, its agents, employees, contractors, successors or assigns.

---



C. Opening Paved Streets Prohibited.

(1) Except as provided in Section 3.C(2) below, it shall be unlawful for any Person, or agent, employee or contractor thereof, to dig, excavate, open, or construct in, on or under any newly paved Street for a period of five (5) years after the date of the Township Engineer's certification of the completion of the paving or repaving of such Street.

(2) In the case of emergency, the Township may grant permission to the Permit Holder to dig, excavate, open or construct in or under any Street within the above-described period of five (5) years upon application therefore, accompanied by a fee established by resolution of the Board, payable to the Township, which fee shall be in addition to any filing fee or other fee charged for a Permit.

SECTION 4. FINANCIAL SECURITY

A. Financial Security for Utilities. Any Utility desiring to excavate or open a Street, in addition to filing an application for a Permit, shall have a bond of indemnity on file with the Township. The bond of indemnity shall thereafter be properly executed and filed with the Township. The bond of indemnity shall be in the amount of fifty thousand (\$50,000.00) dollars, or such amount as may be established from time to time by resolution of the Board, and shall cover Street opening work performed within one (1) calendar year of the filing of the bond of indemnity. The bond of indemnity shall be automatically renewed in the same amount each year thereafter, unless otherwise adjusted by the Board. Any approved bond amount adjustment shall be applied to the bond for the calendar year following the year in which the adjustment was made.

B. Financial Security for Non-Utilities.

(1) Every Person, other than a Utility, performing work upon and desiring to open a Street pursuant to a Permit issued shall furnish to the Township a properly executed corporate surety bond or letter of credit. The corporate surety bond or letter of credit shall be executed by a bonding company or federal or Commonwealth chartered lending institution authorized to conduct such business in the Commonwealth. Letters of credit shall contain a provision whereby the Township is provided with no less than sixty (60) days notice of expiration of the letter of credit. A cash bond may be furnished to the Township in lieu of a corporate surety bond or letter of credit, in the discretion of the Board.

(2) The corporate surety bond or letter of credit required in Section 4.B (1) shall cover Street opening work performed within twelve (12) months after the execution of the bond or letter of credit, and shall remain in effect for a twenty-four (24) month period. The amount of the surety bond or letter of credit shall be five thousand (\$5,000.00) dollars, except where any excavation and restoration work for a single project exceeds \$5,000, in which case the amount of the bond or letter of credit shall be \$5,000 plus the dollar amount computed according to the following schedule, which schedule may be revised from time to time by the Township:

PAVEMENT STRUCTURE	AMOUNT OF BOND PER SQUARE YARD
Concrete foundation with asphalt surface	\$75.00
Cement concrete surface streets	\$60.00
Bituminous concrete surface with bituminous or stone base	\$55.00
ID-2 Wearing or 9.5 mm Superpave	\$15.00

---



C. Financial Security for the Maintenance Period. All Permit Holders are required to provide financial security to ensure the structural integrity and functioning of all excavation and restoration work performed or caused to be performed by the Permit Holder, in accordance with the Street Cut Specifications of this Ordinance, for a term not to exceed two (2) years from the later of the date of completion of the excavation and restoration work or final inspection thereof by the Township Engineer, where applicable. The Permit Holder shall restore any Public Place and make other repairs or install replacements to any Public Place as the Township Engineer considers necessary by reason of inadequate, improper or defective construction, materials, or workmanship or other cause during the course of the excavation and restoration work performed or caused to be performed by the Permit Holder. The amount of financial security shall be twenty percent (20%) of the actual cost of each project for which a Permit was issued. In the event Permit Holder fails to perform the necessary restoration, repair and/or replacement, the Township may enforce the financial security by appropriate legal and equitable remedies. If the proceeds of the financial security for the maintenance period are insufficient to pay the cost of the necessary restoration, repair and/or replacement, the Township may, at its option, perform the necessary restoration, repair and/or replacement and may commence appropriate legal and equitable action to recover the costs therefor.

#### SECTION 5. PENALTIES

Any Person who violates any provision of this Ordinance shall, upon conviction thereof in a summary proceeding before a district justice, be subject to pay a fine of not more than one thousand dollars (\$1,000.00), together with costs of prosecution and costs to restore any Township-owned property caused in the course of violation of this Ordinance. Each day that a violation of this Ordinance continues shall constitute a separate offense.

