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. <u>Notice of Improvements</u>. 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. <u>Restrictions Upon Opening New Roads</u>. 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. <u>Application for Permit</u>. 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. <u>Additional Review and/or Processing Fees</u>. 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. <u>Additional Deposits and Inspection Fees</u>. 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. <u>Life of the Permit.</u> 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. <u>Authorization to Begin Work</u>. 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. <u>Additional Notifications</u>. 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. <u>Work Completion Notification</u>. 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. <u>Road Restoration Details</u>. 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. <u>Complex Project Requirements</u>. 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 <u>16th</u> day November, 2023.

BOARD OF SUPERVISORS MARION TOWNSHIP BERKS COUNTY, PENNSYLVANIA

By:

Irene Sileski, Vice Chairwoman

Attest: Suscen Staak

Susan Staaby, Secretary

MUNICIPAL CERTIFICATION

I,	Susan	Staaby,	Secretary	of	MARION	TOWNSHIP,	BERKS	COUNTY,
PENNSY	LVANIA,	do hereb	y certify th	at the	e foregoing C	Ordinance No.20	93) was a	dvertised in
the Readin	ig Eagle, a	daily ne	wspaper of	gene	eral circulatio	on in Marion To	wnship, ar	nd was duly
enacted as	nd appror ay of	ved as set	forth at a 100 to 100 t	regula	ar meeting o	f the Board of Si	apervisors	held on the
					Susan	MXUU ST <i>OLA</i> Staaby, Secretar	bey .	

6

EXHIBIT "A" PERMIT APPLICATION

EXHIBIT A

APPLICATION FOR TOWNSHIP ROAD OCCUPANCY PERMIT

TOWNSHIPMARION	County_	BERKS	Date		, 20
420 WATER STREET			Issuing Permit Fee		\$
STOUCHSBURG, PA 19567			Township Inspectio	n Fee	\$
Use Mailing Address of Township			Total		\$
Loute No., Road, or Street Name (Where work is to be done	e)	Application is he	rahu mada hu:		
		Application is no	ereby made by:	Name	of Applicant)
f(Post Office Address)	_, Pennsy	lvania for permis	sion to		
(Post Office Address)					
Contact Person: Emai	l:		Telephon	e No.:	
DESCRIPTION AND PURPOSE OF WORK)					
Inder and subject to all the conditions, restrictions, and regu	ulations p	escribed by the T	ownship on the rever	rse her	eof and on the gene
rovisions and specifications, a true copy whereof is attache	d and mad	le a part hereof, v	vith the same force at	nd effe	ct as if written or
rinted herein and under and subject to the special condition	-	_	ns hereinafter set for	th. 	
OATA APPLICABLE TO THIS APPLICATION					
General: Approximate date when work will be started:					
oad surface is improved to a width of feet. Distance	from cent	er of line to road	way gutter or ditch:	fe	et. Distance from c
ne of road to Right-Of-Way line: feet.					
oles and Tower: Number of poles to be erected: N	learest dis	tance from center	of road to structure:		feet. Distance of
roposed work along the road: feet.					
ipe Lines and Conduits: The improved surface of the road	d (will) (w	vill not) be opene	d. Approximate area	of ope	nings in improved
urface: sq. yds. Approximate area of opening on unit	mproved p	oart: sq. yds	. Length of trench a	long th	e road: feet.
cepth of trench below surface:inches.	•				
o Be Completed by Township					
Schedule Item No.					
Unit Fee					
Number of Units					
Total Fee					
					1
he applicant is (an individual) (a partnership) (a corporation	n under th	e law of)
(Corporate Seal)					
			(Name of Ap	plican	t)
		BY	E OFFICER OR AUTH		

