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**PART 1**

**STREET EXCAVATION**

**§21-101. Permit for Excavation of Streets.**

Any person, firm, association, or corporation desiring to dig up or excavate any street or alley or other highway or walk for any purposes whatsoever shall, before doing so, obtain a permit from the City code Enforcement Officer who shall keep a complete record of all such permits issued and shall make a monthly report thereof to the Council, together with fees collected. The fee for such permit shall be in an amount as established from time to time by resolution of City Council.

(*Ord. 711A, 6/3/1969, §1; as amended by Ord. 670, 2/24/2003, §1*)

**§21-102. Excavation, Backfilling and Resurfacing.**

1. Whenever any permit shall have been granted for digging up or excavating streets, alleys or any other highways or walks, the work of excavating, backfilling, resurfacing and repairing shall be done by and at the expense of the permittee under the supervision of the Street Foreman or Superintendent. [*Ord. 670*]
2. All excavations shall be preceded by cutting of pavements, in straight lines, at a width to be designated on the excavation permit.
3. All excavated material shall be placed, stored and handled in a manner approved by the Street Foreman or Superintendent to be the least inconvenient to traffic. [*Ord. 670*]
4. Permittee shall provide all barricades, safety lights, etc., necessary for the protection of the public during any excavation. If streets, alleys, walks or highways are to be closed, the permittee shall notify the County Communication Center and the police and fire departments in advance, giving the length of time it will be closed.
5. All backfilling shall be compacted in 6 inch layers as follows:
  - A. The bottom backfill material shall be either excavated material or clean dirt all free of large stones, roots, frozen ground, etc., backfilled within 18 inches of the base of the resurfacing material.
  - B. The 18 inches between the above initial backfill and the base of the resurfacing material shall be modified stone (2RC or 2A stone of the Pennsylvania Department of Transportation). [*Ord. 670*]
  - C. Resurfacing shall be done in the following manner:

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- (1) Macadam Streets, Etc. The resurfacing material shall consist of 4 inches of Bituminous concrete base course and 2 inches of Bituminous concrete surface course compacted by a method approved by the Foreman or Superintendent of Streets.<sup>1</sup>
- (2) Concrete or Brick Streets, Etc. The resurfacing material shall consist of 8 inches of reinforced concrete extending 12 inches on all 4 sides of the excavation, plus 2 inches of amiesite where the brick or concrete streets are covered with amiesite.
- (3) Earthen Streets, Etc. The 18 inches required under subsection (5)(B), above, shall extend to the original surface of the street, alley or highway.

(Ord. 711A, 6/3/1969, §2; as amended by Ord. 670, 2/24/2003, §1)

### **§21-103. Repairs to Resurfacing.**

All areas resurfaced under a permit issued for an excavation shall be maintained by the permittee for 1 year after the completion of the resurfacing. Upon failure of the permittee to make proper repairs to any street, alley or highway after 2 days notice to do so by the City Clerk, the City of Lock Haven shall make the necessary repairs to said street, alley or highway and shall assess cost thereof according to a schedule of fees as established from time to time by resolution of City Council.

(Ord. 711A, 6/3/1969, §3; as amended by Ord. 670, 2/24/2003, §1)

### **§21-104. Penalty.**

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(Ord. 711A, 6/3/1969, §4, as amended by Ord. 10B, 3/7/1977, §1; and by Ord. 670, 2/24/2003, §1)

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<sup>1</sup>

Editor's Note: Bituminous concrete material shall come from a source approved by the Pennsylvania Department of Transportation.

**PART 2**  
**SIDEWALKS**

**A. Construction, Repair and Use.**

**§21-201. Responsibility for Construction.**

The owner or owners of any lot or lots within the limits of the City of Lock Haven, Pennsylvania, fronting or extending along a street shall, whenever required by City Council, construct or put down at the grade established by the City, a good and substantial walk constructed of concrete, and of such dimensions, plans and specifications as shall be approved by the City Engineer.

*(Ord. 732A, 12/4/1969, §1)*

**§21-202. Notice to Construct; Action by City Upon Default of Owner.**

The City Clerk shall be authorized by Council to serve notices on the owner or owners of any lot or lots, fronting or extending along any street, either personally or by posting on the premises, to construct a pavement in accordance with §21-201 of this Part, and if the owner or owners shall fail to comply with the requirements of the said notice for a period of 30 days, unless the time be extended by the City may construct the same and the expense thereof and costs, and a penalty of 10%, shall be levied and collected from such owner or owners, in a manner provided by the Act of Assembly.

*(Ord. 732A, 12/4/1969, §2)*

**§21-203. Responsibility for Repair; Action by City Upon Default of Owner.**

It shall be the duty of the owner or owners of any lot or lots within the limits of the City, in front or along which pavement or footwalks have been constructed or laid down, to keep the same in good repair; and if the owner or owners thereof shall neglect or refuse for a period of 5 days after notice from the City Clerk, which notice may be served personally or by posting on the premises, to have the same properly repaired, it shall be the duty of the City to have the same repaired and the expense thereof and costs, and a penalty of 10%, shall be levied and collected from such owner or owners in a manner provided by the Act of Assembly.