SECTION 6. REPEALER AND WAIVER

A. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

B. The provisions of this Ordinance are intended as minimum standards for the protection of the public health, safety and welfare of the residents of the Township. If an Applicant for a Permit is able to demonstrate to the Board, at a public meeting of the Board, that literal compliance with any provision of this Ordinance will be unreasonable and will cause undue hardship as applied to the Applicant, the Board may grant a waiver of such provision, if the waiver will not be contrary to the public interest.

SECTION 7. SEVERABILITY

If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Township that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 8. EFFECTIVE DATE

This Ordinance shall become effective in accordance with applicable law.

ENACTED AND ORDAINED this 9<sup>th</sup> day of January, 2006.

BOARD OF SUPERVISORS OF TULPEHOCKEN  
TOWNSHIP, BERKS COUNTY, PENNSYLVANIA

Russell S. White

Chairman

Justin H. Reich

Vice Chairman

John R. [Signature]

Member

ATTEST:

Judy A. Bashore  
Secretary

CERTIFICATION

I hereby certify that the foregoing is a true and accurate copy of Ordinance No. 2006-1, adopted by the Board of Supervisors of Tulpehocken Township, Berks County, Pennsylvania at a regular meeting held on January 9, 2006, pursuant to notice as required by law.

Dated: January 9, 2006

Deby A. Bashae  
Secretary



## EXHIBIT A

### STREET CUT SPECIFICATIONS

SHEET 1 OF 4

When performing any work to which this Ordinance applies, street openings must be repaired to requirements of the Ordinance as set forth in these "Street Cut Specifications." The Permit Holder, or its agents, employees, or contractors responsible for the repair shall install a temporary repair which will remain in place for a minimum of ninety (90) days, but no longer than 180 days, and then return to install a permanent repair. An initial permanent repair may be performed upon receiving a written waiver from the Township Roadmaster or the Township Engineer.

The Permit Holder may be required to return at any time during the eighteen-month period following the completion of the initial work to correct any deficiencies in accordance with these "Street Cut Specifications" and the recommendations of the Township Road Master or Township Engineer, as applicable. Failure to correct any deficiencies within five (5) days after notice thereof will result in Township performing the corrections and billing the Permit Holder for the corrections. Special agreements may be required for unique circumstances at the discretion of the Board, which would override these requirements. Any activities which affect state highways shall strictly conform to the requirements of the Pennsylvania Department of Transportation ("PennDOT") standards, and street cut activities shall not begin until standard PennDOT temporary traffic measures are in place and a PennDOT Highway Occupancy Permit has been issued.

### EXCAVATION

Temporary Repairs – Following placement of trench backfill using all 2A Modified stone placed in well-compacted lifts, temporary trench repair may be performed using either two and one-half inches (2½") compacted 12.5 mm. Superpave Binder Course with a GP64-22 and 0.3 to 3 million ESAL rating; or, two inches (2") well-rolled and compacted Cold Patch. For the purpose of temporary trench repairs, saw cutting the edges or providing the minimum one-foot (1') cutback is not required. The temporary repair shall remain for not less than 90 days to allow for trench settlement; but, not more than 180 days until the permanent repair is completed. Until the permanent repair is completed, the Permit Holder shall be responsible for maintaining the trench as may be necessary at all times and/or as directed by the Township or Township Engineer. (See Construction Detail)

Permanent Repairs – Provide a minimum one-foot (1') cutback from all trench wall excavation and excavate to a depth of thirteen inches (13"). All cutback work shall be sawcut or milled in neat, straight lines. The one-foot (1') cutback is minimum and may increase to encompass all cracked or otherwise damaged paving from the project. In any event, the minimum width shall be wide enough to accommodate a vibratory roller.

In the one-foot (1') cutback excavation, construct a six-inch compacted 2A Modified stone subbase. Apply tack-coat (GP64-22 or equivalent) to all exposed sides of the cutback excavation and construct a five-inch (5'') compacted 25.0 mm. Superpave Base Course having a GP64-22 and 0.3 to 3000 ESAL rating up to within two inches (2'') of the existing paving. From the outer edge of the cutback, provide an additional one-foot (1') wide milled paving notch to a depth of two inches (2''). Apply a tack-coat (GP64-22 or equivalent) to the milled paving notch and construct a two-inch (2'') compacted 9.5mm Superpave Wearing Course having a GP64-22 and 0.3 to 3 million ESAL's. Seal all joints with hot GP64-22 or approved equal.

