

OFFICIAL

BOROUGH OF AVALON

RESOLUTION NO. 846

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF AVALON, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA FOR A SPECIAL LOAD PERMIT TO BE ISSUED TO UPON THIS ROCK CONSTRUCTION, INC., PURSUANT TO ORDINANCE NO. 997.

WHEREAS, overweight vehicles operated upon Borough streets pose a substantial risk of serious damage to the streets, curbs, sidewalks and sewers of the Borough, and

WHEREAS, the Borough has adopted Ordinance 997 which limits the weight of motor vehicles which may operate upon its streets; and

WHEREAS, Ordinance No. 997 authorizes the Borough Council to direct Borough officials to issue a Special Load Permit upon application and upon finding of good cause shown; and

WHEREAS, Upon This Rock Construction, Inc. has applied to the Borough for such a permit to operate overweight trucks, drilling rigs, and cranes in the Borough for the limited purpose of constructing the Church Avenue Bridge; and

WHEREAS, the Borough Council has determined that the construction of the Church Avenue Bridge is necessary to preserve the public health, safety and welfare; that the streets chosen by the applicant and the Borough are appropriate for the operation of a limited number of overweight vehicles such as are proposed by the applicant; and that, therefore, good cause has been shown to justify the granting of a Special Load Permit pursuant to Section V of Ordinance No. 997.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Avalon, and it is hereby resolved by authority of the same, that the Mayor and Chairman of the Public Safety Committee are hereby directed to issue to Upon This Rock Construction, Inc. a Special Load Permit on the form attached to this Resolution, to be effective upon the conditions set forth in the permit.

THIS RESOLUTION ADOPTED this 15<sup>th</sup> day of November, 1994 by the Council of the Borough of Avalon.

ATTEST:

Jean A. Welsh  
Secretary

BOROUGH OF AVALON

Raymond J. Stone  
President of Council

THIS RESOLUTION examined and approved by me this 15<sup>th</sup> day of November, 1994.

James Brimant  
Mayor

BOROUGH OF AVALON

SPECIAL LOAD PERMIT

DATE: November 15, 1994  
APPLICANT: Upon This Rock Construction, Inc.  
PROJECT: Church Avenue Bridge Construction

The Borough of Avalon hereby issues this Special Load Permit pursuant to Ordinance 997 and Resolution 846 to Upon This Rock Construction, Inc. (hereinafter "The Applicant") pursuant to Ordinance 997 and Resolution from and after the date of this permit and through November 1995 the Applicant shall be permitted to operate motor vehicles within the Borough which weigh more than the weight limitations provided in Ordinances 997, under and subject to the following conditions:

1. The Applicant shall comply in all respects with the contract for construction entered with Allegheny County.

2. The Applicant shall comply in all respects with all other Borough ordinances.

3. The Applicant shall operate its overweight vehicles only on the following haul routes:

A. To the East side of the construction site:

- i. entering Ben Avon Borough from Ohio River Boulevard by way of Laurel Avenue to Brighton Road;
- ii. at Brighton Road turning Northbound on Division Street in Avalon Borough;
- iii. proceeding along Division Street to California Avenue across the Avalon Bridge to Church Avenue to the construction site;
- iv. returning along the reverse route, Southbound on Church Avenue to Division Street, Westbound on Brighton Road.

4. There will be no access to the construction site over any other street in Avalon Borough.

5. The applicant shall provide a flagperson to control traffic at all times that trucks are to enter or leave the construction site.

6. In no event shall the gross weight of a combination of vehicle and load operating under this permit exceed the loads set forth on the attached schedule.

7. The Applicant shall post bond with surety satisfactory to Borough in the principal sum of Fifty Thousand (\$50,000) Dollars conditioned upon the Applicant repairing any damage to public streets, including without limitation, the paving, underlay, curbing, sidewalks and sewers, caused by its operation of overweight vehicles in the Borough.

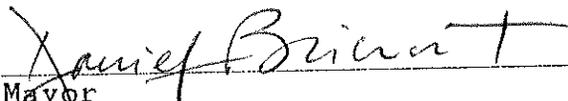
8. In the future, when necessary, the Applicant will meet with Avalon Borough Council to establish a route, by mutual agreement, for transporting the 80 foot beams to the construction site.

9. The Applicant shall notify the Borough Police Department at least twenty-four hours prior to any event which would cause Applicant to close a street to pedestrian or vehicle traffic.

10. The Applicant shall not operate the permitted vehicles on any Sunday, or daily before the hour of 7:00 a.m. or after sunset.

11. This permit may be revoked by Borough Council for a material violation of its terms, at any time. In addition, the Borough shall have all remedies at law or in equity for violation of this permit.

AVALON BOROUGH

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Chairperson  
Public Safety Committee

This permit and all conditions accepted this 15<sup>th</sup> day of November, 1994.

Upon This Rock Construction, Inc.

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UPON THIS ROCK CONSTRUCTION, INC.  
OVERWEIGHT TRUCKS TO CHURCH AVENUE BRIDGE SITE

1.	Cement Trucks	72,320 GVW
2.	Excavators	100,000 GVW
3.	Tri-Axles	72,380 GVW
4.	Cranes	106,000 GVW
5.	Drilling Rig	100,000 GVW