

**BOROUGH OF APOLLO
ARMSTRONG COUNTY, PENNSYLVANIA**

ORDINANCE NO. 294-25

An ordinance providing for the review and approval of curb cuts for the purpose of access or ingress and egress to real estate in Apollo Borough from the streets of said Borough, providing for the granting of permits for curb cuts, for the purpose of preserving the traffic carrying capacity of the streets of said Borough and for the purpose of preserving the safety of pedestrians and the motoring public, and prescribing penalties for violation and to replace Apollo Borough Ordinance No. A-108.

The Borough of Apollo hereby ordains as follows:

Section 1. The word "person" as used in this ordinance shall mean any natural person, association, partnership firm or corporation. The singular shall include the plural, and the masculine shall include the feminine and the neuter.

Section 2. No person shall cut, modify, alter, repair, or otherwise affect any curb marking the boundary of any paved street (or the cartway of any unpaved street) in the Borough of Apollo without first obtaining a permit from the office the Borough of Apollo. No person shall construct any curb, cut, modification, alteration or repair except in accord with standards and specifications approved by the Borough of Apollo, Department of Public Works, in consultation with the Borough's designated engineer. Standards for the grant of curb cut permits shall take into consideration traffic flow, safety, land use regulation and other proper considerations. Such standards shall consider future maintenance of curb cut areas. In addition to any permit fee, the Borough may require the payment of a reasonable fee for review of the request and for the grant of any appropriate permit.

Section 3. Approval of such curb cut permit application shall be considered by the Borough upon the filing with the Borough an application for permit which shall include plans and specifications of said curb cuts, payment of a fee of **\$100.00** and furnishing evidence of intended compliance with the provisions of this ordinance.

Section 4. All curb cuts and associated costs shall be the responsibility of the applicant and must be made under the supervision of the Borough Dept. of Public Works. Upon approval of the said permit, work shall commence and be completed within sixty (60) calendar days of the date of issuance of the permit. Any curb cut not completed within sixty (60) calendar days of the issuance of the permit shall require the filing of an application for a new permit, unless additional time has

been granted by the Apollo Borough Public Works Department to complete the work, however, such additional time shall not exceed thirty (30) additional calendar days.

Section 5. No curb cut shall exceed 25 feet in length.

Section 6. No curb cut shall be located within 90 feet of another curb cut, excepting, however, that no owner of real estate shall be denied a curb cut under this section if, under the circumstances of the particular case, he would have no other access, ingress or egress to and from his real estate. The burden of proving a lack of other access, ingress or egress shall lie solely with the applicant property owner.

Section 7. Streets and alleys for the purpose of this ordinance shall not be deemed to be curb cuts. However, no curb cut shall be constructed or made closer to the corner of an existing street or alley than fifteen (15) feet from the point intersection of the tangents to the corner.

Section 8. Any person, firm or corporation who or which shall violate any of the provisions of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than **\$250.00** and cost of prosecution. Provided: each day continuance of violation of this ordinance shall constitute a separate offense.

Section 9. Fees or penalties enacted or established by this ordinance may be amended and changed by Resolution of the Apollo Borough Council.


Section 10. This Ordinance shall in all respects replace the provisions of Apollo Borough Ordinance No. A-108, adopted the 15th of August, 1960.

ORDAINED AND ENACTED at a regular meeting of the Council of the Borough of Apollo on the 25th day of March, 2025.



Council President

ATTEST:



Secretary



Mayor



BOROUGH OF APOLLO

P.O. Box 306
Apollo, PA 15613
Armstrong County

boroughmanager@apollopa.net



Borough Secretary/Treasurer – 724 478-4201 ext. 1

CURB CUT REQUEST APPLICATION

Property Owner (s) Name _____

Address of Property Owner _____

Email Address of Property Owner _____

Phone Number of Property Owner _____

◆Plans and Specifications MUST be included with curb cut application.

The amount due for an application
\$100.00 (check or money order only)

Method of Payment _____

Signature of applicant

Date

Borough Official Only

Approved _____ Not Approved _____ Date _____

Borough Official Signature _____

Any person, firm or corporation who or which shall violate any of the provisions of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than \$250.00 and cost of prosecution. Provided: each day continuance of violation of this ordinance constitute a separate offense.