(SEE CONSTRUCTION DETAIL)

**IDENTIFICATION** All excavations shall be marked after both temporary and permanent restoration. The following information shall be spray-painted on the existing road surface (not on the patch where it will quickly soak in): name of Applicant, complete and exact date of restoration, and emergency telephone number to be called in case of problems, day or night. This information shall be painted in six (6) inch letters in the direction of travel, prior to the excavation, and in the proper APWA color (yellow for gas, green for sanitary sewer, etc.). The dates of temporary restoration and permanent restoration shall both appear. If the markings become worn prior to the end of the 18-month guarantee period, then shall be repainted by the Applicant.

#### **BACKFILL**

##### **Aggregate Material**

State Highways – Backfill in all trenches in all PennDOT roads and right-of-ways shall be PennDOT 2A Aggregate; or, as otherwise specified in the PennDOT Highway Occupancy Permit for that specific project and/or PennDOT Publication 408 Specifications (current edition).

Township Roads and Rights-of-Way – All trenches located within Township road rights-of-way and within 5 feet of the edge of existing or proposed paving, shall be backfilled with 2A Modified stone placed in well-compacted lifts to provide a minimum 95% Standard Proctor compaction. When compacting with mechanical jumping jacks, wackers, vibra-plates or other hand held compaction equipment, the 2A material shall be placed in six inches (6'') to eight inches (8'') maximum lifts. When using heavier hydraulic equipment, the 2A material shall be placed in not more than one foot (1') lifts unless otherwise authorized by the Township or Township Engineer.



#### MATERIALS

All materials and equipment shall be in conformance with PennDOT Publication 408 Specifications (current edition). All suppliers shall be PennDOT prequalified.

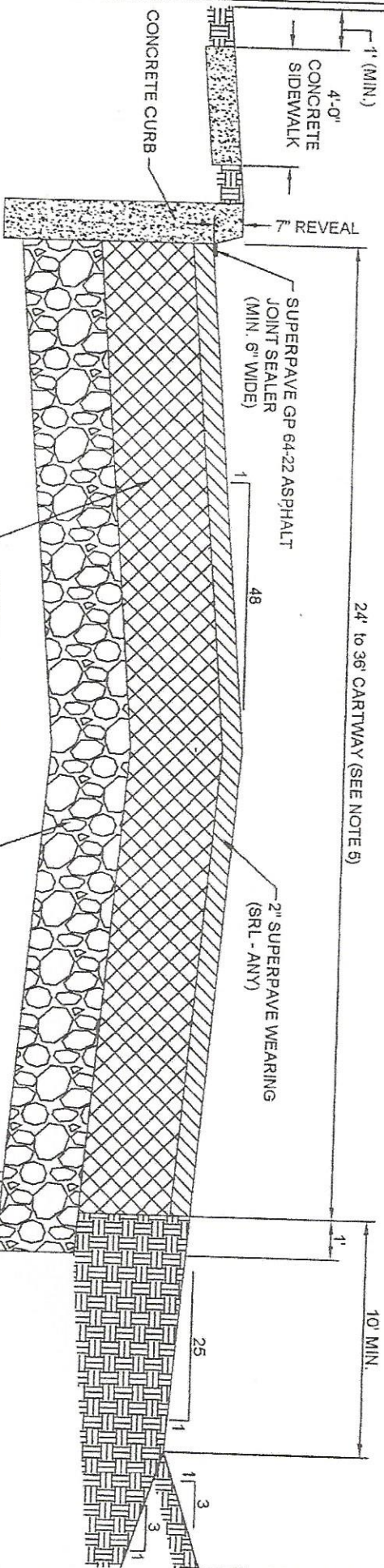
#### PA ONE CALL

The Permit Holder shall be responsible for placing the required PA One Call for underground utility location a minimum of three (3) working days prior to performing any excavation. The Permit Holder shall be responsible for ensuring the I.D. Number assigned to that specific project is on site at all times. Failure to produce the I.D. Number upon request shall be cause for issuance of an Order to Cease and Desist All Work at the discretion of the Township or Township Engineer.



