

ORDINANCE NO. 110

AN ORDINANCE REGULATING EXCAVATIONS IN STREETS AND ALLEYS, REQUIRING A PERMIT AND BOND FOR SUCH EXCAVATIONS AND SETTING FORTH THE METHODS TO BE USED IN THE REPAIR THEREOF: IN THE CITY OF BARLING, COUNTY OF SEBASTIAN, STATE OF ARKANSAS.

Be it ordained and entered by the Council of the City of Barling, State of Arkansas, as follows:

SECTION 1: In order that the officials of the City of Barling can protect the public property, it shall hereinafter be unlawful for any corporation, person or other entity to make or cause to be made any excavation in any street or alley of this City without first having obtained a written permit from the City allowing such excavation. Said permit shall cost \$2.00 and shall not issue until the applicant for such permit has posted a \$500.00 bond in proper form made payable to the City of Barling and conditioned upon the conformance of said applicant to the requirements of this Ordinance.

SECTION 2: Any utility lines or drainage passages to be placed in any excavation in any street or alley of this City shall be laid prior to the setting of any forms for construction of other structures or facilities to be installed in said excavation and the joints of such utility lines or drainage passages shall be allowed to harden until such joints will not be damaged by backfilling before any backfilling is commenced.

SECTION 3: Backfill of such excavations shall be composed of suitable materials from the soil bank brought up in compacted layers not exceeding eight unches in depth of loose materials. The first layer shall not extend above the springline of the pipe in any case. Compaction of backfill shall be done in such manner that utility lines or drainage passages within the excavation will not be displaced from their proper position. All backfill material shall be at optimum moisture and shall be thoroughly compacted to 90% of maximum density as determined by the Modified Proctor Compaction Test; provided, however, that the top six inches of the backfill shall be compacted to 95% of maximum density as determined by the Modified Proctor Compaction Test.

SECTION 4: At all times during excavation, construction and repair and until the repaired street or alley is accepted in writing for maintenance by the City, any corporation, person or entity making or causing to be made any excavation in any street or alley of this City shall maintain all lights, barricades and other devices necessary to prevent accidents from resulting from such work.

SECTION 5: Immediately upon the completion of the backfill in any excavation in any street or alley of this City, the corporation, person or entity making or causing to be made any such excavation shall notify the Mayor or the Street Superintendent of the completion of said backfill in order that the City can inspect the backfill for conformance with the standards set forth in this Ordinance. Only after such inspection by the City and written approval by the City of the backfill in question shall final repairs be made.

SECTION 6: Final repairs to cuts in pavement resulting from excavations in streets and alleys in this City shall be accomplished as set forth in the Exhibit to this Ordinance attached hereto and made a part hereof as if fully set forth herein.

SECTION 7: Any corporation, person or entity violating any of the provisions of this Ordinance shall be guilty of a misdemeanor, and on conviction thereof shall be fined in an amount not exceeding one hundred dollars for each violation: Each day in which any violation of Section Four hereof shall continue shall be deemed a separate offense.

SECTION 8: Any corporation, person or entity violating any of the provisions of this Ordinance shall become liable to the City for any expense, loss or damage occasioned the City by reason of such violation.

SECTION 9: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 10: The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

SECTION 11: The immediate protection of public property being necessary to protect the health, safety and welfare of the public in the City of Barling, Arkansas, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage.

Passed and adopted by the Council of the City of Barling, State of Arkansas, on the 14<sup>th</sup> day of AUGUST, 1975, by the following vote:

Ayes \_\_\_\_\_ : Namely \_\_\_\_\_

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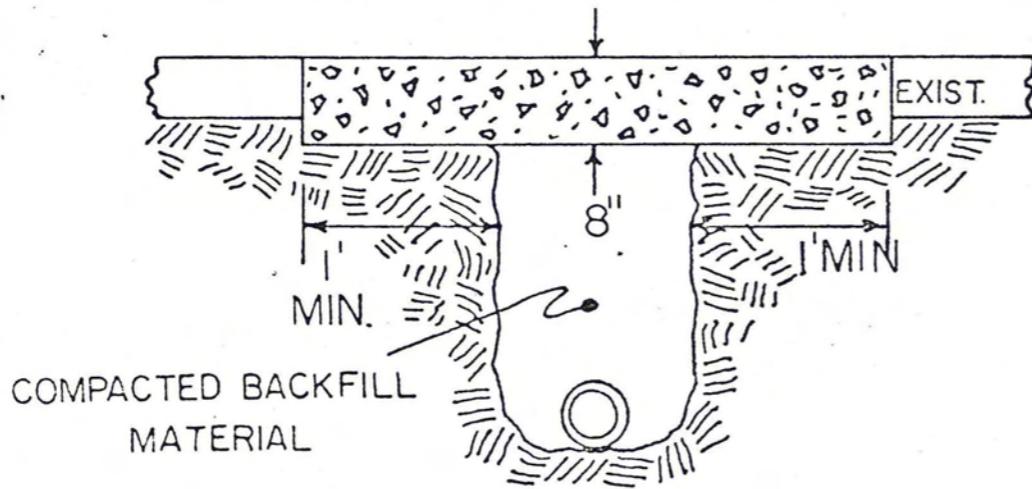
Nays \_\_\_\_\_ : Namely \_\_\_\_\_

