

**MARION TOWNSHIP
BERKS COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2023-02

AN ORDINANCE OF MARION TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, REPEALING AND REPLACING ORDINANCE NO. 1974-5-28 WITH THIS ROAD OPENING PERMIT ORDINANCE, WHICH REGULATES THE OPENING OF TOWNSHIP OWNED AND/OR MAINTAINED ROADS BY REQUIRING A PERMIT AND ESCROW AGREEMENT BEFORE CUTS, SETTING A SURCHARGE FOR CUTS OF A PAVED ROAD SURFACE LESS THAN FIVE YEARS OLD, IMPLEMENTING NEW STANDARDS FOR CUTS, RESTORATIONS AND MAINTENANCE THEREAFTER, AND IMPOSING PENALTIES FOR VIOLATIONS OF THIS LAW.

WHEREAS, the Township of Marion, Berks County, Pennsylvania ("Township"), is a municipal corporation and township of the second class operating pursuant to the Second Class Township Code, 53 P.S. 65101, *et seq.*;

WHEREAS, the Township has the authority to regulate public roads and streets under its jurisdiction, which includes the ability to enact, amend, and repeal ordinances concerning the opening, restoration, and maintenance thereof;

WHEREAS, the Township is repealing Ordinance No. 1974-5-28 and replacing it with this Ordinance to ensure that its public roads and streets are safe for the travelling public by requiring that they are opened, restored and maintained in a proper and modern way by those persons and entities cutting them.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of Marion Township, Berks County, Pennsylvania, and it is hereby **ENACTED AND ORDAINED** by the authority of the same as follows:

SECTION 1. TITLE. This Ordinance shall be known and cited as the "Road Opening Permit Ordinance."

SECTION 2. DEFINITIONS. The terms and phrases below shall have the following meanings:

A. "Applicant" - the person or entity filing an application under this Ordinance for a permit. Once a permit has been issued, the Applicant, or his assignee if the assignment of the permit shall have been approved by the Township Engineer, shall be deemed the "Permittee."

B. "Emergency" - an unforeseen occurrence or combination of circumstances that require immediate action or remedy.

C. "New Road" - a Township road having a new, continuous and unbroken wearing surface consisting of mechanically placed bituminous hot mix or cement concrete material, whether placed over newly constructed base and sub-base or over a modified or unmodified previously existing road surface.

D. "Permit" - a road opening permit issued by the Township pursuant to this Ordinance.

E. "Person" - any natural person, firm, partnership, association, corporation, company, organization, political subdivision, or authority.

F. "PennDOT" - the Pennsylvania Department of Transportation.

G. "Publication 213" - a PennDOT publication containing requirements for work area traffic control during highway maintenance operations and utility work, including any amendment thereto and any substitution or replacement thereof.

H. "Publication 408" - a PennDOT publication containing PennDOT's highway construction specifications, including any amendment thereto and any substitution or replacement thereof.

I. "Right-of-Way" - the area between the right-of-way lines of a road.

J. "Road" - a strip of land, including the entire right-of-way, open to use by the public and under the jurisdiction of the Township. The term "road" shall include street, avenue, boulevard, road, highway, freeway, parkway, lane, alley or viaduct.

K. "Township" - the Township of Marion, Berks County, Pennsylvania.

L. "Township Supervisors" - the Board of Supervisors of the Township of Marion, Berks County, Pennsylvania.

M. "Township Engineer" - the person and/or firm duly acting as the Township's professional engineer as appointed by the Board of Supervisors.

SECTION 3. PERMIT REQUIRED. No Person shall perform any work involving the opening of or the excavation in or under any Road or within the Right-of-Way unless and until a Permit therefore has been secured from the Township. All work performed within the Right-of-Way shall conform to the provisions of PennDOT Publication 213, PennDOT Publication 408, and any other related PennDOT publications that involve regulations for work within public rights-of-way, as amended from time to time. A Permit shall NOT be required when accessing a utility facility through a manhole. During an Emergency involving a repair of a utility facility, a Permit shall not be required prior to making an opening in the Road and repairing the facility; however, a Permit shall be required prior to placement of final backfill material and permanent pavement restoration.

SECTION 4. OPENINGS AND NEW ROADS.

