

ORDINANCE NO. 80-20

AN ORDINANCE REGULATING STREET OPENINGS

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, ILLINOIS:

Section 1: No street openings shall be permitted for the installation, maintenance or repair of sewer or water lines or services in any street, alley, boulevard or other public way without a permit having first been issued authorizing said opening. Street opening permits shall be issued only upon application for the same and upon payment of the fee of Ten (\$10.00) Dollars in advance.

Section 2: All street openings shall be made and closed by the permit holder according to such standards and specifications required by the Village Superintendent for the particular opening authorized by the permit. The street shall be relaid or repaved by the permit holder at his expense and shall restore the surface and subsurface of the street to as good a condition as when opened.

Section 3: Prior to the issuance of any permit by the Village, the applicant for such permit shall make satisfactory proof to the Village Engineer that said applicant, his agents and employees are fully protected by insurance or bond covering public liability, property damage and Workmen's Compensation claims arising out of the issuance of such permit.

Section 4: With respect to Village streets under the jurisdiction of the Division of Highways of the State of Illinois, no provision herein shall be applicable when any such provision is contrary to the statutes of the State of Illinois or regulations of said Division.

Section 5: The Village Superintendent or his designated representative shall from time to time inspect all such excavations being made in or under any public street, alley or public way in the Village to see to the enforcement of the provisions of this Ordinance. Notice shall be given by the permit holder to said Village Superintendent at least four (4) hours before the work of refilling any such excavation commences.

Section 6: Any person, firm or corporation making or maintaining any excavation in any street or alley or other public way shall keep the same adequately guarded by barricades and lights to protect persons, vehicles and property from injury, and shall indemnify and save harmless, protect and defend the Village from any suit, claim, demand, liability or expense of any kind or nature whatsoever arising by, through or on account of the permit holder's activities.

Section 7: It shall be unlawful to make any excavation not in conformity with the terms of the permit issued therefor. Proper bracing shall be maintained at all times to prevent the collapse of adjoining ground; and no excavation shall have a subsurface width or length beyond that of the opening made at the surface.

Section 8: No injury or damage shall be done to any pipes, cables or conduits in the making of any such excavation and notice shall be given to the owners and/or operators of such pipes, cables or conduits or to any Village department or officer charged with the care thereof, which are or may be endangered or affected by the making of any excavation before such pipes, cables or conduits shall be disturbed. The holder of the permit shall be responsible for and repair all damage to such pipes, cables or conduits. No unnecessary damage or injury shall be done to any tree or shrub or the roots thereof.

Section 9: If any sidewalk is blocked by any such work, a temporary sidewalk shall be constructed or provided which shall be safe for travel and convenient for users.

Section 10: All applications for permits shall be made to the Village Clerk or such other officer or department as shall be determined from time to time and shall describe the location of the intended excavation, the size thereof, the purpose therefor and the person, firm or corporation doing the actual excavating work and the name of the person, firm or corporation for whom or which the work is being done and shall contain an agreement that the applicant will comply with all Ordinances and laws relating to the work to be done.

Section 11: Any person, firm or corporation violating any provision of this Ordinance shall be fined not less than Fifty (\$50.00).

Dollars nor more than Five Hundred (\$500.00) Dollars for each offense; a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

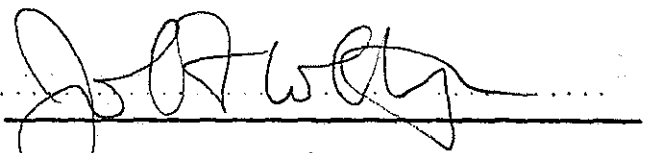
Section 12: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 13: This Ordinance shall be effective upon passage, approval and publication as provided by law.

PASSED July 22, 1980

APPROVED July 22, 1980

PUBLISHED _____



President, Board of Trustees
Village of Chatham

ATTEST:

Anna J. Niedinger
Village Clerk