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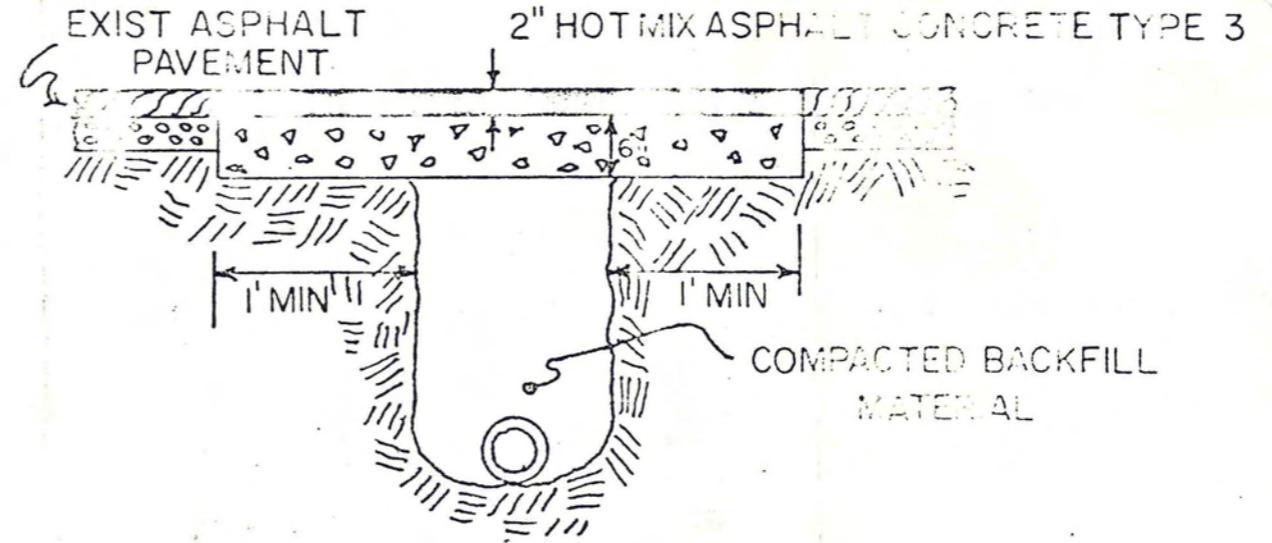
Approved this 14<sup>th</sup> day of AUGUST, 1975.

(Signed) Eddie Hodges, Mayor

Attest: \_\_\_\_\_, Recorder



**REPLACEMENT OF CONCRETE P.C  
PAVEMENT**

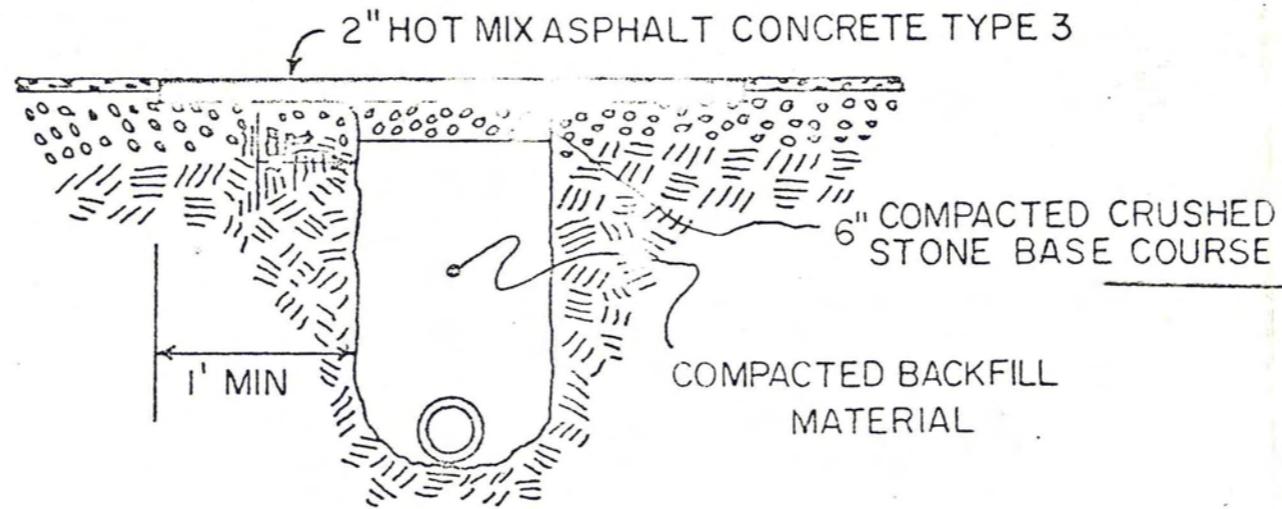


**REPLACEMENT OF HOT MIX ASPHALTIC CONCRETE PAVEMENT**

**NOTE:**

REMOVAL OF EXISTING PAVEMENT SHALL EXTEND TO A MINIMUM OF 12" OVER UNDISTURBED SUBGRADE

NEW CONCRETE FOR PAVEMENT SHALL BE 3000 P.S.I HIGH EARLY STRENGTH CONCRETE



**REPLACEMENT OF PENETRATION TYPE PAVEMENT**