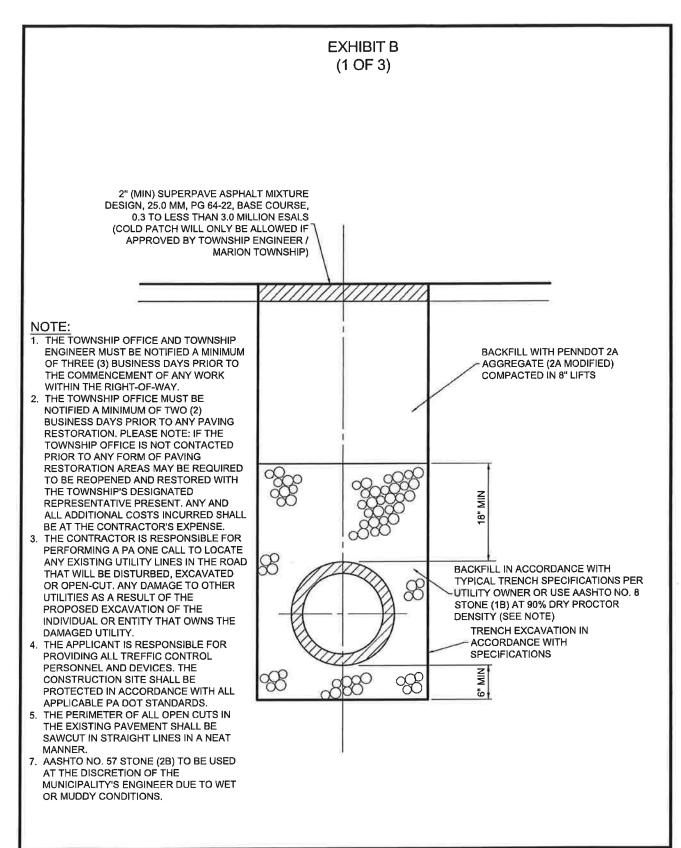
GENERAL INSTRUCTIONS

Any work performed within the right-of-way of a township road requires submission of three (3) copies of this form along with three (3) copies of a sketch showing location and details of 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.

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

EXHIBIT "B" ROAD OPENING & RESTORATION STANDARDS





PAVED STREET/ROAD/ALLEY/DRIVEWAY TEMPORARY RESTORATION DETAIL

MARION TOWNSHIP, BERKS CO. PA.

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.
- 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 WITHA 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)

> (UNLESS OTHERWISE SPECIFIED) 5"(MIN) DEPTH * SUPERPAVE ASPHALT MIXTURE DESIGN, 25 MM, PG 64-22, BASE COURSE, 0.3 TO LESS THAN 3.0 MILLION ESALS

> > (UNLESS OTHERWISE SPECIFIED) 1.5" DEPTH * SUPERPAVE ASPHALT MIXTURE DESIGN, 9.5 MM, PG 64-22, WEARING COURSE, 0.3 TO LESS THAN 3.0 MILLION ESALS, MATCH EXISTING SRL (MIN. SRL-M)

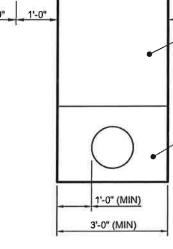
> > > PG64-22 JOINT SEALER "HOT SEAL 8" WIDE" (TYP)



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 AASHOT NO. 8STONE (1B) AT 90% DRY PROCTOR DENSITY

* NOTE: MATCH EXISTING PAVING DEPTHS IF GREATER.



