

authorized by the Borough for reasons of public safety and public convenience, is hereby prohibited. Notwithstanding, outdoor cafes and floral displays, as regulated by § 200-31D(10), Outdoor cafes, floral displays and sidewalk sales, may be permitted.

§ 176-11. Violations and penalties. [Amended 3-10-1970 by Ord. No. 774, approved 3-10-1970; 12-9-1987 by Ord. No. 891, approved 12-9-1987]

Any person, persons, firm or corporation violating any provisions of this article shall, upon summary conviction before the District Justice, be sentenced to pay a fine of not less than \$5 nor more than \$300, together with the costs of prosecution, which shall be recoverable as debts of like amount are now recoverable, and in default of payment of said fine and costs, shall be committed to the common jail for the County of Cumberland for a period not exceeding 30 days.

ARTICLE VI

Sidewalk, Curb and Driveway Construction

[Adopted 7-22-1963 by Ord. No. 657, approved 7-23-1963]

§ 176-12. Definitions.

As used in this article, the following terms shall have the meanings indicated:

PERSON — Includes any natural person, partnership, association, firm or corporation. The singular shall include the plural, and the plural shall include the singular. The masculine shall include the feminine and the neuter.

§ 176-13. Responsibility of property owners.

It shall be the duty of every property owner in the Borough of Camp Hill, at his own expense, within 30 days after notice from the Borough Council, to construct, reconstruct or repair, as such notice shall require, a sidewalk and/or curb, which shall conform to all the applicable provisions of this article, in front of and/or alongside such property.

§ 176-14. Conformance required.

Every sidewalk, curb and driveway shall be constructed, reconstructed and repaired strictly in accordance with the provisions of this article and in conformity with the lines and grades shown on the official street plans as approved by the Borough Council. For the purpose of this article, the subgrade herein mentioned shall be deemed an approved subgrade if it is in conformity with Section V of the American Public Works Association's specifications for concrete sidewalks.

§ 176-15. Sidewalk requirements and specifications.

In the construction, reconstruction and repair of sidewalks, the following specifications and requirements shall apply:

- A. The material to be used for the sidewalk shall be plain cement concrete, a 1:2:3 1/2 mix, of a minimum depth of four inches.
- B. Sidewalks shall be placed on an approved subgrade.
- C. Each slab shall have an area of not more than 100 square feet, and the length of the slab shall be equal to the width.
- D. Contraction joints shall be provided to separate the slabs and shall be cut to a depth equal to at least 1/3 of the total slab thickness. A one-half-inch expansion joint of premoulded fiber shall be provided between all sidewalks and adjoining blocks of curbs, between every intersection of two sidewalks and between all sidewalks and adjoining driveways. Every sidewalk in a business district shall be separated from abutting buildings by a similar joint.
- E. Grade on every sidewalk and on the grass plot, if any, shall be 1/4 inch to the foot, sloping to the top of the curb.

§ 176-16. Curb requirements and specifications.

In the construction, reconstruction and repair of curbing, the following specifications and requirements shall apply:

- A. The material to be used for the curbing shall be plain cement concrete, a 1:2:3 mix.
- B. Dimensions of curbing shall be as follows: overall depth, 22 inches; height of exposed curbing at street side, eight inches above street surface; depth of curbing below street surface at street side, 14 inches; width of curb at bottom, seven inches; standard reveal, six inches, measured from rear line of curbing; slope at front of curb, three-fourths-inch radius, at rear one-fourth-inch radius.
- C. The height of curb shall be reduced five inches at all places where a driveway enters the street and at such other places as directed by the Borough Engineer.
- D. Curb shall be constructed in uniform-length sections of 20 feet, except where shorter sections are necessary for closures or curves, but no section shall be less than four feet.
- E. Expansion joints consisting of one-half-inch premoulded filler, meeting with the approval of the Borough Engineer, and cut to conform to the cross section of the curb, shall be placed at the ends of the sections of curved curb and at intervals of not more than 40 feet. Abutting ends of intermediate sections of curb shall be painted with a heavy coat of asphalt cement. If the method of handling the work is such that templates are not removed satisfactorily, the curb shall be constructed in alternate sections.
- F. Curb radius shall be as shown on the plans and profiles.
- G. When curved curb joins with tangent curb, at curb returns and on sharp curves where directed, there shall be embedded in the concrete two reinforcement bars 1/2 inch in diameter and 24 inches in length. These bars shall be placed three and nine inches, respectively, below the top of the curb and in the center of its width and shall extend 12 inches into the curb on each side of the joint.

§ 176-17. Driveway requirements and specifications.

