

ORDINANCE NO. 2019- 8

**AN ORDINANCE TO ADOPT MINIMUM STANDARD SPECIFICATIONS FOR
STREETS**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE
GROVE, ARKANSAS, THAT:**

Section One: Title. This Ordinance shall be known as the Street Standard Specifications Ordinance of 2019.

Section Two: Minimum Street Standards Adopted. The attached Minimum Standard Specifications for Streets is adopted by the City of Prairie Grove, Arkansas.

Section Three: Subdivision Ordinance Amended. The City of Prairie Grove Subdivision Ordinance is amended as follows:

- a) Numbering of individual definitions in Article 2 are removed.
- b) A new definition is added after the definition of Street to read as follows:

Street Standards. The Minimum Standard Specifications for Streets adopted by the City of Prairie Grove.

- c) A new section 5.5.1 is added to read as follows:

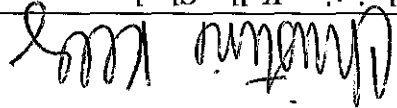
5.5.1 All streets shall adhere to the standards specified in the Minimum Standard Specifications for Streets adopted by the City of Prairie Grove.

- d) Existing Sections 5.5.1 through 5.5.6 are renumbered 5.5.2 through 5.5.7.

- e) Section 5.8.2 is amended to read as follows:

5.8.2 Corner lots for residential use may be required to have extra width to permit appropriate location of the structure to conform with the zoning ordinance yard requirements, in respect to both streets. Maintaining visibility at intersections shall be the guiding principal in such cases. Provisions set forth

Christine Kelly, Clerk



(Attest)

Charles (Sonny) Hudson, Mayor

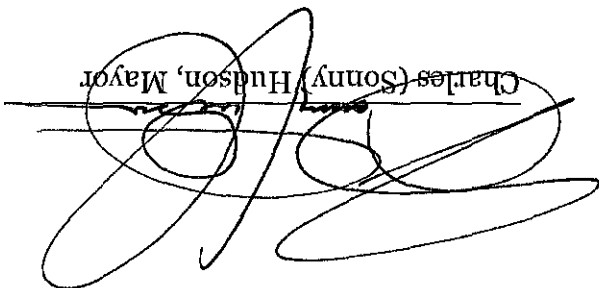


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ARTICLE 100

GENERAL PROVISIONS

SEC. 100.1 PURPOSE

These regulations are set forth to govern the design, construction, and maintenance of streets, alleys, and sidewalks which lie within the jurisdiction of the City of Prairie Grove. The specifications presented within are the minimum requirements and it is understood that more stringent requirements may be mandated by the Planning Commission, City Council, Public Works Director, and/or the project design engineer with regard to a specific project.

SEC. 100.2 JURISDICTION

These regulations shall be applicable to all lands within the City of Prairie Grove and its planning area and, also, to lands either contiguous to or served by Prairie Grove water and/or sanitary sewer. The planning area includes those areas depicted on the Planning Area Map.

SEC. 100.3 APPLICABILITY

All construction and development within the jurisdiction of the City of Prairie Grove is subject to these regulations.

SEC. 100.4 APPROVAL REQUIRED

All street designs are subject to the review and approval by the Director of Public Works or his designee. Street improvements associated with private development must receive Planning Commission approval prior to commencing construction.

SEC. 100.5 AMENDMENTS

Amendments to these regulations must be presented to the City Council for adoption.

SEC. 100.6 WAIVERS

When strict interpretation of these regulations causes undue restrictions, the City of Prairie Grove Planning Commission may grant a waiver of specific requirements. Waiver requests shall be submitted to the Planning Commission.

SEC. 100.7 CONFLICTING REGULATIONS

All City ordinances or parts of ordinances inconsistent or in conflict with these regulations are hereby repealed and amended to comply herewith by virtue of the ordinance adopting this regulation. In the event design and construction specifications prepared separately by a registered professional engineer for improvements associated with private development conflict with these regulations, the more stringent requirement shall govern.

