

**ORDINANCE #6 OF 2001 AMENDING  
ORDINANCE NO. 11 OF 1995**

**AN ORDINANCE OF THE BOROUGH OF THROOP, LACKAWANNA COUNTY, PENNSYLVANIA AMENDING ORDINANCE NO. 11 OF 1995, DEFINING AND REGULATING STREET EXCAVATIONS AND OPENINGS; SETTING FORTH REQUIREMENTS, FOR PERMANENT APPLICATIONS, FORMS AND FEES AND THE APPROVAL AND ISSUANCE OR DISAPPROVAL THEREOF, REQUIRING NOTIFICATION OF UTILITIES; ASSIGNING RESPONSIBILITY FOR RESTORATION OF OPENING AND SURFACES AND DEFECTS THEREFROM; ESTABLISHING REQUIREMENTS AND SPECIFICATIONS FOR WORK UNDER PERMIT; AUTHORIZING EMERGENCY WORKS; ESTABLISHING LIMITATIONS FOR THE EXTENT OF SURFACE OPENING; AUTHORIZING THE BOROUGH OF THROOP TO PERFORM WORK AND COLLECT COSTS; REQUIRING POSTING OF BONDS; AND PRESCRIBING PENALTIES FOR VIOLATION**

**WHEREAS**, on January 11, 2001 following a special monthly meeting a motion was passed to amend Ordinance No. 11 of 1995; and

**WHEREAS**, the amendment will effect the time frame regarding road cuts for utilities on new pavement;

**NOW THEREFORE**, be it ordained that Section 4 of the Ordinance No. 11 of 1995 is amended to eliminate the time frame on road cuts (utility cuts) in regard to the paving requirements for utilities.

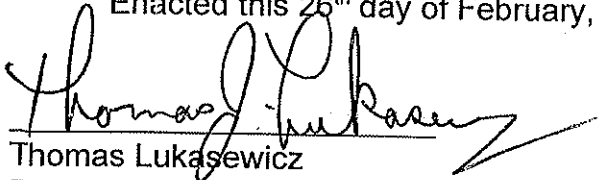
**SECTION 1.** If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not effect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The Borough of Throop reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interests of the promotion of the purposes and intent of this Ordinance and the effective administration thereof.

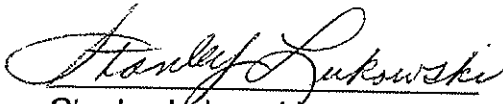
SECTION 2.  
approval.

This Ordinance shall become effective immediately upon

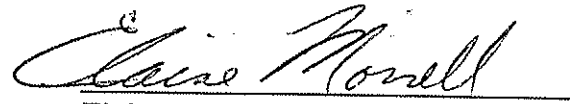
SECTION 3. This Ordinance amendment is enacted by the Council of the Borough of Throop under the authority of P.L. 1194, No. 220, §1, 53 P.S. §46006, and any other applicable law arising under the laws of the Commonwealth of Pennsylvania.

Enacted this 26<sup>th</sup> day of February, 2001.

  
Thomas Lukasewicz  
President of Council

  
Stanley Lukowski  
Mayor

Attest:

  
Elaine Morrell  
Administrator/Secretary