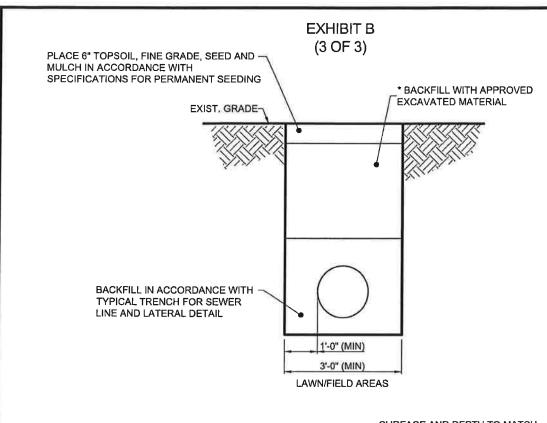


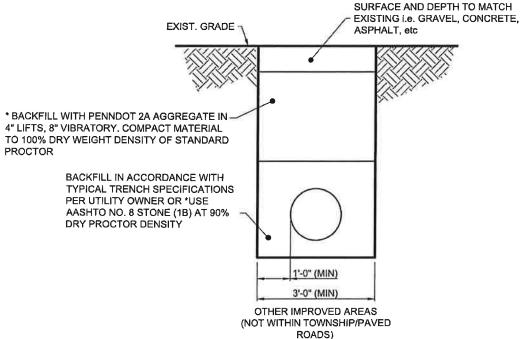
MARION TOWNSHIP, BERKS CO. PA.

FLEXIBLE PAVEMENT PERMANENT RESTORATION, BOROUGH ROADS

DETAIL NO.

LAST REVISED SEP 20 2023





* 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.



BOYERTOWN PA 610,369,1319 SCHUYLKILL HAVEN, PA 570,385,5549

MARION TOWNSHIP, BERKS CO. PA.

PERMANENT RESTORATION FOR OTHER IMPROVED AREAS/LAWN/FIELD AREAS

DETAIL NO.

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						
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						
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
Name: Title:



MediaNews Group

PHILADELPHIA GROUP

AFFIDAVIT OF PUBLICATION

390 Eagleview Boulevard • Exton, PA 19341

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

STATE OF PENNSYLVANIA,

Richard L. Crown , 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

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: 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. OF THIS LAW.

A copy of the full text of the Ordinance may be examined 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

2533250 Ad Id:

Sales Person: PRC307

AUCTION

Ahandan Vehicle Auction Sat, November 4, 2023 & 11am Akrins Used Auto, LLC 500 Old Wynarissing Rd. Beading, PA 29611

2003 Ford Focus Green 1FAFP14173W335174 2003 Chevrolet Silverado 1500 Green ZOCEK19T621171356 2013 Acura TL White 19UUA4F55DA002366 2006. Chrysler 300 Illark.
2006. For Section Gings
1784 V1931.440A04370
1784 V1931.440A04370
2006 Honds Lodysany Black
57NRL 1800X80067722
White
4XH01440B01819359
2006. Wisson Hikrano Bracoon
1800 Accord Vision
1804 V1940A0470
2006 Accord Vision
1940 V1940A0470
2006 Accord Vision
1940 V1940A0470
2006 Accord Vision
2007 Hyundol Accord White
2006 Accord Vision
2007 Hyundol Jaccord Vision
2007 Hyun

MERCHANDISE

MISCELLANEOUS

Sofa Red - \$350; Metal Ward-robe - \$75; New Sofa, Beige -\$300; Urg. Garment Mack - \$10; Vintage China. Closet - \$60. Call 610-780-7783

OBUYING Antqs Adelectibles I item to contents. Moving or downsize, 484-529-0851

ANIMALS

#HORSES

BUYING HORSES, POHIES, TRAILERS, TACK

REAL ESTATE

APARTMENTS FOR

601 N 500 St., Centre Park Hist. District. Beautiful studio, 1 & 2 BR apts. starting of \$150. AC. Wasther/Dryer. Elevators. Gff st. pkg. 404 451-0198.

Nathlesberg Transchip. - 380 Semi-detached, Www carpet gas heat, central A/C, once neighborhood, mave in cond \$1450/mp. 618-658-6731.