All engineering services, including but not limited to, planning, design, investigations, inspection, and testing shall be under the supervision of a Professional Engineer registered in the State of Arkansas (Engineer of Record).

The design data, plans, specification, and related information shall bear the name of the Engineer of Record. The registration seal of the Engineer of Record shall be placed on each sheet of the Plans along with his/her signature.

Soils investigations, materials testing, and quality control testing shall be performed by a laboratory approved by the City Engineer. All reports submitted shall bear the name of the Engineer of Record.

Written Certification by the Engineer of Record that materials and construction conform to the approved Plans and Specifications is required. Inspection and testing requirements are outlined in Article 800 of these specifications.

SEC. 200.5 PLAN SUBMITTAL

Plans, Specifications, and all data submitted in conjunction with the plans and specifications shall constitute a complete design. Approval by the City will not be issued until all requirements have been fulfilled. Approval of the Plans and Specifications shall remain in effect for one (1) year from the approval date. After that time a new set of Plans and Specifications must be submitted and any regulations or rules promulgated between the time of the original submittal and the new submittal date must be followed.

All significant changes in the design or construction of a project or development, including all significant changes in the Plans and/or Specifications, shall be submitted to the City for approval. The City shall be notified immediately of all significant field changes in order that a timely approval may be issued.

SEC. 200.6 OBSERVATION OF CONSTRUCTION BY THE CITY

The observation of street construction by the City will be limited to general observations of the project at various stages as outlined in Article 800 of these specifications. The City reserves the right to observe the construction at all times.

SEC. 200.7 ACCEPTANCE BY THE CITY

After the Final Inspection and Acceptable Completion of the street construction, the Developer/Owner shall provide a Maintenance Warranty to the City which guarantees the maintenance, repair, and/or reconstruction of the project in whole or in part for a period of 12 months after the date of the Maintenance Warranty. The Maintenance Warranty shall be in the amount of 25 percent of the cost of construction of the improvements and shall meet the requirements of Article 1700 in the current City of Bentonville Subdivision Code.

Formal Acceptance of the project by the City will be made in writing after the posting of the Maintenance Warranty. The date of the formal acceptance shall be the same date as given in the Maintenance Warranty.

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associated appurtenances have been fully constructed and are functional.
USGS - United States Geological Survey (Ord. of 7-20-1999, § 1)

200-4

9. Soil boring locations
10. California Bearing Ratio (CBR) Test Locations
11. Elevations at the beginning, mid-point, and end of the radius returns at all intersections
12. A legend showing typical symbols used in the plans
13. Existing and proposed property lines
14. North arrow and scale
15. Street and Right-of-way dimensions
16. Sidewalks and trails with dimensions
17. Handicap access ramp locations

Street profiles shall be shown on a horizontal scale to match the layout with a vertical scale of not less than 1"=5'. Information to be shown with the profiles shall include, but shall not be limited to:

1. Existing ground elevations
2. Vertical curve data
3. Proposed and existing drainage and utility line crossings (size and location)
4. Proposed finished grades at street centerline
5. Cross sections at a maximum spacing of 50 feet. Additional cross sections shall be where needed for clarification purposes.

A typical street section for all classes of streets designed shall be included in the Plans and shall show the following with associated dimensions:

1. Pavement type, width and thickness including subgrade and base layers
2. Dimensions from back of curb to back of curb
3. Cross slope and crown
4. Location of profile grade
5. Curb and gutter
6. Existing and proposed grades
7. Right of way width
8. Sidewalks or trails, if required. Include dimensions for locating behind back of curb
9. Landscaping, if required

Revisions to drawings shall be indicated above the title block and shall show the nature of revisions and preparation date. Cloud revision(s) in plan and /or profile view(s).

