

ORDINANCE NO. 505 OF 2003

GRADING AND EXCAVATING ORDINANCE

SECTION 1. The purpose of this ordinance is to regulate the modification of the natural terrain and the alteration of drainage and to provide for certain erosion and sediment control measures within the Borough of Bentleyville to assure and safeguard health, safety, ecology and the general welfare of the Borough.

SECTION 2. From and after the effective date of this ordinance, any subdivision and/or land development approved under the subdivision and land development ordinance or zoning ordinance or any activity qualified under Sections 4 and 5 herein shall be in conformity with this ordinance. In the event of a conflict between this ordinance and flood plain regulations, the flood plain regulations shall take precedence.

SECTION 3. As used in this ordinance the following terms shall have the meaning indicated, unless a different meaning clearly appears from the context:

ALLUVIAL SOILS -- An azonal great group of soils, developed from transported and relatively recently deposited material (alluvium), characterized by a weak modification (or none) of the original material by soil forming processes.

CUT AND/OR FILL -- The process of earthmoving by excavating a part of an area and/or using excavated material for embankments or fill areas.

EROSION:

A. The wearing away of land surface by running water, wind, ice, chemical or other geological agents.

B. Detachment and movement of soil or rock fragments by water, wind, ice or gravity.

GRADE:

A. The slope of a road, channel or natural ground.

B. The finished surface of a canal bed, roadbed, top of embankment or bottom of Excavation; any surface prepared for the support of construction like paving or laying a conduit.