

CHAPTER 17
STREETS AND ROADS
ARTICLE 1
WEIGHT RESTRICTIONS

§ 17-101. Purpose

The purpose of this Article is to limit and restrict the weight of vehicles, tractors, farm tractors, agricultural machinery, trailers and semi-trailers traveling over and using township roads, streets and highways within the Township of Oakland, County of Butler, and to prescribe penalties for the violation thereof.

Ord. No. 1-67, 6/5/67, as amended by 99-1.

§ 17-102. Authority

The amendments hereto are enacted pursuant to the authority conferred by the "Vehicle Code" Act of June 17, P.L. 1962, No. 81, Section 1, effective July 1, 1977, (75 PA C.S.A. §101, et seq. and all Pennsylvania Department of Transportation regulations promulgated or to be promulgated under the Vehicle Code.

Ord. No. 1-67, 6/5/67, as amended by 99-1.

§ 17-103. General

No vehicle, tractor, farm tractor, agricultural machinery, trailer and semi-trailers, individually, or combined with or hauling other vehicles, tractor, farm tractor, agricultural machinery, trailer and semi-trailer with or without load, having a total weight in excess of ten (10) tons shall be permitted to use or travel over the streets, alleys, roads or highways owned and/or maintained by the Township of Oakland, except upon the terms and conditions hereinafter set forth.

Ord. No. 1-67, 6/5/67

§ 17-104. Signage

The Board of Supervisors of the Township of Oakland, shall erect or cause to be erected and maintained, official signs designating the provisions of this Article and the weight limit thereby imposed, at each end of all Township roads, alleys, streets and highways effected hereby, and at the intersection thereof, in accordance with the laws of the Commonwealth of Pennsylvania.

In the case of a restriction on a road which has not begun or ended at an intersection with an unrestricted highway, the Township shall also place an advance information sign at the intersection nearest each end of the restricted portion of the road which would permit drivers to avoid the restricted portion of the road.

Ord. No. 1-67, 6/5/67

§ 17-105. Special Exception Permits

The weight limitation hereby imposed may be waived, by special permit, upon application to the Board of Supervisors, who, in their sole discretion may allow the weight limitation to be exceeded and grant a special permit therefor providing therein the extent of the routes wherein the limitation is waived and the period of time for the permit. As a condition for the waiver of the weight limitation, the Board of Supervisors may require the posting of bond by the applicant and a surety, suitable to the Board of Supervisors, in an amount set by the Supervisors, the condition of the same being that the obligors shall pay the Township the amount of the bond or any lesser amount for the repair and maintenance of the roads, streets, alleys or highways designated in the special permit.

Ord. No. 1-67, 6/5/67

§ 17-106. Violations and Penalties

Any person operating a motor vehicle or combination upon a road or bridge in violation of a prohibition or restriction imposed under this Article shall be guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of seventy-five dollars (\$75.00), except that any person convicted of operating a vehicle with a gross weight in excess of a posted weight shall, upon conviction, be sentenced to pay a fine of one hundred and fifty dollars (\$150.00) for each five hundred (500) pounds or part thereof in excess of three thousand (3,000) pounds over the maximum allowable weight.

Ord. No. 1-67, 6/5/67, as amended by 99-1.

- A. All actions taken under the authority of this Section shall be in accordance with the rules and regulations adopted by the Commonwealth of Pennsylvania Department of Transportation, as filed in Title 67 of the Pennsylvania Code or as subsequently amended.

Ord. No. 1-67, 6/5/67, as amended by 99-1.

CHAPTER 17
ARTICLE 2
STREET OPENING PERMIT

17-201. Purpose

The purpose of this Article is to provide that no public streets of the Township of Oakland, be opened or cut by a person, firm, corporation or utility without first securing a permit in accordance with the Township Code, and providing penalties for the violation thereof.

Ord. No. 3-1974, 11/4/74.

17-202. General

In accordance with the provisions of Section 1156 of Article XI of the Second Class Township Code, as amended, no railroad or street railway shall hereafter be constructed upon any Township road, nor shall any railroad or street railway crossings, nor any gas pipe, water pipe, electric conduits, or other piping, be laid upon or in, nor shall any telephone, telegraph, or electric light or power poles, or any coal tipples or any other obstructions be erected upon or in, any portion of a Township road except under such conditions, restrictions and regulations relating to the installation and maintenance thereof, as may be prescribed in permits granted by the Township for such purpose.

Ord. No. 3-1974, 11/4/74.