IROOMS FOR RENT

FURNISHED ROOM Unlities, Cable, Air Cond. Included, \$150/week. Call 484-512-9299

TGARAGE RENTAL

LIBAL CLASSIFIED

Lim Builds notice is herebyghen that the proposed 2018
feets County forceral Operaing Budget will be presented
at the November 16, 2023,
Commissioners' Meeting at
the November 16, 2023,
Commissioners' Meeting at
the Sa an in the Commission
Count St., 11th FL, Beading,
PA 15861. Participation are
remote access to the public
meeting will be held via Me Garage for rent 20x30 with a car lift, compressor and heat in the unit. Includes 5 outdoor parking spaces 5650 a month. Riffles included. Please call 610-685-5625

TAUTOS WANTED

For TOP DOLLAR CAL A-Z 610-741-9555

Paying up to \$500 for un-wanted junk vehicles. Call Desiree 610-790-7995

SERVICES

LANDSCAPE & TREE

JOSMAR TREE SERVICE Complete Thee Removal at Affordable Pricess 15 Yis Exp. Trimming, Top-ping, Reduction, Elevation, Storm damage, FREE est. Fully Insured, 484-772-7454

ANNOUNCEMENTS

BLEGAL NOTICES

Colin J. Macfarlann, Esq. Solicitor for Marion Tromphip Berlet County, Pennsylvania RE NOV 2 a-1

LITEAL CLASSIFIED

BLEGAL NOTICES

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city of the Tourish of Marrion, Berks

County, Pennsylvania and

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Rowember 16, 2022 at 7-00

para, in the Marrion Touriship,

ter Street, Marrion Touriship,

The Ordinance is summarized

as follows:

The Courance is summarized as follows:

AN GROMANCE OF MARION TOWNSHIP RESERVED, COUNTY, PENNSTUANAL, REPLAINE, AND ASSESSMENT OF THE STANDARD PROMACE, WHICH THE SOAD OPENING OF TOWNSHIP PROMACE, WHICH FROULATES THE OPENING A PENNST BEFORE CUTS, SCHTMOST, AND ESCHOW, AMPERICAN OF A NIVID ROAD SWEAKE (SES THAN FIVE FEARS CLO, MAYLEMENTHING REW STANDARD COUNTY FEARS CLO, MANTENANCE COUNTY FEARS CLO, MANTENANCE COUNTY FEARS CLO, MANTENANCE COUNTY FEARS CLO, MANTENANCE CHARGE COUNTY FEARS CLO, MANTENANCE CHARGE COUNTY FEARS CLO, MANTENANCE CHARGE COUNTY FEARS CLOSE COUNTY FEARS CLOSE COUNTY FEARS CLOSE COUNTY FEARS CLOSE COUNTY FEARS COUNTY FEARS CLOSE COUNTY FEARS CLOSE COUNTY FEARS COUNTY FEARS CLOSE COUNTY FE

HOTICE OF BOROGERS COUNCIL

MOTICE OF DISSOLUTION AND WINDOWG UP PROCEEDINGS OF TOWNSHIP OF SPRING PREPARATERS, INC. A PENNSYLVANIA NONPROFIT CORPORATION

HIGHERS, INC.:
This is to notify you that the TOWNSHIP OF SPRING FIRE-FIGHTERS, INC., a Pennsylvania nonpunit corporation with a registered address of 2001 Monroe Avenue, West Lawn, PA 15694, is dissolving and winding up its business.

John E. Muir, Esquire Township of Spring Firefighters, Inc. BE Oct. 26 & Nov. 2 A-1

OF THIS LAW.

A copy of the full text of the Ordinance may be examined without change or obbiseded the cast thereof at the Marion Terminio Musicipal Building, 470 Water Street, Marion Township, Berks County, Perrenykenda, and the Backley, Perrenykenda, and the Street, Marion Street, Studies and Scholing, Fallie, 345 Ferm Street, Studies, Perrenykenda, and the Backley, Perrenykenda, 1969. STERN & EISDHBERG, PC LSSI MAIN ST., STE 200 THE SHOPS AT VALLEY SQUARE WARRINGTON, PA 18976 (215) 572-8111 FACSIMILE (215) 572-5025 (COUNSEL FOR PLAINTIFF)

IN THE COURT OF COMM PLEAS OF BERKS COUNTY CIVIL ACTION - LAW CSMC 2021-RPL3 Trust c/b Select Portfolio Ser

Inc. Plaintiff

Civil Action Number: 22-1586

You have been sued in mort-gage foreclosure on prem-ses: 2049 Cleveland Avesus. Reading, A 19609 based on defaults since February 22, 2021. You owe \$200,000.7/ plus interest.