In the construction, reconstruction and repair of driveways, the following specifications and requirements shall apply:

- A. Every driveway shall be constructed of plain cement concrete, a 1:2:3 mix, wherever the sidewalk crosses, of a minimum depth of six inches.
- B. Driveways shall be placed on an approved subgrade.
- C. Every driveway shall have a maximum gutter length of 36 feet and a maximum sidewalk length of 30 feet. There shall be a ten-foot minimum pedestrian zone between all driveways. No driveway shall be allowed within 30 feet of any street intersection.

§ 176-18. Determination of need for reconstruction or repairs. [Amended 7-13-1983 by Ord. No. 863, approved 7-20-1983]

It shall be the duty and responsibility of the Borough Engineer or Borough Manager or the designee of either to determine, in the case of any individual sidewalk, curb or driveway, whether the same shall be reconstructed or repaired and, if so, the specific part or parts thereof to be reconstructed or repaired, as the case may be.

§ 176-19. Work at property owners' initiative.

Any property owner, upon his own initiative and without notice from the Borough, may reconstruct or repair the sidewalk or curb abutting his property or the driveway serving his property, provided that he shall first make application to the Borough Engineer, and that, in the reconstruction or repair of such sidewalk, curb or driveway, he shall conform in all respects to the provisions of this article applicable to such work.

§ 176-20. Failure to comply; work done by Borough.

If any property owner shall fail, neglect or refuse to construct, reconstruct or repair any sidewalk, curb or driveway, as the case may be, after notice from the Borough, within the time limit specified by such notice, the Borough may cause such work of construction, reconstruction or repair to be done and shall collect the cost thereof, and 10% additional, from the owner and may file a municipal claim therefor or collect the same by action in assumpsit.

§ 176-21. Remedy of defects.

If any property owner shall hereafter construct, reconstruct or repair any sidewalk, curb or driveway otherwise than in strict conformity with all the applicable provisions and requirements of this article, the Borough may notify such property owner to correct all such defects by whatever means is necessary to do so, within 10 days of notice, in default of which the Borough may cause such defects to be corrected and may collect the cost thereof, with 10% additional, from the owner and may file a municipal claim therefor or collect the same by action in assumpsit.

§ 176-22. Program of regular and continuing inspection and maintenance. [Added 7-13-1983 by Ord. No. 863, approved 7-20-1983]

The Borough Manager is hereby vested with authority to institute a program of regular inspection of sidewalk, curb and driveway conditions in any area or areas of the Borough as he, in his discretion or by specific direction from Borough Council, may determine, on an annual basis, so that it shall be expedient for the Borough Council to let a contract or contracts for replacement, repair, root removal, etc., to the end that the citizens who are given notice to repair pursuant to such program shall have the benefit of reasonable costs in making such repair and replacement if they choose to use the contractor(s) so designated by the Borough.

§ 176-23. Assessment and payment. [Added 7-13-1983 by Ord. No. 863, approved 7-20-1983]

- A. The Borough's cost of the materials, labor and related work with respect to each property owner utilizing the Borough's designated contractor shall be assessed on a lineal-foot or other equitable basis, and the Borough Engineer or Borough Manager or the designee of either shall calculate and ascertain the assessment assessable upon such property and shall prepare assessment bills or certificates and certify to the Borough the correctness of the same, which assessment bills or certificates, duly certified under the Seal of the Borough of Camp Hill and attested by the Mayor or President of the Borough Council and by the Secretary, shall be collected from the owner or owners of such property.
- B. Said assessment bills or certificates, when executed as provided in Subsection A hereof, shall be served upon the owner or owners of such property either personally or by leaving the same with an adult member of the family with whom said owner or owners reside if the owner or owners cannot be found within the Borough of Camp Hill. If said owner or owners of said property have no residence or cannot be found in the Borough of Camp Hill, the bill shall be posted upon the premises or a copy thereof left with the occupant, if there is one, and shall further be mailed by registered or certified mail to the owner or owners or his or their agent or attorney at his or their last known address. If the owner of said property is a corporation, said bill may be served upon the president or secretary or other person in charge if it has an office or place of business in the Borough of Camp Hill. If, however, said corporation shall have no office or place of business in the Borough of Camp Hill, then said bill or bills shall be posted on the premises and a copy left with the occupant, if there is one, and shall further be mailed by registered or certified mail to said corporation at its last known address. In all cases where said bill shall be sent by registered or certified mail, the time herein provided shall be computed from the date said letter shall be mailed or registered, provided that a bill has been previously posted on the premises.
- C. Said assessments shall be payable forthwith at the office of the Treasurer of the Borough, and the Borough Engineer and the Borough Secretary, as soon as possible after the assessment shall have been approved by the Borough Council, shall certify a complete duplicate copy thereof to the Borough Treasurer. Should an owner or owners of said property against which an assessment shall have been made refuse or neglect to pay such assessment within 120 days after notice of the same, as provided in Subsection B hereof,