

Drafted by Legal Specialist
Sponsored by/Referred by Managing Director
Introduced on November 9, 2015
Advertised on N/A

BILL NO. 77 -2015

AN ORDINANCE

AMENDING THE CITY OF READING CODE OF ORDINANCES, CHAPTER 508 OF THE ADMINISTRATIVE CODE, SECTION 508-702, SECTION 508-703, AND SECTION 508-707 REGARDING STREETS AND SIDEWALKS.

Whereas the Council of the City of Reading hereby ordains as follows:

Section 1. Amending the City of Reading Code of Ordinances, Chapter 508 Streets and Sidewalks, Part 7 Street Cut Permits, as attached in Exhibit A.

Section 2. This ordinance shall become effective ten (10) days after its adoption, in accordance with Sections 219 & 221 of the City of Reading Home Rule Charter.

Enacted: Nov 23, 2015

Donna Auk

Vice President of Council

Attest:

[Signature]

City Clerk

I, **LINDA A. KELLEHER**, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Ordinance passed by the Council of the City of Reading, on the 23 day of Nov, A. D. 2015. Witness my hand and seal of the said City this 25 day of Nov, A. D. 2015.

[Signature]
CITY CLERK

Submitted to Mayor: [Signature]

Date: 11/24/15

Received by the Mayor's Office: [Signature]

Date: 11/24/15

Approved by Mayor: [Signature]

Date: 11/24/15

Vetoed by Mayor: _____

Date: _____

EXHIBIT A

508-702. Application

- (I) Revocation of Permit. All street cut or excavation permits are subject to revocation at any time by the Department of Public Works upon written notice served to whom the permit was granted, their agent, or employee. Such notice shall contain a brief statement detailing the revocation and be issued for failure to cure within three (3) days:
1. A violation of any condition of the permit.
 2. A violation of this section or any other applicable City of Reading ordinance relating to the work.
 3. The creation or failure to eliminate a condition or action that constitutes a ~~nuisance~~ **violation of applicable Americans with Disabilities Act compliances guidelines**, or endangers the lives, property, or welfare of City residents.

§ 508-703. Rejection of application

Street Cut Permits shall not be issued to any person, firm or corporation indebted to the City due to a previously issued permit. The Public Works Director, or his designee, shall review non-emergency applications anticipated to commence after September of the calendar year. The Public Works Director, or his designee, may permit the project to begin contingent upon the review of several factors, including but not limited to final restoration date, size of the cut, use of steel plates, and scope of the project, however no non-emergency projects shall begin in November, December, or January of a given year, **unless a special exception is granted by the Public Works Director.**

508-707. Special Site Conditions

(C) Steel Plates. When a temporary surface is required the temporary installation and maintenance thereof shall be the responsibility of the Permittee until the permanent surface is completed and accepted.

1. Steel Plates shall only be used to secure open excavations when the Permittee is unable to backfill the same day excavation occurs and may be utilized ~~as for a period not to exceed four (4) business days, unless otherwise permitted by the City.~~ In the event steel plates must be left unattended for a period exceeding ~~four (4)~~ **twenty (20)** business days without prior approval, the Permittee is required to notify the City of Reading Public Works Department the reason(s) and necessity of the plate(s), as well as the estimated time before resuming their work. **Failure to provide notice, remove the plates, resume or complete excavation constitutes a violation of this article and the appropriate fine shall be levied.**
2. All steel plates shall be properly marked with the utility and contractor name, and a twenty-four (24) hour contact phone number in the event of a disturbance. Additionally, the steel plates shall be of sufficient thickness to resist bending and vibration under traffic loads and shall be anchored securely to prevent movement. If these conditions are not met, the Permittee shall be required to backfill, pave the excavation, or use alternative methods sufficient to remedy the disruption.
3. ~~Skid resistant plates are required: from November and through April and in high traffic locations including, but not limited to crosswalks near schools, hospitals or elderly housing, stop bars, handicapped ramps, on bridges and major intersections. The City does reserve the right to require skid resistant plates when deemed necessary.~~

4. The plates shall be secured to prevent any lateral movement. If movement occurs, the Permittee will be notified to re-secure plating immediately; otherwise the Permittee shall be charged 115% of the cost incurred by the City to secure the Permittee's plates.
5. All plated locations ~~must have "Caution: Steel Plates Ahead" signs constructed with Retro Reflective Florescent Orange material (Type 4) bracketed 6 feet in height or greater on unobstructed poles or posts placed at approximately 100 feet in advance of the steel plate location, unless otherwise approved by the City of Reading Public Works Department. "Steel Plates Ahead" signs must be taken down when plates have been removed from the work site.~~ must utilize traffic control devices as defined to include, signs, signals, or markings generally used to warn, or guide vehicular traffic through streets, highways, or private roads open to public travel as regulated by the Manual on Uniform Traffic Control Devices (MUTCD).