17-203. Permitting

- A. The application for a permit shall be on a form prescribed by the Township and submitted to the Township in triplicate. The application shall be accompanied by a fee in accordance with the Schedule of Fees set forth by the Department of Transportation, for Highway Occupancy Permits and Restoration Charges. In addition, the applicant shall submit three (3) copies of a sketch showing such dimensions as the location of the intended facility, width of the traveled roadway, right-of-way lines and a dimension to the nearest intersecting street.
- B. A permit shall be issued to the applicant after all the aforementioned requirements have been filed.

Ord. No. 3-1974, 11/4/74.

17-204. Completing Work

- A. Upon completion of the work, the applicant shall give written notice thereof to the Township.
- B. Upon completion of the work authorized by the permit, the Township shall inspect the work and, when necessary, enforce compliance with

the conditions, restrictions and regulations prescribed by the permit. Where any settlement or defect in the work occurs, if the applicant shall fail to rectify any such settlement or other defect, within sixty (60) days after written notice from the Township to do so, the Township may do the work and shall impose upon the applicant the cost thereof, together with an additional twenty percent (20%) of such cost.

Ord. No. 3-1974, 11/4/74.

17-205. Violations and Penalties

Any person, firm, corporation or utility which shall violate any of the provisions of this Article shall be subject, upon conviction before a District Magistrate, to pay a fine of not more than three hundred dollars (\$300.00) and costs of prosecution, and in default of the payment of such fine and costs to imprisonment in the County Prison for not more than five (5) days.

Ord. No. 3-1974, 11/4/74.

CHAPTER 17
ARTICLE 3
RESTRICTING PARKING

§ 17-301. Purpose

The purpose of this Article is to restrict parking of motor vehicles on Thorn Run Road (a/k/a Route T-596) and Love Road (a/k/a Route t-617) on both sides of said road and providing for the erection of official signs and providing penalties for the violation thereof.

§ 17-302. General

- A. It is deemed beneficial to the Township of Oakland and the peace, safety and welfare of the residents thereof that parking be prohibited upon certain roads within the Township of Oakland.
- B. All parking is hereby prohibited on both sides of Thorn Run Road (a/k/a Route 5-596) from its intersection with Route T-500 on the West to Route T-600 on the North, a distance of approximately 1.4 miles on each side of said road.
- C. All parking is prohibited on both sides of Love Road a/k/a Route T-617 from Center Drive (SR 1011) on the South to Thorn Run Road a/k/a Route T-596, a distance of approximately 0.9 miles on both sides of said road.

Ord. No. 3-1989, 10/2/89.

§ 17-303. Signage

Official signs erected by the Board of Supervisors giving notice of the no parking designation shall be conspicuously posted on both sides of said roads as provided by law.

Ord. No. 3-1989, 10/2/89.

§ 17-304. Violations and Penalties

Any person violating any of the provisions of this Article shall, upon summary conviction, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs of prosecution.

Ord. No. 3-1989, 10/2/89.

CHAPTER 17
ARTICLE 4
STOP SIGNS

§ 17-401. Purpose

The purpose of this Article is to regulate motor vehicle traffic on certain designated Township streets and roads by establishing stop intersections in order to promote the safety of the inhabitants of Oakland Township and the traveling public and to provide for penalties for the violation thereof.

Ord. No. 93-1, 1/4/93.

§ 17-402. General Provisions

The following intersections are established as stop intersections and official stop signs shall be erected in such a position as to face traffic approaching the second-named street on the first-named street (the stop street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first-named or stop street in the direction indicated in each case shall stop the vehicle as required by Section 3323(b) of the Motor Vehicle Code and shall not proceed into or cross the second-named or intersecting or through street until he has followed all applicable requirements of that section of the law or as it shall be amended from time to time.

Stop Street	Intersecting or Through Street	Direction of Travel
McGinley Road, T-613	Seven Hills Road, SR 1017	East
McGinley Road, T-613	Center Drive, SR 1011	West
Stein Road, T-11	Seven Hills Road, SR 1017	East
Stein Road, T-611	Center Drive, SR 1011	West
O'Donnell Road, T-611	Seven Hills Road, SR 1017	West
Bish Road, T-619	Seven Hills Road, SR 1017	West
Conway Road, T-830	Seven Hills Road, SR 1017	East
Conway Road, T-830	Center Drive, SR 1011	West
North Oakland Drive, T-604	SR 68	East
North Oakland Drive, T-604	SR 68	West
Hoffman Road, T-610	Conway Road	North
Hoffman Road, T-610	Shearer Road	South
Shearer Road, T-695	SR 68	East
Shearer Road, T-695	Center Drive, SR 1011	West
St. Joe Road, T-603	SR 68	West
Danville Road, T-620	St. Joe Road	Southwest
Fallecker Road, T-620	St. Joe Road	North
Fallecker Road, T-620	Welter Road	South
Fallecker Road, T-620	Welter Road	North
Welter Road, T-601	Fallecker Road	West
Woodcrest Road, T-780	Fallecker Road	North