A. Notice of Improvements. When the Township shall improve or pave any Road, the Township shall give notice to all persons owning property abutting it, and to all public utilities and municipal authorities operating in the Township. All such Persons, public utilities and municipal authorities shall make all connections as well as any repairs thereto which would necessitate excavation of the road within ninety (90) calendar days from the giving of such notice. This time may be extended by the Township if requested by the notified entity in writing.

B. Restrictions Upon Opening New Roads. No Permit shall be issued by the Township which would allow an excavation or opening in a paved and improved Road surface less than five (5) years old, unless the Applicant can clearly demonstrate that an Emergency exists or another public health or safety justification requires that the proposed work be permitted.

C. Surcharge for Opening New Roads. If, by special action of the Township, a Permit is issued to open any paved and improved Road surface less than five (5) years old, a surcharge shall be paid for the opening by the Applicant, except that the surcharge may be waived in the event the work is due to an Emergency. The surcharge shall be paid prior to the Permit's issuance and is on a sliding scale equal to ten percent (10%) of the cost of restoring the pavement for the opening, per month or fraction thereof remaining in the five (5) year period, and as may be amended from time to time by Resolution of the Board of Supervisors. For example, if the Township Engineer determines that the cost of restoring the pavement for the Road opening will be ten thousand dollars (\$10,000.00), as established by the Road Opening Escrow Agreement pursuant to Section 5(C) below, then the surcharge payable by the Person would be one thousand dollars (\$1,000.00) per month for each and every month inside of the five (5) year window from the time of the Permit's issuance.

D. Restoration for Opening in New Road. All restorations shall be constructed in accordance with the standard details attached to this Ordinance and marked as Exhibit "B," as may be amended from time to time by Resolution of the Board of Supervisors, and as specified on the Permit, except the wearing course. Limits shall be the full lane width in which the excavation was made, and the length shall be ten feet (10') in each longitudinal direction from the nearest edge of the excavation.

SECTION 5. ADMINISTRATIVE REQUIREMENTS.

A. Application for Permit. An application for a Permit required by this Ordinance shall be submitted to the Township in duplicate. The application shall be accompanied by a fee as determined by Resolution of the Board of Supervisors. All fees received by the Township shall be paid into the Township Treasury. The application for a Permit is in the form attached to this Ordinance and marked as Exhibit "A."

B. Additional Review and/or Processing Fees. If the fees incurred by the Township for processing the Permit application exceed the application fee, the additional amount shall be paid to the Township prior to the issuance of the Permit.

C. Conditions of a Permit. A Permit shall only be issued after the Applicant enters into a Road Opening Escrow Agreement with the Township in the form attached to this Ordinance and marked as Exhibit "C," which requires a cash deposit in an amount determined by the Township Engineer to ensure proper completion of the work and compliance with the requirements of this Ordinance for the backfill, pavement restoration, inspection and maintenance of the road opening and restoration. Any and all fees, expenses, and costs incurred by the Township, including but not limited to review fees, as well as those for inspections and/or to correct violations of the requirements of this Ordinance, shall be reimbursed to the Township from the cash deposit. Upon completion of the work authorized by the Permit and request by the Permittee, the Township may release up to eighty percent (80%) of the remaining cash deposit. At the expiration of one (1) year from the date of completion, upon written request by the Permittee, the balance of the deposit shall be released upon approval of the Township Engineer that the road repair has been performed and maintained as required by the provisions of this Ordinance.

D. Additional Deposits and Inspection Fees. Should the fees, expenses, and costs charged against the cash deposit fall below twenty percent (20%) or less of its original value, the Permittee shall, upon written notification from the Township, immediately replenish the cash deposit to its original value.

E. Life of the Permit. A Permit shall be valid until the completion date specified therein. If the Permittee has not completed all authorized work by the completion date specified on the Permit, then another application shall be submitted to the Township within thirty (30) calendar days of that aforementioned date. If approved, a supplement will be issued by the Township.

F. Authorization to Begin Work. A Permit issued in accordance with the requirements of this Ordinance serves as the Permittee's authority to proceed with the work and a receipt for the fees accompanying the application. The Permittee shall notify the Township Secretary, and Township Engineer forty-eight (48) hours in advance of any backfill or pavement restoration work so that the work may be inspected as it is performed.