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Pavement sections shall be designed in accordance with the procedures and criteria of the AASHTO Guide for Design of Pavement Structures, latest edition, and the criteria contained herein. Any conflicts shall be resolved in favor of the more stringent criteria resulting in a stronger and deeper pavement section.

References to various materials, testing and construction shall refer to the latest editions of AASHTO, ASTM, and the Standard Specifications of the Arkansas State Highway and Transportation Department. Typical design requirements are summarized in Section 500.9 and Section 500.10 of this Article.

SEC. 500.2 PAVEMENT MATERIALS AND CONSTRUCTION

All pavement materials, construction methods, standards, time and temperature constraints, seasonal constraints, and performance requirements shall be in accordance with the 1996 edition of the AHTD Standard Specifications for Highway Construction, and this set of requirements (Article 500, Pavement Design, and Article 600, Utilities and Utility Crossings) unless specifically approved otherwise in writing by the City for a specific and individual exception. All testing shall be in accordance with Article 800, Inspections and Testing.

SEC. 500.3 SUBGRADE MATERIAL

Subgrade soils shall be all materials used for subgrade including in-situ materials and fill materials. Subgrades for pavement shall be stabilized by mechanical compaction or by other methods approved in writing by the Public Works Director or his designee. Stabilization methods such as fabrics and chemical stabilization may be submitted for approval when supported by engineering data and calculations to substantiate the adequacy of the stabilization procedure.

The top 24" of the subgrade shall be a material not susceptible to frost action unless modified with cement, lime or another method approved specifically by the City to resist frost action (Soils classified as A-4 and A-5, including sandy silts, fine silty sand or lean clays are highly susceptible to frost action).

In-situ soils meeting the requirements outlined in these specifications may be utilized as subgrade material. In-situ soils used as subgrade shall be scarified to a minimum depth of 8 inches below finish subgrade, recompacted, and tested as described in Section 800.5 of these specifications. Fill material for subgrade shall be placed in lifts not to exceed 8 inches compacted depth.

500-1

500, Rigid Pavement, AHTD Standard Specifications 1996 or latest edition). Joint spacing details and specifications shall be submitted for all rigid pavement designs.

SEC. 500.6 CURB AND GUTTER

All curb and gutter shall be Portland cement concrete conforming to AHTD Standard Drawing CG-1 Type A (Curbing Details) with a minimum width of 24 inches with radius being a minimum of 2 inches. Mountable curbs will not be allowed in the City of Prairie Grove without written authorization of the City Public Works Director or his designee. Construction of all concrete curb and gutter shall utilize the following specifications:

Materials Concrete shall be Class "S" Portland Cement Concrete in accordance with Section 802 or 501, AHTD Standard Specifications with a 28-day compressive strength of 3,500 psi. Admixtures shall not be used unless specifically approved by the City public works director or his designee. Maximum slump shall not exceed 4".

Expansion joints shall be made with preformed expansion joint filler of a nonextruding type conforming to ASTM Designation D1751 or AASHTO M153. Acceptable materials may be found on the current AHTD "Qualified Products List".

Joint sealing compound for contraction joints shall be CRS-2 Asphalt Emulsion meeting the requirements of ASTM Designation D3405 or current products listed on the AHTD "Qualified Products List".

Curing compound shall be a white pigmented membrane-forming liquid conforming to the requirements of ASTM Designation C309, Type 2.

Forms. Forms shall be made of metal or wood and shall have a depth equal to or greater than the thickness of the pavement slab. The minimum length of each section of form used shall be ten (10) feet. Each section or form shall be uniform and free from undesirable bends or warps.

The maximum deviation of the top surface of any section shall not exceed one-eighth (1/8) inch, or the inside face not more than 1/4 inch from planned alignment. The method of connection between sections shall be such that the joint thus formed shall be free from movement in any direction. Forms shall be of such cross-section and strength and so secured as to resist the pressure of the impact and vibration of any equipment which they support, without springing or settlement.