MERCE COUNTY

NOTICE IS HERENY GAVEN that
Heldeflery Toweship's profer inspection at the Towership building located at 11
Highercaten from 61, Robert
SYMAN TO LICENTY, Robert
SYMAN TO LICENTY, Monday
How Intelley, or call for an apcointener. The Supervisors
SYMAN TO LICENTY, Monday
How Intelley, ANAL
HOUSE, ANA
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HOUSE, ANA RE Nov. 2 A-1 Keystree Self Storage located at 1107 Commons Blvd., Read-ing PA, 19605 intends to satis-by its Self Storage lies against contents of the following spaces for non-payment of lient or other charges:

Layer Referral and Informa-tion Service (Asociacion de Licenciados Servicio de Referencia e Informacion Legal) Lawyers' Referral Service Lawyers' Referra of the Berks Co Association 544 Court Street Reading, PA 19601 (610) 375-691 RE Nov 2 a-1

ANNOUNCEMENTS TRANSPORTATION LEGAL NOTICES BIOS & PROPOSALS BIOS & PROPOSALS LESTATE NOTICES

BEIGS & PROPOSALS

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Rea ATTEST: Carmen Torres, Chief Clerk RE Nov. 2 & 9 A-1

justnessing/fib-rip
Bildder may obtain the ITIs
makings by downkading the
ITIS mickage from the Councry's website, see link above
or calling the Country's Purchasing Best, at 610-47m-61at
Country meanress the right to
reject any or all bids or any
part thereof another water
any thermality in any bid
ris in the best intensed of the
Country. BESTATE NOTICES

Kelly A. Laubach, CPPB Director of Contracts and Procurement RE Oct. 27 & Nov. 2 A-1

Invitation to Bid #23-23-88 Vehicle Bental, Florinas

Welcie Breetal, Bacilinas

The Courty of Berlis is accepting scaled bids from
qualified vendors for Vehicle
be accepted by the County,
cyb County Controller, Berlis
County Services Centre, 631
Count Street, L201 Floor, Reade,
Usesslay, November 28, 2021.
Bids will be opened publicly
at 235 FM, on Theoday, thoversiber 28, 2022. Members of
opening through a The broadcast using liferoseft Frams.

The Microsoft Frams Lift, for
the obeying can be found on
their opening through the broadcast using liferoseft Frams

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convidepartments/purchasing/fib-rip
Bidders may obtain the ITB package by downloading the ITB package from the Country's website, see link above chasing Gopt at 610-476-6168 to request the package. The Country reserves the right to part thereof and/or wayle any informality in any bid recoved when such action such as the country.

Kelly A. Laubach, CPPB Director of Contracts and Procurement RE Nov. 2 & 9 A-1

RE Not. 2.8.9 A-1.

The City of Bending will recrive bids for North Front
Street Tarlice Signal Improvements. Project submitted
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Proposals received via (www. penablid-benfirehub.com)a-ter the hour specified will not be considered. Proposers are invited to be present at the fild opening. Specifications and bid forms, upon which all bids must be via. Peorabid (www.penabld. bonferehub.com).

be accepted.

Attention is called to the fact that prevailing minimum wage rates as determined by the Secretary of the Department of Labor and industry liter and that employees that the discriminated against the discriminated against because of race, color, age religion, see or national origin.

The City of Reading reserves the right to accept or reject any or all bick, and to accept or reject any part of a bid that may not be in the public inter-

Reading. PA 13/01 (510) 375-4291 BR 16/02 2-0-1 CLASFFED - The one-shop shopping placed Convenience. Belselon, Values. Classified -join complete marketables.