G. Additional Notifications. At least forty-eight (48) hours in advance of beginning work in a Right-of-Way, the Permittee shall verbally notify the Township office, the Conrad Weiser School District, and the Township Engineer, as identified on the Permit. In the case of an Emergency necessitating the opening of a Right-of-Way, verbal notification shall be given to the above-referenced parties as soon as possible.

H. Work Completion Notification. When all permitted work has been completed as well as inspected and approved by the Township Engineer, he shall notify the Township and Permittee in writing that notes the date upon which the one (1) year maintenance period has begun.

I. Road Restoration Details. All restoration work shall be constructed in accordance with the specifications upon the Permit and the standard details attached to this Ordinance and marked as Exhibit "B," as may be amended from time to time by Resolution of the Board of Supervisors.

J. Complex Project Requirements. If any excavation involves more than twenty-five (25) separate openings or more than five thousand (5,000) linear feet of trench, the work shall be considered a complex project. In such cases, in addition to all aforementioned requirements, a pre-application meeting with the Township is required. The complex project will be permitted by areas (or sectors) no larger than the Township is capable of staffing for inspections and responses to PA One Call tickets. Aforementioned Permit fees and cash deposits shall be applied to each sector, and sectors may only occur simultaneously if approved by special action of the Township.

SECTION 6. PENALTY FOR VIOLATION. Any Person who violates or permits a violation of this Ordinance shall be subject to a civil penalty not to exceed Six Hundred Dollars (\$600.00) per violation. In any case where a penalty for a violation of this Ordinance has not been timely paid and the person upon whom the penalty was imposed is found to have been liable therefore in civil enforcement proceedings, the violator shall be liable for the penalty imposed, including additional daily penalties for continuing violations, plus court costs and reasonable attorneys' fees incurred by the Township in the enforcement proceedings. The civil enforcement proceedings shall be initiated by complaint or by such other means as may be provided by the Pennsylvania Rules of Civil Procedure.


SECTION 7. SEVERABILITY. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of the Ordinance in its entirety or of any other part thereof other than that part declared to be invalid.

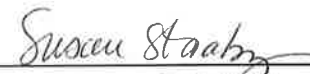
SECTION 8. REPEALER. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance, including but not limited to Ordinance No. 1974-5-28, are hereby repealed.

SECTION 9. EFFECTIVE DATE. This Ordinance shall become effective on the earliest date permitted by law.

ORDAINED AND ENACTED by the Board of Supervisors of Marion Township, Berks County, Pennsylvania, this 16th day November, 2023.

**BOARD OF SUPERVISORS
MARION TOWNSHIP
BERKS COUNTY, PENNSYLVANIA**

By: 
Irene Sileski, Vice Chairwoman

Attest: 
Susan Staaby, Secretary

MUNICIPAL CERTIFICATION

I, Susan Staaby, Secretary of **MARION TOWNSHIP, BERKS COUNTY, PENNSYLVANIA**, do hereby certify that the foregoing Ordinance No. 2093 was advertised in the *Reading Eagle*, a daily newspaper of general circulation in Marion Township, and was duly enacted and approved as set forth at a regular meeting of the Board of Supervisors held on the 16th day of November, 2023.



Susan Staaby, Secretary

EXHIBIT "A"

PERMIT APPLICATION

APPLICATION FOR TOWNSHIP ROAD OCCUPANCY PERMIT

THE FEE SHALL BE PAID BY CHECKS OR MONEY ORDERS AND SHALL BE MADE PAYABLE TO MARION TOWNSHIP.

EXHIBIT "B"