Every 10 foot length of form shall have at least three form braces and pin sockets which shall be spaced at intervals of not more than 5 feet, having the end brace and socket not more than six inches from the end of the form. Approved flexible forms shall be used for construction where the radius is 150 feet or less.

The subgrade under the forms shall be cut and compacted to a width not less than one foot behind the back of curb and gutter, removing all soft and yielding areas and replacing with suitable material compacted. Forms shall be joined neatly and in such a manner that the joints are free from play or movement in any direction. The supply of forms shall be sufficient to permit their remaining in place for at least twelve hours after the concrete has been placed. All forms shall be cleaned and oiled prior to use.

The alignment and grade elevations of the forms shall be checked by the Contractor and the necessary corrections made immediately before placing the concrete. When any form has been disturbed or any subgrade there under has become unstable, the forms shall be reset and rechecked.

Placing Concrete The subgrade shall be moist, but not muddy, at the time of placing of the

Cold Weather Protection. Cold weather protection shall be as specified in Section 501 AHTD Standard Specifications.

Backfilling. After curing, the curb shall be immediately backfilled to within 4" of the top curb to eliminate any possibility of washing beneath the curb. The remaining 4" shall be topsoil.

Driveway Entrance. At all entrances to residences or commercial buildings the concrete curb shall be removed by saw cutting of either side of the entrance. All driveway entrances shall require a minimum of 2 foot formed and poured transition that will tie to the saw cut curb. Removal of curb by sledgehammer without first saw cutting shall not be allowed. The practice of excavating behind the curb and gutter and then backfilling with the broken curb section concrete is not acceptable. Any backfill shall be Class 7 crushed limestone.

SEC. 500.7 SUBSURFACE DRAINAGE

The requirement for drainage layers, subsurface drainage, and underdrains shall be evaluated by the design engineer on an individual project basis. Pipe underdrains shall be installed at all locations where subsurface moisture will affect the stability of the subgrade or result in unsatisfactory pavement performance.

Special attention is called to the typical need for all streets in cut sections and on hillsides to include subsurface drainage systems. The design engineer shall be required to perform, or acquire, geotechnical and subsurface investigation to determine the need of subsurface drainage for each street and segment thereof to be designed and constructed.

SEC. 500.8 PAVEMENT SECTION DESIGN REQUIREMENTS

Unless specifically authorized in writing by the City Public Works Director or his designee as an exception for a specific project, all pavement sections shall be designed in accordance with the AASHTO Guide for Design of Pavement Structures, latest edition.

In lieu of formal design for "Residential" and "Local" streets the designer may use the minimum criteria as provided in Section 500.9 and Section 500.10.

A minimum design period (traffic analysis/forecast) of 20 years shall be used for pavement section design. A formal traffic study with projections and supporting data shall be submitted for all street classifications to provide minimum ESAL criteria.

All street designs shall use a factor of 4.5 for the Initial (present) serviceability index. All street designs shall use a factor of 2.5 for the terminal serviceability index.

Subgrade soils shall be all materials used for subgrade including in-situ materials and fill materials. The investigation and evaluation of subgrade soils shall be an integral component of all pavement designs and shall include the following minimum requirements:

- A. Geotechnical: All testing and geotechnical work shall be provided by a firm approved by the City Engineer and provided at the expense of the developer or the design engineer. The geotechnical firm shall provide copies of all test results, reports, soils classifications and subsurface drainage requirements directly to the City Public Works Director or his designee.
- B. Sampling and Testing: The investigation and sampling of soils shall conform to AASHTO T 86 (ASTM D420) or latest revision and test procedures referenced therein. The sampling of in-situ subgrade soils may be accomplished by boring or excavation of test pits. The minimum sampling and testing frequency shall be one (1) density test, one (1) liquid limit, one (1) plasticity index, one (1) gradation and soils classification and one (1)

