

RESOLUTION NO. 2010-22

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COATESVILLE
APPROVING A HIGHWAY OCCUPANCY PERMIT APPLICATION SUBMISSION TO
PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ENGINEERING
DISTRICT 6-0 FOR DRAINAGE FACILITIES ON STATE ROUTE 82 FOR
MARRIOTT HOTEL PROJECT.**

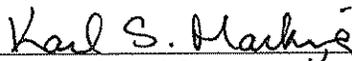
WHEREAS, COATESVILLE INN ASSOCIATES, has presented certain plans for, *inter alia*, a Marriot Hotel and other improvements which have required the installation of drainage facilities in the right of way of a State Highway; and

WHEREAS, the Pennsylvania Department of Transportation (hereinafter "PennDOT") has required the City of Coatesville, as the host municipality in which the development is occurring, to make application for a Highway Occupancy Permit for such drainage facilities; and

WHEREAS, the City of Coatesville has prepared a Highway Occupancy Permit, a copy of which is attached hereto as Exhibit "A" identifying the drainage facilities and their location in the state right-of-way for submission to PennDOT in accordance with the applicable procedures.

NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Coatesville, that the Interim City Manager or City Council President is authorized to execute all forms necessary for appropriate submission to PennDOT of the attached Highway Occupancy Permit with the specific understanding that the developer will provide \$10,000.00 to the City of Coatesville – at the time of the issuance of building permits for the construction of the contemplated hotel – which funds shall be for the City to use as it deems fit, and which funds shall not be restricted to use for the maintenance, repair and replacement of such improvements.

IN WITNESS THEREOF, the Council of the City of Coatesville has adopted and enacted this Resolution this 3rd day of November, 2010.


Name: ~~Edward Simpson~~ Karl S. Marking
Title: President, City Council
vice

ATTEST:


Name: Wayne G. Reed
Title: Interim City Manager

Name: 
Title: Interim City Manager

The above conditions are accepted by the Developer, and are binding upon the Developer and its successors and assigns. .

COATESVILLE INN ASSOCIATES,
a Pennsylvania Limited Partnership

BY; COATESVILLE INN, LLC, a Pennsylvania
limited liability company, general partner

BY: OLIVER COATESVILLE INN
CORPORATION a Pennsylvania corporation,
member

By: 
Donald W. Pulver, President

I HEREBY CERTIFY that the foregoing is a true and correct copy of the said Resolution duly adopted at a specially scheduled meeting of City Council held on November 3, 2010 and recorded in the minutes as such.



APPLICATION FOR HIGHWAY OCCUPANCY PERMIT

No. 293795

INSTRUCTIONS ON REVERSE

ENGINEERING DISTRICT 6-0

Applicant/Owner <u>City of Coatesville</u>	
Address <u>ONE City Hall Place</u>	
Post Office <u>Coatesville, PA</u>	Zip Code <u>19320</u>
Phone <u>610-384-0300</u>	

	Application	1	2	3
441/459 Ref. No.	<u>441A(6/11)</u>			
Unit Fee				
Number of Units	<u>1</u>			
Item Fee	<u>\$0.00</u>			
Permit Fee \$	<u>0.00</u>			
Account No.	<u>n/a</u>			
Check or Money Order No.	<u>n/a</u>			

County Chester
 Township/Boro City of Coatesville
 Date work is scheduled to begin 12-1-10
 Approximate date when work will be completed 12-1-11

If utility: Opening over 36 ft² along and/or across highway _____ FT. _____ FT. _____ FT.
(IN PAVEMENT) (IN SHOULDER) (OUTSIDE SHOULDER)

If utility: Installation Emergency Repair - E.P.C. No. _____ Entry No. _____ Repair Replace Service Connection or Disconnection Removal

If driveway: Anticipated average daily traffic: ADT cars 1498 ADT trucks 2 ADT buses 0 TOTAL ADT 1500

Is any portion of the property reserved for a person with a disability or a severely disabled veteran? Yes No

STATE ROUTE LOCATION

DESCRIPTION OF PROPOSED WORK

S.R. <u>82</u>	<u>Construct (3) New Type C mlets, (2) New Type M inlets, (2) New/converted manholes, (1) headwall and 547 LF of 18" RCP</u>	DEPARTMENT USE ONLY
Segment <u>462</u>		
Offset(s) <u>1611-2855</u>		
S.R. <u>82</u>		
Segment <u>463</u>		
Offset(s) <u>1763-3007</u>		
S.R. _____	<u>Drainage Facilities Submission Only</u>	
Segment _____	<u>HOP Ref. No. 042828</u>	
Offset(s) _____	<u>Traffic Log No. COT-090X</u>	

PRINT NAME OF APPLICANT'S CONSULTANT(S) KS Engineers, P.C. PHONE 215-925-0925 (o)

PRINT CONTACT PERSON'S NAME John A. Noun, P.E. PHONE: 215-316-9450 (o)

Under and subject to all the conditions, restrictions and regulations prescribed by the Pennsylvania Department of Transportation (see in particular 67 PA Code, Chapters 203/212, 441 and 459, and PUBs 212 and 213) and on the issued Permit, Form M-945P, and attachments thereto. The applicant certifies that this application, information and documentation therein or required by the Department is accurate, pursuant to 18 PA C.S. 54904 relating to false swearing to authorities, and that it has or will have all insurance and other security required by the Department prior to performing any work authorized by the Permit.

The Applicant is (an individual) (a partnership) (a corporation incorporated under the laws of Pennsylvania)

DATE SIGNED: Nov. 3, 2010 PRINT APPLICANT'S NAME City of Coatesville

WITNESS OR ATTEST [Signature] SIGNED BY [Signature]
 TITLE OF SIGNATORY CITY SOLICITOR TITLE OF SIGNATORY INTERIM CITY MANAGER

Plans are Satisfactory? YES NO (Returned on _____)

Traffic Control Plan consistent with PUBs 212 and 213, and Chapter 203/212 YES NO (Returned on _____)

Driveway Classification(s) _____ MU _____ LV _____ MV _____ HV

330 was was not used.

Limited Access Highway is is not involved.

Continuous Inspection is is not planned.

Drainage Problem is is not anticipated.

Permit will will not be recorded.

On-Site Review by _____ (SIGNATURE) _____ (DATE)

DEPARTMENT USE ONLY