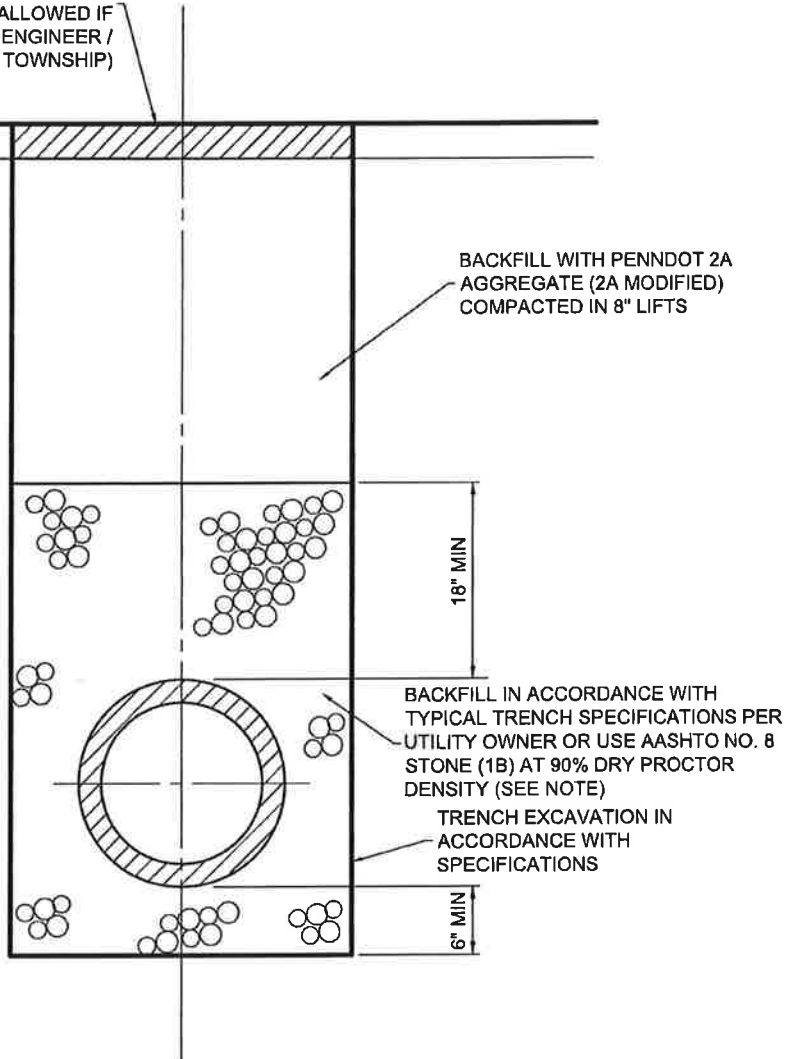
ROAD OPENING & RESTORATION STANDARDS

EXHIBIT B
(1 OF 3)

2" (MIN) SUPERPAVE ASPHALT MIXTURE
DESIGN, 25.0 MM, PG 64-22, BASE COURSE,
0.3 TO LESS THAN 3.0 MILLION ESALS
(COLD PATCH WILL ONLY BE ALLOWED IF
APPROVED BY TOWNSHIP ENGINEER /
MARION TOWNSHIP)

NOTE:

1. THE TOWNSHIP OFFICE AND TOWNSHIP ENGINEER MUST BE NOTIFIED A MINIMUM OF THREE (3) BUSINESS DAYS PRIOR TO THE COMMENCEMENT OF ANY WORK WITHIN THE RIGHT-OF-WAY.
2. THE TOWNSHIP OFFICE MUST BE NOTIFIED A MINIMUM OF TWO (2) BUSINESS DAYS PRIOR TO ANY PAVING RESTORATION. PLEASE NOTE: IF THE TOWNSHIP OFFICE IS NOT CONTACTED PRIOR TO ANY FORM OF PAVING RESTORATION AREAS MAY BE REQUIRED TO BE REOPENED AND RESTORED WITH THE TOWNSHIP'S DESIGNATED REPRESENTATIVE PRESENT. ANY AND ALL ADDITIONAL COSTS INCURRED SHALL BE AT THE CONTRACTOR'S EXPENSE.
3. THE CONTRACTOR IS RESPONSIBLE FOR PERFORMING A PA ONE CALL TO LOCATE ANY EXISTING UTILITY LINES IN THE ROAD THAT WILL BE DISTURBED, EXCAVATED OR OPEN-CUT. ANY DAMAGE TO OTHER UTILITIES AS A RESULT OF THE PROPOSED EXCAVATION OF THE INDIVIDUAL OR ENTITY THAT OWNS THE DAMAGED UTILITY.
4. THE APPLICANT IS RESPONSIBLE FOR PROVIDING ALL TRAFFIC CONTROL PERSONNEL AND DEVICES. THE CONSTRUCTION SITE SHALL BE PROTECTED IN ACCORDANCE WITH ALL APPLICABLE PA DOT STANDARDS.
5. THE PERIMETER OF ALL OPEN CUTS IN THE EXISTING PAVEMENT SHALL BE SAWCUT IN STRAIGHT LINES IN A NEAT MANNER.
7. AASHTO NO. 57 STONE (2B) TO BE USED AT THE DISCRETION OF THE MUNICIPALITY'S ENGINEER DUE TO WET OR MUDDY CONDITIONS.