Stop Street	Intersecting or Through Street	Direction of Travel
Charlaine Drive, T-790	St. Joe Road	North
Old East Butler Road, T-599	Bonniebrook Road, SR 1025	East
Davis Road, T-592	SR 68	North
Fared Drive, T-791	SR 68	North
Mottern Road, T-609	Center Drive, SR 1011	East
Mottern Road, T-609	Lake Road	West
Lake Road, T-596	Hoon Road	Northeast
Lake Road, T-596	Hoon Road	Southwest
North Butler Church Road, T-596	Motten Road	North
North Butler Church Road, T-596	Center Drive, SR 1011	South
Thorn Run Road, T-596	Center Drive, SR 1011	Northeast
Thorn Run Road, T-596	Hoon Road	Southwest
Thorn Drive, T-599	Thorn Run Road	Southeast
Thorn Drive, T0-599	SR 38	Northwest
Layton Drive, T-841	SR 38	West
Love Road, T-617	Center Drive	East
Love Road, T-617	Thorn Run Road	West
Hoon Road, T-500	Beulah Road	South
Hoon Road, T-500	Thorn Run Road	South
Beulah Road, T-598	Lake Road	North
Beulah Road, T-598	Hoon Road	South
Kelly Road, T-600	Beulah Road	North
Kelly Road, T-600	Thorn Run Road	South
Boydstown Road, T-504	SR 4002 Mahood Road	South
Weed Road, T-615	SR 38	East
Weed Road, T-615	Boydstown Road	West
Whitmire Road, T-517	SR 4002 Mahood Road	East
Oakland Road, T-840	SR 68	South
Thorn Apple Drive, T-981	SR 68	North

Ord. No. 93-1, 1/4/93, as amended by Ord. No. 98-1, 11/2/98.

§ 17-403. Violations and Penalties

Any person violating this Article shall be guilty of a summary offense, and upon conviction thereof shall be sentenced to pay a fine of fifty dollars (\$50.00) plus costs.

Ord. No. 93-1, 1/4/93, as amended by Ord. No. 98-1, 11/2/98.

CHAPTER 17

ARTICLE 5

CURB CUTS AND DRIVEWAY CONSTRUCTION

§ 17-501. Purpose

The purpose of this Article is to regulate curb cuts and driveway construction across sidewalks and to prescribe penalties for violation thereof.

§ 17-502. Definitions:

A. The following words as used in this Article shall mean:

1. **Alteration:** Any enlargement, reduction, rearrangement, or replacement of any driveway.
2. **Contractor:** The person, firm, corporation, or other business entity which installs a driveway, including all agents, officers, or employees of that person or business entity.
3. **Driveway:** Any area of land designated or to be used as a means of ingress and egress for vehicles traveling from a public road to a private parcel of land. Driveway shall also include such drainage structures as may be necessary for the purpose of construction and maintenance thereof.
4. **Municipality:** Oakland Township, Butler County, Pennsylvania.
5. **Owner:** The legal title holder of the land upon which the driveway is located.
6. **Permit:** The document issued by the Township signifying approval of the design of the driveway.
7. **Person:** Any natural person or persons, association, partnership, firm, corporation or municipal authority.
8. **Public Road:** Any road, street, alley, or public thoroughfare whether actually maintained by the Township, and any road, street, alley or public thoroughfare shown in the subdivision or land development plan intended to be dedicated to the Township in the future.
9. **Street:** Any public street, avenue, road, square, alley, highway, or other public place located in the Township and established for the use of vehicles, but shall not include state highways.

- B. For the purpose of this Article, the singular shall include the plural, the plural shall include the singular and the masculine shall include the feminine.

Ord. No. 93-3, 3/1/93.

§ 17-503. Permits

- A. No driveway, local road, drainage facility or structure shall be constructed or altered within municipal rights-of-way and no drainage facility of the Township shall be altered or connected onto without first obtaining a permit from the Township. A permit shall not be required for maintenance.
- B. Permit applications shall be submitted in the name of and executed by the owner of the property.
- C. Permit applications shall be submitted to the officer designated by the Township.
- D. Permit applications shall be submitted prior to the subdivision of any property or the construction of any building which the proposed driveway will serve to insure that the driveway can be constructed in accordance with this Article.
- E. Permit Application Procedures and Required Information:
 - 1. Shall be submitted in person or by mail;
 - 2. Shall be signed by the applicant;
 - 3. Shall include two (2) sets of plans indicating and detailing the location and the pertinent dimensions of both the proposed installation and related street features; provided no such plans shall be required for a single family dwelling.
 - 4. Shall be accompanied by a check or money order payable to the Township in the appropriate amount;
 - 5. Shall be submitted to the Township at least five (5) days prior to the anticipated start of work.

