

utility companies and authorities may be relieved of the obligation of submitting such a certificate if they submit satisfactory evidence that they are insured in accordance with the requirements of this Ordinance or have adequate provision for self-insurance.

- B. Public utility companies may file an annual certificate of insurance in lieu of individual certificates for each permit.

Section 13: Guaranties.

- A. Any person who opens a Township street as described in this Ordinance shall be responsible for the condition of the road for eighteen (18) months from the date the job was completed. If, from this date, the road sinks or the pavement which was replaced in the road opening fails, the person shall be responsible for replacing the road to conditions which are acceptable to the Township.

Section 14: Enforcement.

- A. The rules and regulations of this Ordinance shall be enforced by the Township Board of Supervisors and/or the Township Representative.

Section 15: Violations and Penalties.

- A. Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, pay a fine of not more than one thousand dollars (\$1,000) for each day that a violation is permitted to exist after written notice is provided by the Township. Each day that a violation continues shall constitute a separate offense hereunder. Any person, firm or corporation found in violation of this Ordinance shall be subject to all costs to restore the street to Township standards per the terms of this Ordinance

Section 16: Additional Remedies.

- A. The Township Board of Supervisors may take any appropriate civil action or action in equity to enforce the provisions of this Ordinance as well as utilizing any other remedies otherwise provided by law.
- B. If any cartway and/or right-of-way is not replaced or reconstructed by the Permittee to the standards prescribed in Section 10 of this Ordinance, the Township Board of Supervisors may cause the same to be done and may take action against the Permittee to recover the costs associated with such replacement or reconstruction.
- C. If the work in opening or filling or maintaining or permanent paving and completely restoring the surface shall not be promptly completed, or shall be unskillfully or improperly or incompletely performed, the Township Representative, or any other person designated by the Board of Supervisors, may cause the same to be performed in such manner as the Township Representative may deem proper, and the expense thereof, including any overhead expense, shall be charged to the person, firm or corporation by whom the opening

or excavation as aforesaid was made, together with an additional charge of 10% as a penalty. No new openings under an existing permit shall be made and no new permit shall be issued to any person, firm or corporation where either or both of the following are present: the person, corporation or firm is in default under this section, until the costs and penalty herein provided for are paid; or the person, firm or corporation has openings or excavations already caused by them which have not been properly filled, and the surface maintained and restored as aforesaid, in a safe condition at the proper grade, all of which the Township Representative or other person so designated by Board of Supervisors shall be sole judge and whose opinion thereon shall be final.

Section 17: Severability.

- A. If any provision of this Ordinance is determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of the Ordinance and the remaining portions of the Ordinance shall remain in full force and effect.

Section 18: Repealer.

- A. Any previous Ordinances or Resolution, or any part thereof, which conflict with the provisions of this Ordinance are hereby repelled to the extent of such conflict.

Section 19: Effective Date.

- A. This Ordinance shall enter into effect Immediately upon enactment.

ORDAINED AND ENACTED into law by the Board of Supervisors of the Township of Brighton this 14th day of April 2025.


ATTEST:

BRIGHTON TOWNSHIP
BOARD OF SUPERVISORS


Bryan K. Dehart, Secretary


John Curtaccio, Chairman


Mark Piccirilli, Vice Chairman


Gary J. Gordon, Supervisor