SYSTEMS DESIGN
ENGINEERING, INC

1032 JAMES DR., LEESPORT, PA 19533
PHONE: 610.916.8500 FAX: 610.916.8501

BOYERTOWN, PA 610.369.1319
SCHUYLKILL HAVEN, PA 570.385.5549

MARION TOWNSHIP, BERKS CO. PA.
PAVED STREET/ROAD/ALLEY/DRIVEWAY
TEMPORARY RESTORATION DETAIL

DETAIL NO.

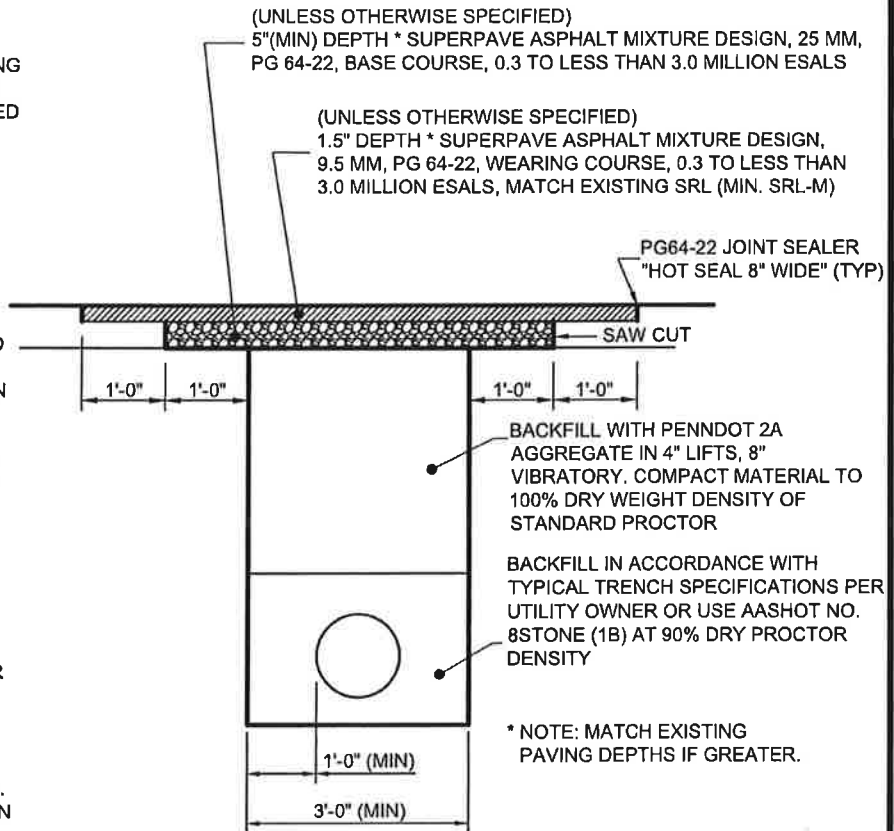
MT-1

LAST REVISED
SEP 20 2023

NOTE:

1. THE TOWNSHIP OFFICE AND TOWNSHIP ENGINEER MUST BE NOTIFIED A MINIMUM OF THREE (3) BUSINESS DAYS PRIOR TO THE COMMENCEMENT OF ANY WORK WITHIN THE RIGHT-OF-WAY.
2. THE TOWNSHIP OFFICE MUST BE NOTIFIED A MINIMUM OF TWO (2) BUSINESS DAYS PRIOR TO ANY PAVING RESTORATION. PLEASE NOTE: IF THE TOWNSHIP OFFICE IS NOT CONTACTED PRIOR TO ANY FORM OF PAVING RESTORATION AREAS MAY BE REQUIRED TO BE REOPENED AND RESTORED WITH THE TOWNSHIP'S DESIGNATED REPRESENTATIVE PRESENT. ANY AND ALL ADDITIONAL COSTS INCURRED SHALL BE AT THE CONTRACTOR'S EXPENSE.
3. ALL PERMANENT PAVEMENT RESTORATION SHALL BE COMPLETED WITHIN FIVE (5) WORKING DAYS OF COMPLETION OF THE CONSTRUCTION OPERATIONS.
4. THE CONTRACTOR IS RESPONSIBLE FOR PERFORMING A PA ONE CALL TO LOCATE ANY EXISTING UTILITY LINES IN THE ROAD THAT WILL BE DISTURBED, EXCAVATED OR OPEN-CUT. ANY DAMAGE TO OTHER UTILITIES AS A RESULT OF THE PROPOSED EXCAVATION OF THE INDIVIDUAL OR ENTITY THAT OWNS THE DAMAGED UTILITY.
5. THE APPLICANT IS RESPONSIBLE FOR PROVIDING ALL TRAFFIC CONTROL PERSONNEL AND DEVICES. THE CONSTRUCTION SITE SHALL BE PROTECTED IN ACCORDANCE WITH ALL APPLICABLE PA DOT STANDARDS.
6. THE PERIMETER OF ALL OPEN CUTS IN THE EXISTING PAVEMENT SHALL BE SAWCUT IN STRAIGHT LINES IN A NEAT MANNER.
7. THE PAVEMENT RESTORATION SHALL BE COMPLETED BY MATCH THE EXISTING PAVING SECTION OR THE MATERIALS SHOWN, WHICHEVER IS GREATER.
8. VERTICAL AND HORIZONTAL SURFACES SHALL BE PREPARED PER PUB 408, SECTION 401.3(f).
9. TACH THE VERTICAL EDGES OF THE PAVING JOINTS WITH PG 64-22 HOT SEALER.
10. SEAL ALL LONGITUDINAL PAVING JOINTS BETWEEN EXISTING AND NEW PAVING WITH A MINIMUM 8" WIDE STRIP OF PG 64-22 HOT SEALER.
11. IF PAVING IS WITHIN PENNDOT PAVED ROAD OR RIGHT-OF-WAY. CONTRACTOR SHALL FOLLOW PENNDOT PUB 408 AND RC 72 STANDARDS, LATEST EDITION.

**EXHIBIT B
(2 OF 3)**



**SYSTEMS DESIGN
ENGINEERING, INC**

1032 JAMES DR., LEESPORT, PA 17533
PHONE: 610.916.8500 FAX: 610.916.8501

BOYERTOWN, PA 610.369.1319
SCHUYLKILL HAVEN, PA 570.385.5549

**MARION TOWNSHIP, BERKS CO. PA.
FLEXIBLE PAVEMENT PERMANENT
RESTORATION, BOROUGH ROADS**

DETAIL NO.

MT-2

LAST REVISED
SEP 20 2023

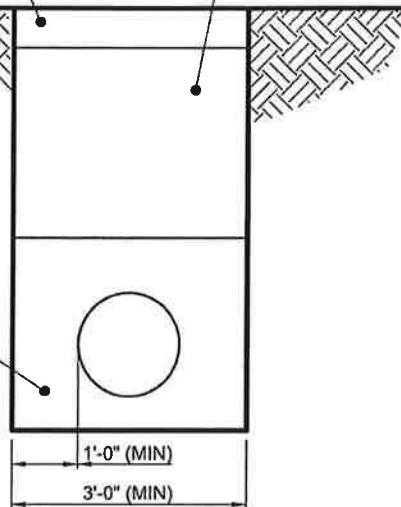
EXHIBIT B
(3 OF 3)

PLACE 6" TOPSOIL, FINE GRADE, SEED AND MULCH IN ACCORDANCE WITH SPECIFICATIONS FOR PERMANENT SEEDING

* BACKFILL WITH APPROVED EXCAVATED MATERIAL

EXIST. GRADE

BACKFILL IN ACCORDANCE WITH TYPICAL TRENCH FOR SEWER LINE AND LATERAL DETAIL



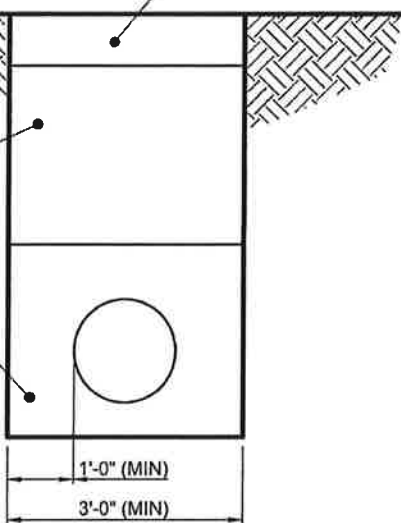
LAWN/FIELD AREAS

SURFACE AND DEPTH TO MATCH EXISTING i.e. GRAVEL, CONCRETE, ASPHALT, etc

EXIST. GRADE

* BACKFILL WITH PENNDOT 2A AGGREGATE IN 4" LIFTS, 8" VIBRATORY. COMPACT MATERIAL TO 100% DRY WEIGHT DENSITY OF STANDARD PROCTOR