Ord. No. 93-3, 3/1/93.

§ 17-504. Fees

The fees for a permit shall be as established by resolution by the Board of Supervisors of Oakland Township.

Ord. No. 93-3, 3/1/93.

§ 17-505. General Highway Requirements

- A. General Rule: All driveways shall be located, designed, constructed, and maintained in such a manner as not to interfere or be inconsistent with the design, maintenance and drainage of existing street(s).
- B. General Location Restriction: Access driveways shall be permitted at locations in which:
 - 1. Sight distance is adequate to safely allow each permitted movement to be made into and out of the access driveway;
 - 2. The free movement of normal traffic is not impaired;
 - 3. The driveway will not create a hazard;
 - 4. A driveway will not create an area of undue traffic congestion.
- C. Specific Location Restrictions:
 - 1. Access driveways shall not be located at interchanges, ramp areas, or locations that would interfere with the placement and proper functioning of traffic signs, signals, detectors, lighting and other devices that affect traffic control.
 - 2. The location of a driveway near a signalized intersection may include a requirement that the permittee provide, in cooperation with the Township, new and relocated detectors, signal heads, controllers, and traffic light, for the control of traffic movement from the driveway.
 - 3. Access to a property which abuts two (2) or more intersecting streets may be restricted to only that roadway which can more safely accommodate its traffic.
 - 4. The Township may require the permittee to locate an access driveway directly across from the highway, local road, or access driveway on the opposite side of the roadway, if it is judged that offset driveways will not permit left turns to be made safely and that access across the roadway from one (1) access to the other will create a safety hazard.
- D. Local Roads: An access intended to serve more than three (3) properties or to act as a connecting link between two (2) or more roadways shall, for the purpose of this Article, be considered a local road and not a driveway regardless of its ownership. As such, its design must be in accordance with the municipality's current standard governing design of local roads. All other requirements of this Article

shall be complied with before the local road will be allowed access onto state highway. See Section 19-505 of the Township's Subdivision and Land Development Regulations.

- E. Number of Driveways: The number and location of entrances which may be granted will be based on usage, interior and exterior traffic patterns, and current design policy of the Township.
 - 1. Normally, only one (1) driveway will be permitted for a residential property and not more than two (2) driveways will be permitted for a nonresidential property;
 - 2. If the property frontage exceeds six hundred feet (600'), the Township may authorize an additional driveway;
 - 3. Regardless of frontage, a development may be restricted to a single entrance/exit driveway, served by an internal collector road, separated from the traveled way.
- F. Approaches to Driveways: Driveway approaches shall conform to the following standards:
 - 1. The location and angle of an access driveway approach in relation to the highway intersection shall be such that a vehicle entering or leaving the driveway may do so in an orderly and safe manner and with a minimum of interference on street traffic.
 - 2. Where the access driveway approach and street pavement meet, flaring of the approach may be necessary to allow safe, easy turning of the vehicle traffic.
 - 3. Where the street is curved, driveway approaches shall be installed one and one half inch (1 1/2") above the adjacent street or gutter grade to maintain proper drainage.

Ord. No. 93-3, 3/1/93.

§ 17-506. Driveway Design Requirements

Driveway design requirements shall be as established by the Department of Transportation as set forth in the Pennsylvania Code Title 67, Section 441.8-10, as amended from time to time, except that a twelve inch (12") culvert may be permitted by the Township. No culvert shall be approved for any applications less than fifteen feet (15') in length.

Ord. No. 93-3, 3/1/93.

§ 17-507. Rectification of Improper Work

In case any person shall construct a driveway or curb cut and shall not conform to the requirements of this Article, the Township may order such person, firm, or corporation to remove the improper work and replace the same in compliance with this Article. Notice to remove and replace improper work shall be given by registered or certified mail and shall state that the person, firm, or corporation has thirty (30) days from receipt of the notice to comply therewith. Upon noncompliance, the Township may do or cause the requested repairs to be done and may levy the cost of its work on such owner as a property lien to be collected in a manner provided by law.

Ord. No. 93-3, 3/1/93.

§ 17-508. Violations and Penalties

Any person, firm, or corporation who shall fail to obtain a permit before constructing a private driveway or making a curb cut shall, upon conviction thereof, be sentenced to pay a fine not more than three hundred dollars (\$300.00) and/or serve a term of imprisonment not to exceed ninety (90) days. Each day that the violation of this Article continues shall constitute a separate offense.

Ord. No. 93-3, 3/1/93.