

MODEL ORDINANCE PRECEDENT TO DRIVEWAY PERMIT AGREEMENT

AN ORDINANCE authorizing the _____,
of _____, to enter into an Agreement with
the Department of Transportation, permitting the _____
to issue permits for the opening of streets and driveways onto State highways on behalf of the
Department of Transportation, pursuant to Section 420 of the State Highway Law, Act of June 1,
1945 (P.L. 1242, No. 428), 36 P.S. 670-420, as amended, and 67 PA Code, Chapter 441.

WHEREAS, the Pennsylvania Department of Transportation (DEPARTMENT), pursuant
to Section 420 of the State Highway Law, Act of June 1, 1945 (P.L. 1242, No. 428), 36 P.S. 670-
420, as amended, may delegate its authority to issue permits for the opening of streets and
driveways onto State highways on terms and conditions established in DEPARTMENT
regulations; and

WHEREAS, the _____
of _____, proposes to undertake the
responsibility for issuance of such permits and to enter into an Agreement with the
DEPARTMENT setting forth the obligations of the parties,

NOW, THEREFORE, be it ordained by the _____,
of _____ as follows:

Section 1. Upon execution and approval of the Agreement with the DEPARTMENT,
_____ will issue permits for the opening of
driveways onto State highways, on behalf of the DEPARTMENT pursuant to the terms of the
Agreement.

Section 2. All other ordinances, resolutions or orders, or portions thereof, which are
inconsistent with the terms of the Agreement are hereby repealed to the extent of such
inconsistency.

Section 3. A copy of the Agreement shall be attached to, and filed with this Ordinance.