

## CHAPTER 12.02

### STREET EXCAVATIONS

#### SECTIONS:

- 12.02.010 Written Permission Required
- 12.02.020 Application to Make Excavation
- 12.02.030 Permit Fees
- 12.02.040 Inspection
- 12.02.050 Barricades and Barriers Required
- 12.02.060 Violations; Penalty

12.02.010 Written Permission Required: It shall be unlawful for any person to make any hole or excavation of any kind or description in any of the streets, avenues, or alleys of the town unless written permission to do so shall be obtained from the Town Council.

12.02.020 Application to Make Excavation: Any person desiring to make any hole or excavation of any kind in any of the streets, avenues, or alleys of the Town for any purpose whatsoever, shall file a written application therefor with the town clerk, stating in such application the purpose for which such hole or excavation is to be made, the location thereof, the size of the same and the length of time such hole or excavation is to remain open or unfilled.

12.02.030 Deposit Fees: Before the permit to make any hole or excavation of any kind in any of the streets, avenues, or alleys of the town shall be granted, the applicant therefor shall deposit with the Town Clerk a deposit as follows to insure that the excavation shall be properly repaired:

1½ times the cost of the repair for any excavation of any kind part way or all the way across any street, avenue, or paved alley in the town.

\$200.00 for any excavation of any kind part way or all the way across any graveled alley in the town.

The applicant must submit proof of liability insurance at the time application is

made. The applicant must comply with all uniform traffic safety codes.

12.02.040 Inspection: When the purpose for which any hole or excavation in any street, avenue, or alley is accomplished, the permit holder shall within three (3) hours after the refilling of the said hole or excavation notify the mayor thereof so that the same may be inspected. The deposit provided for in section 12.02.30 shall be held for a period of thirty (30) days by the town clerk, and if after the end of this period the hole or excavation has been refilled to the satisfaction of the town council, the deposit shall be returned to the permit holder. If the hole or excavation has not been satisfactorily refilled, the deposit shall be forfeited to enable the town to refill such hole or excavation.

12.02.050 Barricades and Barriers Required: Whenever a permit is issued to any person to make any hole or excavation in any of the streets, avenues, or alleys of the town, such person shall protect such hole or excavation during the daytime with such fences and barriers as may be necessary and proper to prevent accidents occurring by reason of such hole or excavation and shall, between the setting and rising of the sun, cause red lights to be displayed in such proximity thereto as will give sufficient warning of the existence thereof.

12.02.060 Violations: Penalty: Any person who shall violate any of the provisions of this chapter shall, upon conviction thereof, be punishable as provided in Section 1.08.010 of this code.

(ORDS 79, 82, 180)