*(Ord. 732A, 12/4/1969, §3)*

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### **§21-204. Responsibility for Construction and Repair of Curbing Action by City Upon Default of Owner.**

All curbing for pavements or footwalks within the limits of the City shall be set under the direction of the City Engineer and it shall be the duty of the owner or owners of all lots within the limits of the City to have set and kept in proper repair, curbing, in accordance with the plans and specifications of the City Engineer, and upon neglect of an owner or owners of any lot or lots, as aforesaid, to construct and keep in good repair, curbing in front of their said lot or lots, the City Clerk shall be authorized by City Council to serve a notice on the said owner or owners, either personally or by posting on the premises, to construct or repair their said curbing and if the owner or owners shall fail to comply with the requirements of the said notice for a period of 30 days, the City may construct or repair the same and the expense thereof and costs, and a penalty of 10%, shall be levied and collected from such owner or owners in a manner provided by the Act of Assembly.

*(Ord. 732A, 12/4/1969, §4)*

### **§21-205. Permit for Driveway Construction.**

No public or private driveway shall be constructed by any person or persons over or across any of the sidewalks of the City without first obtaining a permit from the City Council. No such driveway shall be more than 35 feet wide, unless separated by an open space or island of 12 feet in length. All driveways constructed across sidewalks shall be constructed with reinforced concrete having a minimum thickness of 6 inches.

*(Ord. 732A, 12/4/1969, §5)*

### **§21-206. Regulation of Signs, Awnings and Posts.**

It shall be unlawful to erect or maintain any awning, post or posts or any other contrivance for the purpose of placing wings, curtains or signs thereon, or to place or maintain any cellar doors which shall be set above the level of the footways. Nothing in this Part, however, shall prevent property owners or tenants from fastening to the front of their property a movable awning which can be raised or lowered, but such awning shall not extend more than 7 feet beyond the building line, the lower edge of which shall not be less than 7 feet above the sidewalk, and such awning shall not have any wings or curtains.

*(Ord. 732A, 12/4/1969, §6)*

**§21-207. Obstruction Unlawful.**

It shall be unlawful to place any goods, wares or merchandise, whether for sale or otherwise, on any portion of any footway or sidewalk within the City, except as may be determined by Council from time to time.

(*Ord. 732A, 12/4/1969, §7, as amended by Ord. 13B, 3/7/1977, §1*)

**§21-208. Littering Unlawful.**

It shall be unlawful to cast, throw or deposit on the sidewalks or public footways any fruit, or peelings thereof, paper, wrappers or other debris.

(*Ord. 732A, 12/4/1969, §8*)

**§21-209. Use of Certain Vehicles Unlawful.**

It shall be unlawful to use any bicycle, tricycle or vehicle of any character, kind or description upon the sidewalks of the City; provided this section shall not apply to baby carriages, baby carts, or invalid chairs.

(*Ord. 732A, 12/4/1969, §9*)

**§21-210. Deposit of Rubbish Unlawful.**

It shall be unlawful to place any sweepings or any dirt or rubbish from any store or building upon the sidewalks of the City.

(*Ord. 732A, 12/4/1969, §10*)

**§21-211. Certain Disorderly Acts Unlawful.**

It shall be unlawful for any person or persons to unnecessarily obstruct the pavements or footwalks, or lounge thereon, or beg or use indecent, blasphemous or insulting language on any of the sidewalks within the limits of the City.

(*Ord. 732A, 12/4/1969, §11*)

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### **§21-212. Penalty.**

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(*Ord. 732A, 12/4/1969, §12*; as amended by *Ord. 13B, 3/7/1977, §2*; and by *Ord. 670, 2/24/2003, §1*)



**B. Snow and Ice Removal.**

**§21-221. Removal Required Within 24 Hours.**

No person, firm or corporation owning or occupying any property within the City shall permit any snow or ice fallen or formed upon any sidewalk or footpath of said property, except as herein provided, to remain for more than 24 hours if the accumulation of said snow or ice is 1 inch or more. Provided, when the accumulation of said snow or ice is less than 1 inch, all possible steps, including the use of salt, cinders or anti-skid shall be taken to make said sidewalk or footpath safe for public passage. The following sidewalks shall not be required to have snow and ice removed from said sidewalk; provided, that said sidewalk is signed, indicating the lack of maintenance during the winter months:

- A. That certain sidewalk on the south side of Walnut Street from Ramp P-R (west ramp) to Ramp S (southern ramp), being 5 feet wide and extending 746 feet.
- B. That certain sidewalk on the easterly side of Paul Mack Boulevard from Bald Eagle Street to East Church Street, being 5 feet wide and extending 342 feet.

(*Ord. 718A*, 8/5/1969, §19 as amended by *Ord. 12B*, 3/7/1977, §1; and by *Ord. 150B*, 1/4/1982, §1)

**§21-222. Removal from Vacant Property.**

The owner, agent or occupant of any property, whether vacant or occupied by the owner or tenant, shall remove all snow and ice from the public footpaths and public sidewalks as provided in §21-221 of this Part.

(*Ord. 718A*, 8/5/1969, §2)

**§21-223. Notice for Removal.**

The City Clerk shall, each year, give prior notice in a newspaper of general circulation within said City, ordering the removal of said snow and ice. This shall be the only notice given; if the same is not adhered to by the owner or occupant of any property, the City may do the work and collect the costs thereof as provided herein.

(*Ord. 718A*, 8/5/1969, §3, as amended by *Ord. 12B*, 3/7/1977, §2)

## STREETS AND SIDEWALKS

### **§21-224. Penalty.**

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(*Ord. 718A, 8/5/1969, §4, as amended by Ord. 12B, 3/7/1977, §3; and by Ord. 670, 2/24/2003, §1*)

### **§21-225. Action by City Upon Default of Property Owner.**

Upon the failure of any property owner to comply with the provisions of this Part and it becomes necessary for the City to do the work, the charges to be made shall be for labor and machine rental with 10% penalty added thereto.

(*Ord. 718A, 8/5/1969, §5*)