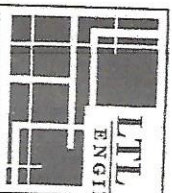
# TULPEHOCKEN TOWNSHIP ROAD SPECIFICATION

33' to 60' ULTIMATE RIGHT-OF-WAY (SEE NOTE 5)



## NOTES:

1. ALL MATERIALS SHALL BE PennDOT APPROVED.
2. MATERIALS SHALL BE PLACED IN ACCORDANCE WITH PennDOT PUBLICATION 408, LATEST EDITION.
3. ALL ASPHALT (BASE, BINDER AND WEARING COURSES) SHALL BE SUPERPAVE GP 64-22 ASPHALT, 0.3<3 MILLION ESALS.
4. CROSS SLOPE OF 1 VERTICAL TO 48 HORIZONTAL IS EQUIVALENT TO  $\frac{1}{4}$ " PER 1' OR 0.0208.
5. CARTWAY AND RIGHT-OF-WAY WIDTHS VARY BASED ON DENSITY AND STREET CLASSIFICATION. SEE SUBDIVISION AND LAND DEVELOPMENT ORDINANCE.
6. 4000 PSI, 6% AIR ENTRAINMENT, WHITE CURING COMPOUND FOR ALL CONCRETE.



**LTL CONSULTANTS, LTD.**  
ENGINEERS & CODE OFFICIALS

P.O. BOX 241

ONE TOWN CENTRE DRIVE

OLEY, PA 19547

(610) 987-9290

**TULPEHOCKEN TOWNSHIP, BERKS COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 2017-8**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF TULPEHOCKEN, BERKS COUNTY, PENNSYLVANIA, ESTABLISHING FEES PURSUANT TO TULPEHOCKEN TOWNSHIP ORDINANCE 2006-1; PROVIDING FOR CERTAIN REPEALERS AND VALIDITY; AND ESTABLISHING THE EFFECTIVE DATE OF THE ORDINANCE.**

WHEREAS, on January 9, 2006, the Tulpehocken Township Board of Supervisors adopted Ordinance No. 2006-1 which, among other things, required the issuance of a permit prior to any excavation or opening in or under the surface of any public street or public place in the Township, required the posting of financial security and established standards for repairs; and

WHEREAS, Ordinance No. 2006-1 permitted the Board of Supervisors to establish and impose fees associated with permit applications under Ordinance No. 2006-1.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Tulpehocken Township, Berks County Pennsylvania, as follows:

**SECTION 1. Fees.** The following fees are hereby established under and pursuant to Tulpehocken Township Ordinance No. 2006-1 and are to remain in full force and effect until such time as the Township, by subsequent resolution, may adopt a new of additional schedule of fees and costs:

(a) Permit Application Fees

- |   |         |
|---|---------|
| (1) Application Fee   | \$50.00 |
| (2) Supplement Fee (each 6-month time extension or each submitted change) | \$10.00 |
| (3) Emergency Permit Card (each card)                                     | \$ 5.00 |

(b) General Permit Inspection Fees

- |   |         |
|---|---------|
| (1) Total linear feet of surface opening (each 100 ft. increment or fraction thereof) |         |
| A. Opening in cartway   | \$50.00 |
| B. Opening in shoulder  | \$50.00 |
| C. Opening outside cartway and shoulder   | \$10.00 |

The above fees are not refundable regardless of the outcome of the application review. Checks shall be made payable to: Tulpehocken Township. Completed applications with the required fees must be submitted to: Tulpehocken Township at 22 Rehrersburg Road, P.O. Box 272, Rehrersburg, PA 19550-0272.



**SECTION 2. Repealer.** All Resolutions or parts of Resolutions, insofar as they are inconsistent herewith, shall be and the same are hereby repealed.

**SECTION 3. Validity.** If any section or part of a section of this Resolution shall be declared invalid, such invalidity shall not affect the remaining parts or sections of this Resolution. It is hereby declared to be the legislative intent that this Resolution would have been enacted as if such invalid section, or portion thereof, had not been included therein.

**SECTION 4. Effective Date.** This Resolution shall become effective upon enactment.

IN WITNESS WHEREOF, the Board of Supervisors of Tulpehocken Township has adopted this Resolution in lawful session this 14<sup>th</sup> day of June, 2017.