SEC. 500.9 PAVEMENT DESIGN CRITERIA SUMMARY

General Design Requirements

Design period shall be 20 year minimum

Formal traffic study with projections and supporting data shall be submitted for design of all street classifications to provide minimum ESAL criteria

Initial (present) serviceability index factor shall be 4.5

Terminal serviceability index factor shall be 2.5 minimum

All designs shall be in accordance with the AASHTO Guide for Design of Pavement Structures, latest edition

Structural Number Layer Coefficients Pavement Materials	Min. Thickness of course (inches)	Structural Coefficient per inch thickness
Asphaltic Concrete Surface	3	.44
Asphalt Concrete Binder	2	.44
Asphalt Stabilized Base	4	.34
Crushed Stone Base (Flexible)	6	.14
Crushed Stone Base (Rigid)	3	.14
Portland Cement Concrete	6	*

ARTICLE 600

UTILITIES AND UTILITY CROSSINGS

SEC. 600.1 UTILITIES AND UTILITY CROSSINGS

All utilities to be located within the street right of way shall be installed in accordance with the specifications of the utility company involved and shall be subject to City Ordinances governing utilities in street rights-of-way. The placement of utilities in the right-of-way outside of the pavement surface in the green area between the back of curb and sidewalk is encouraged.

Utilities or encasements for utilities either under the street or located within 3 feet of the back of the curb shall be installed prior to the subgrade being completed.

Minimum depth of water and sewer lines and testing requirements for backfill shall be as specified elsewhere in these standards and in the Standard Specifications for water line construction or Standard Specifications for sewer line construction.

Flowable Fill may be utilized as backfill for utility crossings if authorized specifically in writing by the City. A formal written request including product specifications shall be submitted to the City for review.

ARTICLE 800 INSPECTIONS AND TESTING

SEC. 800.1 GENERAL

Materials and construction employed in street improvements will be subject to inspection and quality control testing. All testing shall be provided by the Developer.

SEC. 800.2 INSPECTIONS

The Developer shall provide for inspections of street improvements during construction. The inspections shall be accomplished under the supervision of the Engineer of Record. The Engineer of Record shall provide certification that all materials and construction conform to the approved plans and specifications and with these minimum street standards.

The Engineer of Record shall furnish full-time inspection on the job as required by state law. This law is interpreted by the City to mean that a representative of the Engineer of record must be on the job whenever a critical construction activity is taking place.

All field tests required for a project shall be witnessed by the City, the Engineer of Record, and the Contractor, or their authorized representatives.

A 24 hour notice is required on all tests. Calls to the City for the purpose of setting test times shall be made to the City Engineer's office by 10:00 a.m. for test on the following day. Tests delayed by weather or other factors will be rescheduled on the same basis. If a representative of the City cannot be present, the Public Works Director or his designee may authorize the Engineer of Record to witness the test and certify to the City the results.

It is the responsibility of the Engineer of Record and the Contractor to coordinate the scheduling of such tests with the City.

Prior to final acceptance by the City, the project shall be subject to a joint final inspection by the City, the Engineer of Record, and the Contractor. The City Street Manager and the Water & Sewer Manager may also be a part of the final inspection.

SEC. 800.3 QUALITY CONTROL TESTING

The Developer/Owner shall provide quality control testing for all materials and construction involved in the street improvements. All testing shall be accomplished by a testing firm approved by the City Engineer and shall be performed under the supervision of a Professional Engineer.

Minimum test requirements and minimum frequency of sampling and testing shall be given in Section 800.4 and Section 800.5. Projects will be evaluated individually and additional testing may be required. The inclusion of tolerances in project specifications will be subject to approval by the City Engineer. Deficiencies in quality of materials and/or construction exceeding the tolerance limits will not be approved. Submission of test results shall be coordinated with the various stages of construction. Sampling and testing locations will be subject to approval of the City.

Exceptions to the number of required tests for materials may be granted at the sole discretion of the City Engineer when current test data are available.

