

170-3. Street and Sidewalk Excavations and Opening.

- A. Permit Required. No person, public utility, contractor or franchise shall make or caused to be made, any excavation in or under any street, alley, sidewalk or public right of way in the Village without first obtaining a written permit from the Village Clerk/Treasurer or the Director of Public Works.
- B. Application for Permit. The application for permit shall be in writing and signed by the applicant or agent. The application for permit must be filled out in its entirety. Multiple excavations or borings in a common area can be made on one permit as long as they are identified at the time the original permit is taken out.
- C. Village Work Excluded. The provisions of this section shall not apply to excavation work under the direction of Village departments or employees or to contractors performing a work under contract with the Village necessitating openings or excavations in Village streets.
- D. Validity and Renewal of Permit. Permits shall be valid for a period of sixty (60) days from the date of approval. If operations have begun under an approved permit and continue beyond the initial sixty day period, the permittee shall apply for a sixty day permit renewal by written request to the Village Clerk/Treasurer or the Director of Public Works. Right of way permit fees apply for a renewed permit.
- E. Permit Fee. The right of way permit fee shall be paid to the Village Clerk-Treasurer as set forth in Chapter 102, Fees and Penalties.
- F. Village Standards. All work in the public right of way shall be performed in accordance with the current Village Project Manual for Typical Standard Specifications. All asphalt and concrete roads, curb and gutter, and sidewalk must be saw cut at least 3” prior to excavating. Any damaged road, curb, gutter, sidewalk or grass covered area shall be restored to the condition prior to damage, and as may be directed by the Director of Public Works. All expenses will be the responsibility of the applicant.
 - 1. Temporary Pavement. Excavated material shall be hauled away by the contractor. All excavations made in paved areas in the public right of way shall be backfilled with granular fill and compacted at 90% up to five feet from the surface, and compacted at 95% for the top five feet of the trench. The top 15” of the trench shall be ¾” crushed stone and mechanically compacted in layers not to exceed 8”. The crushed stone shall be so placed to within 3” of the finished grade, and the excavated area shall then be filled with 3” of cold mix bituminous surface which shall be paved to conform to the existing paved surface. The temporary repair shall be permanently repaired within one year, and the permittee shall be responsible for all costs associated with maintaining the temporary repair.
 - 2. Permanent Pavement. Unless otherwise approved by the Director of Public Works, disturbed pavement shall be replaced by an authorized contractor, and the permittee shall be responsible for the costs of these repairs. If the replacement pavement settles or cracks within five years of the installation date and if failure of the replacement is due to improper backfill or compaction, the pavement and backfill in the excavation area shall be removed and replaced at the expense of the permittee.
 - 3. Sidewalk, Curb and Gutter Repair. If the sidewalk, curb and gutter are damaged by the permittee, the permittee shall be responsible for all costs associated with its

replacement. Sidewalks, curb and gutter shall be saw cut 3” prior to replacement to provide a clean edge. The permittee shall be responsible for cracks or settling for a period of two years from date of repair.

- G. Erosion Control. Erosion Control practices shall be followed as detailed in the current Village Project Manual for Typical Standard Specifications.
- H. Protection of the Public. All work in Village streets must follow the current Manual on Uniform Traffic Control Devices. No permit shall be issued unless the method of construction and location of the work to be performed shall be such that the public safety and convenience will not be impaired. The person seeking the permit shall erect such barriers, warning lights and signs as to adequately inform the traveling public of the nature and location of the work being performed.