

PUBLIC NOTICE
ORDINANCE NO. 165

Notice is hereby provided pursuant to Section 1601 and Article XXIV of the Second Class Township Code that the Board of Supervisors of Upper Saucon Township intends to consider for adoption at its regular meeting to be held on Monday, August 27, 2018, commencing at 6:30 p.m. at the Upper Saucon Township Municipal Building, located at 5500 Camp Meeting Road, Center Valley, Pennsylvania, an Ordinance providing for the construction, reconstruction and repair of sidewalks, footpaths and curbs to be paid for by abutting landowners and for enforcement of the same. The Ordinance is numbered 165.

The title of the Ordinance is **“AN ORDINANCE IMPLEMENTING SECTION 2401 OF THE SECOND CLASS TOWNSHIP CODE TO PROVIDE FOR THE CONSTRUCTION, RECONSTRUCTION AND REPAIR OF SIDEWALKS, FOOTPATHS AND CURBS WITHIN THE TOWNSHIP; TO PROVIDE THAT THE EXPENSE OF SUCH CONSTRUCTION, RECONSTRUCTION AND REPAIR BE PAID BY ABUTTING PROPERTY OWNERS IN PROPORTION TO THEIR FRONTAGE ALONG THE SAME IN AN AMOUNT NOT TO EXCEED 15% OF THE ASSESSED VALUATION OF THE SAID ABUTTING PROPERTY; AND TO PROVIDE FOR ENFORCEMENT THROUGH THE FILING OF A CIVIL ACTION OR MUNICIPAL LIEN.”**

The Ordinance is proposed pursuant to the general and police powers of the Township and Article XXIV of the Second Class Township Code, relating to sidewalks, curbs and footpaths. The following constitutes an outline summary of the Ordinance pursuant to Section 1601 of the Second Class Township Code.

Section A includes Legislative Findings and sets forth the intent of, and reasons and authority for, the Ordinance. Section B contains the text of the Ordinance, summarized by the Township Solicitor as follows:

The Ordinance authorizes the Township Board of Supervisors (“BOS”) to direct the construction, reconstruction and repair of sidewalks, footpaths and curbs along Township streets and roads. All work is to be performed in accordance with the Township’s standard construction documents and is to be paid for by abutting landowners. The amount to be paid is based upon the overall cost of construction to the percentage of the landowner’s frontage along the area to be improved. The charge cannot exceed 15% of the assessed value of the landowner’s property. In all instances, the Township will contract for the work, however, where the work involves reconstruction or repair, the landowner may hire a private contractor. The Ordinance includes provisions for payment, installment payments and enforcement. The Ordinance does not apply to petitions by landowners for sidewalks, footpaths or curbs; construction due to a finding of a dangerous condition or construction pursuant to approved land development plans. The Ordinance contains a savings clause and repeals all other Ordinances or parts thereof in conflict. The effective date is five days after enactment by the BOS.

Copies of the complete Ordinance No. 165 may be examined / obtained at the Upper Saucon Township Municipal Building located at 5500 Camp Meeting Road, Center Valley, Pennsylvania, during normal business hours, Monday through Friday, from 8:00 a.m. to 4:30 p.m. In accordance with Section 1601 of the Second Class Township Code, the full text of the Ordinance is available for inspection at the offices of The Morning Call newspaper.

**UPPER SAUCON TOWNSHIP
BOARD OF SUPERVISORS
DENNIS BENNER, CHAIRMAN**