800-1

SEC. 800.4 CONSTRUCTION INSPECTION CHECKLIST Inspection Items

Construction Stage

Subgrade

*Street subgrade constructed to accurate grade and within specified tolerances.

*Moisture condition of subgrade ($\pm 3\%$ of optimum unless otherwise approved in writing).

SEC. 900.2 LOCATION AND WIDTH : New Sidewalks shall conform to section 6.5 of the Prairie Grove Subdivision Ordinance and generally shall meet the following standards of width and location. In some instances the planning commission may require deviations from these general standards.

Sidewalks and Trails will be built to meet all current Federal "Americans with Disabilities Act" requirements, with the location from back of curb and width as follows: Street Type	Distance from Back of Curb	Width of Surface
Residential	4 ft	4 ft
Local	4 ft	4 ft
Collector	4 ft	6 ft
Minor Arterial	4 ft	6 ft
Arterial	4 ft	6 ft

Note: Street sections that include trails shall conform with any official plans the City may have in regards to trail development.

Planning Commission may permit construction of the sidewalk in another position if it can be shown that the topography, existing vegetation, or functional utility of the area creates a need for an alternate location. Upon approval of the Planning Commission, the required footage of sidewalk may be constructed in another location within the immediate neighborhood if the above conditions preclude construction of sidewalks within the development. The boundaries of the immediate neighborhood will be based on the neighborhood boundaries established by the Planning Commission.

Upon approval of the Planning Commission, alternative pedestrian pathways such as walking trails may be constructed in lieu of sidewalks.

SEC. 900.3 DESIGN REQUIREMENTS

All sidewalks and trails shall meet all current Federal Americans with Disabilities Act (ADA) design and construction requirements.

Transverse slopes shall not exceed 2% (0.02 ft/ft).

When adjacent to streets, sidewalks shall be constructed at an elevation 1% above the adjacent curb and shall slope toward the street at a grade not exceeding 2%. There shall be a minimum of one (1) foot between the sidewalk and the beginning of a slope. No walls shall be constructed within two (2) feet of any sidewalk unless otherwise approved in writing by the City.

Sidewalks shall be constructed in a manner that will conform to the existing grade and landscaping. Sidewalks which extend or link existing sidewalks shall adjoin the existing sidewalks to form a continuous, even pathway.

Where sidewalks cross driveways, said driveway shall be designed and graded such that the sidewalk cross-slope and grade continues through the driveway the same width as the adjacent sidewalks. Slope shall not exceed 2% where sidewalk crosses driveway.

SEC. 900.5 WARRANTY

Developer shall guarantee installation of sidewalk and appurtenances for a period of one year after acceptance of the final plat or receipt of Certificate of Occupancy.

Sidewalks must be completed before the Certificate of Occupancy will be issued and permanent connection to utilities permitted. The owner(s) of record will be required to install sidewalks on any lot(s) which remain undeveloped three years after filing of the final plat or within 90 days from notification by the City if sidewalks are constructed on both sides of said lot. In the event that the sidewalks are not constructed within three years of filing of the final plat or upon notification by the City, the City shall have the right (but shall not be required) to construct the sidewalks and to charge the cost thereof to the property owner(s) through placement of a lien on the real property. The final plat and protective covenants shall state these requirements.

SEC. 900.6 MAINTENANCE

The property owner shall be responsible for repair and maintenance of all sidewalks installed to fulfill the provisions of these regulations. This requirement shall be included on the face of the final plat and shall be enforced as per the provisions of the subdivision ordinance of the City of Prairie Grove.

