

Ordinance No. 14-521

Procedure for Permitting Street Cuts within the Town of Battle Ground, Indiana

WHEREAS, the town of Battle Ground is responsible for the upkeep, maintenance, and condition of streets and alleyways within the Town, with the exception of State Road 225, and **WHEREAS**, these streets must occasionally be cut to repair sub-surface utilities, and **WHEREAS**, a procedure is needed to insure that streets are repaired to the satisfaction of the Town of Battle Ground, **NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Battle Ground, Indiana, that:

Section 1: A procedure shall be created for controlling cutting, sawing, boring, or other penetration of streets and alleyways within the Town of Battle Ground. All street or alleyway surface disturbances by any party *other than* the Town of Battle Ground Street Department shall require a “Street Cut Permit”.

The “Street Cut Permit” (attached), allowing the party wishing to disturb the street or alleyway surface to proceed with work, may be obtained at the Battle Ground Town offices, **Section 2:** 100 College Street, Battle Ground, Indiana during office hours. If the work must begin at a time when the office is not open, the permit must be obtained within 24 hours of the next opening of the Town offices.

All portions of the “Street Cut Permit” must be completed to the satisfaction of the Battle Ground Street Superintendent (or Supervisor) and the Battle Ground Clerk-Treasurer. The **Section 3:** \$50. (Fifty dollar) Inspection Fee must be paid at the time of application for the permit. Failure to obtain the necessary permit or abide by the regulations therein will result in a fine of up to \$1,000.00 (One Thousand Dollars) per offense.

If a water leak is detected under the surface of a Battle Ground street or alleyway, repair **Section 4:** work must begin within 24 hours of detection and/or notification of the Water Conservancy and/or Water Superintendent.

Each separate incident requires a new Street Cut Permit. A single permit will cover **Section 5:** coincident holes or openings related to the same utility issue, in the same area, and opened at nearly the same time.

Section 6: This ordinance replaces and repeals [Ordinance No. 13-506](#), adopted on April 8, 2013.

Section 7: This ordinance shall be in full force and effective upon passage and publication as required by Indiana Code.

PASSED, APPROVED AND ADOPTED by the Town Council of the Town of Battle Ground, Indiana, on first reading this 10th day of March , 2014.

Steve Egly
Steve Egly, Presiding Officer

Brian Brewer
Brian Brewer

ATTEST:

Becky Holladay
Becky Holladay

Phyllis Hall
Phyllis Hall, Clerk-Treasurer

Karen Pearson
Karen Pearson

Joe Bird
Mike Bird

PASSED, APPROVED AND ADOPTED by the Town Council of the Town of Battle Ground, Indiana,
on second reading this _____ day of _____, 2014.

Steve Egly, Presiding Officer

ATTEST:

Brian Brewer

Becky Holladay

Phyllis Hall, Clerk-Treasurer

Karen Pearson

Mike Bird

Town of Battle Ground
Street Cut Permit

This permit is required of all parties wishing to cut, saw, bore or otherwise disturb street or alleyway surfaces within the Town of Battle Ground, Indiana. Failure to obtain this permit, or abide by the contained regulations, will result in a fine of up to \$1,000.00 (One Thousand Dollars) per offense.

APPLICANT: _____ **DATE:** _____

ADDRESS: _____

PHONE: _____

LOCATION OF CUT: _____

REASON FOR STREET/ALLEYWAY CUT:

ALL THE FOLLOWING MUST BE PROVIDED:

MAINTENANCE BOND (\$5,000.) POSTED? YES / NO

AGREEMENT TO HOLD TOWN HARMLESS? YES / NO

PERMIT FEE (\$50. (Fifty Dollars)) PAID? YES / NO

STREET SUPERVISOR NOTIFIED BEFORE STREET CUT? YES / NO

INSPECTION AND APPROVAL BEFORE BACKFILL (*)? YES / NO

INSPECTION AND APPROVAL BEFORE PATCHING? YES / NO

INSPECTION AND APPROVAL BEFORE FINAL SURFACING (*)? YES / NO

FINAL SURFACING ACCEPTED (*)? YES / NO

BOND RELEASED? YES / NO

DATE CLOSED: _____

(*) - IN THE ABSENSE OF A SPECIFICATION STATING OTHERWISE, ALL BACKFILL MATERIAL MUST BE CLEAN, STRUCTURAL FILL. FINAL SURFACE DEPTH MUST MEET OR EXCEED DEPTH OF SURFACE AT EDGES OF CUT. THE INSPECTOR MAY REQUIRE THAT HOLES BE "SQUARED" BEFORE PROCEEDING WITH BACKFILL.