BACKFILL IN ACCORDANCE WITH TYPICAL TRENCH SPECIFICATIONS PER UTILITY OWNER OR *USE AASHTO NO. 8 STONE (1B) AT 90% DRY PROCTOR DENSITY



OTHER IMPROVED AREAS
(NOT WITHIN TOWNSHIP/PAVED
ROADS)

* WHERE TRENCH IS LESS THAN 3 FEET OUTSIDE PAVEMENT EDGE. BACKFILL WITH PENNDOT 2A AGGREGATE WHERE TRENCH IS MORE THAN 3 FEET FROM OUTSIDE PAVEMENT EDGE COMPACT MATERIAL TO 100% DRY WEIGHT DENSITY OF STANDARD PROCTOR.



1032 JAMES DR. LEESPORT, PA 19533
PHONE: 610.914.8500 FAX: 610.916.8501

SYSTEMS DESIGN
ENGINEERING, INC

BOYERTOWN, PA 610.369.1319
SCHUTTKILL HAVEN, PA 370.385.5549

MARION TOWNSHIP, BERKS CO. PA.

PERMANENT RESTORATION FOR
OTHER IMPROVED
AREAS/LAWN/FIELD AREAS

DETAIL NO.

MT-3

LAST REVISED
SEP 20 2023

EXHIBIT "C"

ROAD OPENING ESCROW AGREEMENT

ROAD OPENING ESCROW AGREEMENT

THIS ROAD OPENING ESCROW AGREEMENT is dated this ____ day of _____, 20__ between: MARION TOWNSHIP, BERKS COUNTY, PENNSYLVANIA ("Township"), a municipal corporation and township of the second class; and _____ ("Permittee").

RECITALS

A. The Permittee has applied to the Township for a Road Opening Permit for the purpose of _____ in the bed of _____ a public road maintained by the Township; and

B. The Township has issued the requested permit to the permittee conditioned upon and subject to an escrow deposit in the amount of _____ (\$_____) on the terms and conditions herein set forth to ensure that the Permittee's disturbance of said Township road will be properly repaired and then maintained for a period of one (1) year from the date on which the road is restored.

NOW, THEREFORE, in consideration of the mutual benefits accruing to each of the parties, each of whom intend to be legally bound hereby, the Township and the Permittee agree that performance, construction and maintenance under the aforesaid permit will be carried out as follows:

1. Permittee shall immediately upon execution of this Agreement deposit with the Township the sum of _____ (\$_____) ("Deposit") in cash as a condition of the Road Opening Permit and this Agreement. The Deposit shall be held by the Township to ensure compliance with the terms and conditions of the performance, construction and maintenance set forth below. Any expenses incurred by the Township for inspection of the work and/or to correct a breach of the terms and conditions of this Agreement shall be payable to the Township from the Deposit.

2. Upon completion of the work authorized by the permit, and inspection by the Township, upon written request by the Permittee, the Township may release up to 80% of the Deposit if the Township Engineer determines that the road restoration was done in satisfaction with the road cut standards within the Road Opening Permit Ordinance.

3. At the expiration of one (1) year from the date of the adequate completion of the road restoration, as determined by the Township Engineer, upon request by the Permittee, the Township shall release the balance of the Deposit to the permittee, upon notification from the Township Engineer that the road restoration is in a satisfactory condition pursuant to the Road Opening Permit Ordinance.

4. No excavation of or in any road shall extend from the edge of the cartway into the cartway a distance greater than one (1) foot beyond the center line of the road before being refilled and the surface of the road being restored to a condition that is safe for travel. A steel plate of adequate thickness and size may be used to cover the trench excavation for up to 24 hours.

