

## CHAPTER FIVE

### EXCAVATIONS

#### SECTION 1: PERMITS

Any person, desiring to dig up, tear up, destroy, disturb, or repair any of the streets, lanes or alleys of the Town for the purpose of laying pipes, repairing same, or for any purpose whatsoever shall first obtain a written permit therefore from the Town Clerk.

#### SECTION 2: APPLICATIONS

All applications for permits to dig up, tear up, destroy, disturb or repair any street, lane or alley in the Town for the purposes set forth above not limited thereto, shall be in writing on a form prepared by the Town Clerk. Each of the applications shall state the street, lane or alley to be dug up, torn up or repaired, the time for which such permit is desired and the admission of the financial responsibility of the applicant to the town for the complete restoration of said street, lane or alley, so dug up, torn up or repaired. Such permit shall expire on the date specified therein.

#### SECTION 3: SAFETY MEASURES

Any person who has obtained a permit to dig up or disturb any of the streets, lanes or alleys of the Town, is required to take all proper measures to insure the safety of passing vehicles and pedestrians from loss of life or injury to person and property, by the erection of a fence or barrier by day, and in addition thereto by displaying proper lanterns at night, at the portion or portions left open, and also at every street crossing on the line of work, the same may be left open.

#### SECTION 4: RESTORATION COSTS

Whenever any person shall receive a permit to dig up, tear up or repair any street, lane or alley in the Town of Keedysville, said person receiving such permit shall obligate himself or itself to pay to the Town a sum of money equal to the costs of a complete restoration of the street, lane or alley of the Town so dug up, torn up or repaired. Said person obtaining the permit shall prior to the expiration of the time named in the written application therefore and the permit restore the street, lane or alley to the same level and condition in accordance with good engineering practices.

**SECTION 5: REMEDIES**

In the event of the failure of any person to comply with the provisions of this Ordinance, said person shall be subject to the penalty provision set forth in Chapter I, Article III of the Code of the Town of Keedysville.

In addition thereto, the person who has violated this Ordinance shall still be responsible to compensate the Town of Keedysville for any expense incurred in restoring the premises to their original condition.

EFFECTIVE DATE: JULY 7, 2003