The City of Reading will re-ceive scaled proposals via the Pennilid program at https:// pennilid.bontinehub.com un-til 2:00 PM, pressiling time on November 27, 2023, as per specifications for the Biosol-ids Removal for the City of Reading Muslewater Treat-ment Plant, Department of

Robert W. Kreisher 9 Sycamore Drive Reading, PA 19666

or to his attorney, Terry D. Weiler, Esquire 213 East Lancaster Avenue, Suite One, Shillington, PA 19607 RE Nov. 2, 9 & 13 4-1

Estate of Mancy A. Ierzi a/k/s Mancy Ann Iezzi Lale of 466 Lincoln Avenue, Borough of Birdsborn, Berks County, Pennsylvania, De-ceased late of No. 438 Edison Street

Letters Testamentary on the above estate having been granted to the undersigned, all persons indebted to the estate are requested to make payment, and those having claims to present the same, without delay, to:

ESTATE NOTICE

1950A. Latters of Administration huming been granted to BUE H. REMANN, All times indobted to the State are engasted to make payment and those to do the same to AME H. REMANN, All ministrature, co AMY L. MILLER, ESQ., Addico do the same to AME H. REMANN, Administrature, co AMY L. MILLER, ESQ., Additiol S. Richmond Street, Suite 8, Flectwood, PA 19522. ESTATE HOTICE.

Estate of Verna S. Horvat

Stephen R. Horvat, 133 Grande Boulevard, Readleg, PA 15608 and Ronald S. Horvat, 7954 Crow Road, Zionoville, PA 18012 Co-Executors

or to their Attorneys, Brian R. Ott. Esquire, Barley Snyder, 1755 Canhary Boulevand, Wyo-

Ott. Esquire, Barley Smyd 2755 Century Boulevard, Wy missing, PA 19610. RE Oct. 26, Nov. 2 & 9 A-1

Estate of Rosemary L Tock, tate of Muldenberg Township, Berks County, Pennsylvania, deceased.

ment in extended by normals, deceased.

Letters of Administration on the above extend building been granted to the underspired, all persons indebted to the extent are requested to make poyment, and those having suithout delay, to: Sherry L. Hours, ch Sean J. O'Brien, Escaper, Gustrick & O'Brien Law O'More, P.L. St. Goorf Street, RE Oct. 26, 1804. 7 & 9.4-1

LOOKING FOR HELPT People conywhere read the work ads. Phone today to place the ad that people work to read.

or to their attorney, Terry D. Weiler, Esquire 713 East Lancaster Avenue, Suite One, Shillington, PA

19607 RE Nov. 2, 9 & 15 A-1

JARVELLEN ROSE ZAWASIO. Goc'd.

Late of 615 Crescent Avenue,
City of Reading, Berks County,
Pennsylvania 15625

Executors: JOHN ZAWASKI,
R., 407 Covernor Orthe, ShifRogton, PA 15607

CAROL, ANN KERCHER, 529
Pine, Street, Leesport, PA
19513

Pine Street, Leesport, PA 19533 ATTORNEY: OSMER S. DEM-ING, ESQ., DEMING LAW OF-FICE, LLC., 28 North 5th Street, Reading, PA 19631 RE Nov. 2, 9 & 16 A-1

sylvania 19601
Executor: REBECCA
C. CIBROSKI, 136 Bern Street,
Reading, PA 19601
ATTORNEY: OSMER S. DEMING, ESQ., DEMING LAW OFPICE LLC, 18 North Street,
Reading, PA 19601
RE Nov. 2, 9 & 16 A-1

Letters Testamentary on the above estate having been granted to the undersigned, all persons indebted to the estate are requested to make payment, and those having claims to present the same, without delay for

loseph D. Kroenig 2034 Friedensburg Prading PA 19606

or to their Attorney

EXECUTORS NOTICE ESTATE OF ALAM HURISHAM LATE OF LAURELDIALE, HERES

NO. 8623-1772

erks County, Pennsyl