5. During any excavation in the road, every necessary and reasonable precaution shall be taken by the Permittee to keep the road in a safe and passable condition, both day and night, by barriers, lights and other devices in accordance with Pennsylvania Department of Transportation Publication 213; and the Permittee shall save and hold harmless and indemnify the Township, its officials, officers, employees, professional consultants, engineers, attorneys, servants, successors and assigns, from any loss, death, injury, damages, demands, claims or suits, or otherwise whatsoever, at law or in equity, regardless of merit, which may be or shall be occasioned at any time by the said excavation or a pipe, apparatus, conduit, or any other facility in said excavation that leaks, ruptures, breaks, becomes exposed, or explodes.

6. The Permittee shall notify the Township Engineer at least twenty-four (24) hours before the opening or excavation is ready for backfilling, and before backfilling is undertaken.

7. The road shall not be entirely barricaded or detoured, without prior written approval by the Township.

8. No pipe shall be laid within four (4) feet of the road surface without written approval from the Township.

9. The Permittee is responsible for keeping the trench area even with the existing road grade throughout the maintenance period.

10. The road shall be restored in accordance with the details contained within the Road Opening Permit Ordinance and as specified in the permit, subject to approval by the Township Engineer, and shall be maintained in the approved condition for a period of one (1) year from the date of completion.

IN WITNESS WHEREOF, the Township has caused these presents to be executed by the Chairman of the Board of Supervisors, attested by the Township Secretary and its official seal hereto affixed, and the permittee has caused these presents to be executed the day and year above written.

**MARION TOWNSHIP, BERKS COUNTY,
PENNSYLVANIA**

By: _____
(Vice) Chairman

Attest: _____
Secretary

PERMITEE

Witness

Name:
Title:

PHILADELPHIA GROUP

AFFIDAVIT OF PUBLICATION
390 Eagleview Boulevard • Exton, PA 19341

MARION TWP SUPERVISORS
420 WATER STREET
STOUCHSBURG, PA 19567
Attention:

STATE OF PENNSYLVANIA,

The undersigned Richard L. Crowe, being duly sworn the he/she is the principal clerk of Reading Eagle, Reading Eagle Digital, published in Berks County for the dissemination of local or transmitted news and intelligence of a general character, which are duly qualified newspapers, and the annexed hereto is a copy of certain order, notice, publication or advertisement of:

MARION TWP SUPERVISORS

Published in the following edition(s):

Reading Eagle, Reading Eagle Digital
11/02/23

Commonwealth of Pennsylvania - Notary Seal
Mary D. Allison, Notary Public
Delaware County
My commission expires October 7, 2025
Commission number 1406447
Member, Pennsylvania Association of Notaries

Sworn to the subscribed before me this 11/2/2023

Mary D. Allison
Notary Public, State of Pennsylvania
Acting in County of Delaware

**ENACTMENT / REPEAL
NOTICE**

NOTICE is hereby given that the Board of Supervisors of the Township of Marion, Berks County, Pennsylvania will consider and vote upon enactment of an Ordinance at its meeting on Thursday, November 16, 2023 at 7:00 p.m. in the Marion Township Municipal Building, 420 Water Street, Marion Township, Berks County, Pennsylvania. The Ordinance is summarized as follows:

AN ORDINANCE OF MARION TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, REPEALING AND REPLACING ORDINANCE NO. 1974-5-28 WITH THIS ROAD OPENING PERMIT ORDINANCE, WHICH REGULATES THE OPENING OF TOWNSHIP OWNED AND/OR MAINTAINED ROADS BY REQUIRING A PERMIT AND ESCROW AGREEMENT BEFORE CUTS, SETTING A SURCHARGE FOR CUTS OF A PAVED ROAD SURFACE LESS THAN FIVE YEARS OLD, IMPLEMENTING NEW STANDARDS FOR CUTS, RESTORATIONS AND MAINTENANCE THEREAFTER, AND IMPOSING PENALTIES FOR VIOLATIONS OF THIS LAW.

A copy of the full text of the Ordinance may be examined without charge or obtained for a charge not greater than the cost thereof at the Marion Township Municipal Building, 420 Water Street, Marion Township, Berks County, Pennsylvania, and the Reading Eagle, 345 Penn Street, Reading, Pennsylvania 19601.

Colin J. Macfarlane, Esq.
Solicitor for Marion Township
Berks County, Pennsylvania
RE Nov 2 a-1

Advertisement Information

Client Id: 1335534

Ad Id: 2533250

PO:

Sales Person: PRC307

