

ORDINANCE 2017- 07

AN ORDINANCE REVISING THE PROCESS AND REGULATION OF EXCAVATIONS AND STREET CUTS OF STREETS AND ALLEYS WITHIN THE CITY OF AUSTIN

WHEREAS, the City of Austin desires to protect and ensure the durability of its streets and alleys and amend Ordinance 2012-01; and;

WHEREAS, the City has determined that a nominal application fee should be required for any applications for a street cut or excavation and that more specific directions for an applicant is desired.

THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUSTIN that the Austin City Code Chapter 92 shall be revised as follows:

1. § 92.02 (A) is revised as follows:

Any person, firm or corporation desiring to cut, dig, trench, excavate, grade, tunnel, bore, or install any pole, or disturbed any road, street, alley sidewalk, curb, roadside ditch, right-of-way or public place, shall make application for a permit therefor and pay an administrative application fee of \$100 per excavation site or pole, which application shall be presented to the city for approval at least three days in advance of beginning the work.

2. § 92.06 is revised as follows:

E. All excavated material shall be hauled off-site to an approved disposal site. Pipe, wire or conduit shall be placed on proper bedding.

F. Utility trenches in roadway including the curb and five (5) feet beyond if disturbed shall be backfilled with “Flowable Fill”.

G. Flowable Fill shall be for utility trench backfill and shall have a minimum 14-day minimum strength of 75 psi and a 14-day maximum strength of 250 psi.

Applicant shall submit mix design and cylinder tests for the Flowable Fill to be supplied for the project.

H. Trenches shall be filled with Flowable Fill to the top of the pavement subgrade. The balance of the trench shall be filled with asphalt or concrete to match the existing road surface. In no case shall the asphalt depth be less than 3” and the concrete depth shall be a minimum of 8”. All asphalt and concrete used to restore the road surface shall meet the INDOT current specifications.

I. For blacktop road cuts, all joints between the existing asphalt road way and the replacement asphalt shall be sealed with tar and sanded.

J. Final blacktopping and sealing of the pavement shall be completed by the applicant. The applicant shall notify the City for Final Inspection.

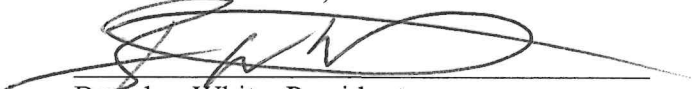
K. The applicant is responsible for the supply, placement, and maintenance of barriers and warning devices necessary for public safety.

3. All other provisions of Chapter 92 shall remain unchanged.

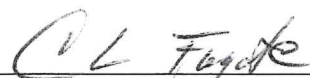
PASSED AND ADOPTED by the Common Council of the City of Austin, Indiana on the 11th day of September, 2017 by a vote of 5 to 0.

COMMON COUNCIL

CITY OF AUSTIN, INDIANA


Brandon White, President

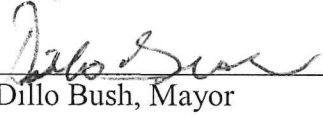
Attest:


Chris Fugate, Clerk-Treasurer


Presented by me to the Mayor of the City of Austin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, this 11 day of September, 2017 at 6:52 p.m.


Chris Fugate, Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me is approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1), this 11th day of September, 2017 at 4:53 p.m.


Dillo Bush, Mayor

Attest:


Chris Fugate, Clerk-Treasurer

PREPARED BY: Joshua Stigdon
Houston, Thompson and Lewis, PC
49 E. Wardell St.
Scottsburg, IN 47170