BOARD OF SUPERVISORS OF  
TULPEHOCKEN TOWNSHIP,  
BERKS COUNTY, PENNSYLVANIA

By: Ray G. Dese  
Chairman

Richard A. Kramer  
Member

\_\_\_\_\_  
Member

Attest: Christy Flaherty  
Secretary



# STREET EXCAVATION AND OPENING PERMIT APPLICATION

## TULPEHOCKEN TOWNSHIP

22 Rehrersburg Road, P.O. Box 272, Rehrersburg, PA 19550-0272

Phone 717-933-5747 Fax 717-933-2014

Email: [tulpytwp@comcast.net](mailto:tulpytwp@comcast.net)

Date \_\_\_\_\_

Permit Fee: \$ \_\_\_\_\_

Permit # \_\_\_\_\_

Inspection Fee: \$ \_\_\_\_\_

### APPLICANT:

Total Fee: \$ \_\_\_\_\_

Applicant's Name: \_\_\_\_\_

Applicant's Address: \_\_\_\_\_

Applicant's Phone # \_\_\_\_\_ Cell # \_\_\_\_\_

### LOCATION OF STREET OPENING OR EXCAVATION:

Route Number, Road or Street Name

Where work is to be done: \_\_\_\_\_

Name of nearest intersection: \_\_\_\_\_

Distances: Nearest intersection to opening: \_\_\_\_\_ ft.

Center road to opening: \_\_\_\_\_ ft.

Edge of road to opening: \_\_\_\_\_ ft.

APPROXIMATE SIZE OF OPENING/EXCAVATION: \_\_\_\_\_ ft. X \_\_\_\_\_ ft.

APPROXIMATE DEPTH OF OPENING/EXCAVATION: \_\_\_\_\_ ft.

TYPE OF ROAD SURFACE: \_\_\_\_\_

ESTIMATE VALUE OF WORK: \_\_\_\_\_

APPROXIMATE START DATE: \_\_\_\_\_

APPROXIMATE COMPLETION DATE: \_\_\_\_\_

DESCRIPTION AND PURPOSE OF PROPOSED WORK: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

PLAN ATTACHED: ( ) YES ( ) NO – If no, diagram on attached sheet must be completed.

ACKNOWLEDGEMENT:

I hereby acknowledge that I have read this application and state that the above is correct and agreed that all work shall be done in full compliance with the Ordinances of the Township of Tulpehocken and all the laws of the Commonwealth of Pennsylvania in relation thereto, and that the applicant shall well and truly save, defend and keep harmless the Township of Tulpehocken from and indemnify it against any and all actions, suits, demands, payments, costs and charges for or by reason of the proposed opening or excavation, and all damage to persons or property resulting in any manner there from, or occurring in the prosecution of the work connected therewith, or from any other matter, cause or thing relating thereto. It is also understood and agreed by this applicant that any error, misstatement or misrepresentation of material fact, either with or without intention on the part of this applicant shall constitute sufficient cause for revocation of this permit and/or subsequent action by the Township, and that it is the responsibility of the applicant for refilling of opening and or excavation, restoration of surface, and defects occurring within two (2) years after restoration of surface herein provided.

DATE: \_\_\_\_\_ SIGNATURE OF APPLICANT: \_\_\_\_\_

-----  
(To be completed by Township Road Master)

APPLICATION APPROVED: ( ) YES ( ) NO

RECOMMENDATIONS FOR APPROVAL: \_\_\_\_\_

REASON FOR DENIAL OF APPLICATION: \_\_\_\_\_

DATE: \_\_\_\_\_

Township Road Master

Inspection Date and Findings: \_\_\_\_\_

Inspection Date and Findings: \_\_\_\_\_

Inspection Date and Findings: \_\_\_\_\_

-----  
General Notes:

1. Fee Schedule Attached
2. Make checks payable to: Tulpehocken Township
3. Requirements for work: Securing of Permit Required, Performance of Work, Financial Security, and Penalties pursuant to Ordinance #2006-1, Tulpehocken Township (Attached)
4. Not applicable for State Highways

**STREET DIAGRAM:**  
**COMPLETED IF NO PLAN IS ATTACHED TO APPLICATION**