900-3

**ARTICLE 1000
EXCAVATIONS AND ALTERATIONS**

SEC. 1000.1 EXCAVATIONS

A. Permit. All excavations shall be regulated by PGMC 9.08. It shall be unlawful for any person to excavate, bore under or cut any street, alley, sidewalk, road, highway or other public way, or curb and gutter in the City of Prairie Grove, Arkansas, without first obtaining a permit from the Street Manager. Such permit shall be granted only after a written application has been filed, all fees have been paid, and surety bonds are in place as set forth herein. Information to be indicated in such application shall include:

1. Name and address of the owner or agent in charge of the property abutting the proposed work area.
2. The name and address of the party doing the work.

C. In the case of sidewalks and curb and gutter, or other public way, the amount shall be determined by the current fee schedule as set forth in the Municipal Code but shall not be less than One Hundred Dollars (\$100.00).

D. No fees or bonds shall be required for those projects which are borne by the City.

SEC. 1000.3 PUBLIC / TRAFFIC SAFETY

Every person making an excavation or cut as provided for in this article shall submit a traffic control plan for vehicular or pedestrian traffic flow at the time of obtaining a permit. The plan shall comply with the Manual on Uniform Traffic Control Devices, and be stamped for approval by the Street Manager.

SEC. 1000.4 BORED CROSSINGS – REQUIREMENTS

The intent of this section is that all street, alley, sidewalk, road, highway or other public way, or curb and gutter crossings by utilities and other parties shall be required to be bored unless an open cut is approved by the City. Open cut approvals shall not be withheld unreasonably and if required, shall meet the following requirements:

A. Handling of Excavated Material. In making excavations or making improvements in or to any street, alley, sidewalk, road, highway or other public way or curb and gutter in the City, all material or earth removed and new material necessary for repairs or for new work shall be handled in a safe manner and placed where it will cause the least possible inconvenience to the public. In no case shall such material or earth be stock piled or scattered over the surface of the pavement or impede vehicular or pedestrian traffic flow.

B. Making open trench repairs promptly. No trench or opening made on any street, alley, sidewalk, road, highway, or other public way, or curb and gutter in this City shall remain open longer than is absolutely necessary, and in no event more than 24 hours, except by special written permission of the City. If a cut is required to be open for longer than 24 hours and the party making it failed to secure the necessary extension of time, and having been notified to refill the same, failed to do so, then the such refilling shall be made under the direction of the City at the expense of the party that has secured the permit. Temporary bridging of the open cut such as "plating" shall be required if a cut is required to stay open more than 12 hours. For public safety a minimum "plate" thickness of one inch shall be required.

C. Backfilling generally. Immediately upon the completion of any job, the backfilling of cuts into any street, alley, sidewalk, road, highway or other public way, or curb and gutter shall be done as per the City of Bentonville's current standard details for such a repair. If no standard detail is available for such a repair, it shall be repaired in a manner approved by the Street Manager.

D. Settling. If the backfilling of any trench or opening settles prior to the making of permanent repairs, such trench or opening shall immediately be brought to proper grade by the party that secured the permit as directed by the Street Manager. If such repair has not been made within three days of notification to permit holder, repairs will be made by the City at the permit holder's cost.

E. Length of Excavation. No excavation shall be made in any street, alley, sidewalk, road, highway, or other public way or curb and gutter in the City that exceeds 400 feet in length at any one time, except by special written permission of the Public Works Director or his designee.

permit required by this chapter, said person, firm, organization, contractor or engineer shall for each violation be punished by a fine not to exceed one thousand dollars (\$1,000.00) and such excavation, cut, jacking or boring shall be stopped and temporarily repaired until a proper permit has been issued.

SEC. 1000.7 STREET CUTS AND REPAIRS BY THE CITY

The intent of this section is to indicate that the City may choose to cut and repair any street, alley, sidewalk, road, highway or other public way or curb and gutter for individuals, if the City determines that it is in their best interests. A fee for such a cut and repair will be collected from the individual requesting such a service from the City in accordance with the fee schedule as set forth in the Municipal Code. If this individual requires any after hours services from the City for this cut and repair, a Thirty Dollar (\$30.00) an hour after hours fee shall be required in addition to the normal fee.

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