

PERMIT TO CUT INTO CURBS, STREETS OR ALLEYS

Code 97.05-97.06 revised 4/15/15

To: Columbia City Street Department
City Hall
112 S. Chauncey Street
Columbia City, In 46725

I hereby make application for permission to cut into:

LOCATION: _____

TYPE OF SURFACE: _____

EXACT SIZE AND LOCATION OF OPENING: _____

(Include a sketch showing dimensions, location, and depth of openings)

DATE OF PROJECT: (START) _____ (FINISH) _____

PURPOSE OF OPENING: _____

CONTRACTOR NAME & PHONE NUMBER: _____

If, in completing the work, a wider or longer cut is made than was specified on this application, I agree to remit the additional cost.

I hereby agree to back fill the trench of said opening with #73 stone compacted in 2ft. lifts and 3” of #9 binder and 1” of #11 surface.

I agree to erect and maintain all necessary barricades, detour signs, and warning lights, required to safely direct traffic over or around the part of the street where the work is being done, as long as the work interferes with traffic.

I agree to assume all responsibility for any injury or damage to persons or property resulting directly or indirectly from the work contemplated in the application. I agree to notify the superintendent of streets before starting the work and to do the work under his jurisdiction, notifying him upon completion.

I agree to use soil pipe or fiber duct in all drains that go across public driveways, using soil pipe if the depth is less than four feet.

I agree to furnish a certificate of liability insurance in an amount not less than \$50,000.00 each person, \$100,000.00 each accident, \$5,000.00 property damage.

Applicant name (please print)

Signature of Applicant

Phone

Address

Date

Signature of Owner (If not applicant)

Date

STREET SUPERINTENDENT: Approved: _____

Denied: _____

Signature, Superintendent of Streets

Date

BOARD OF WORKS: Approved: _____

Denied: _____

Reason for Denial: _____

MUST BE COMPLETED WITHIN 45 DAYS UNLESS APPROVED BY BOARD OF WORKS

§ 97.05 REPAIR OF STREETS AND ALLEYS.

(A) Any individual or private utility which or who decides it is necessary to disturb the existing condition of any street or alley within the corporate limits of the city in order to construct or repair gas, sewer, water, electric, or telephone lines shall be required to obtain a permit for making said repairs or improvements from the Street Commissioner or Superintendent of Streets.

(B) Upon the completion of the project, the private utility or individual shall contact the Street Commissioner or Superintendent of Streets and the Street Commissioner or Superintendent of Streets shall inspect the project to determine whether or not the pre-existing condition of the street or alley so cut has been restored as nearly as practicable.

(C) It shall be the duty of the private utility or individual to restore the surface to its condition as it existed previous to the project as nearly as practicable. The excavation shall be backfilled with sand or gravel and all excavating material shall be hauled away.

(D) The Street Commissioner or Superintendent of Streets shall issue a certificate of acceptance when he or she has determined that the restoration is acceptable.

(1980 Code, § 97.05) (Ord. 627, passed 2-27-1973) [Penalty, see § 97.99](#)

§ 97.06 EXCAVATION AND DESTRUCTION OF STREET AND RIGHT-OF-WAY IMPROVEMENTS PROHIBITED.

(A) No person, firm, or corporation shall remove any part of any street or of any structures forming a part of any street or supporting a part of any street, nor shall do any damage to any street or any structure forming a part of any street including, but not limited to, driving stakes into the street surface; and no person, firm, or corporation shall destroy any street, part of any street or structure forming a part of the street or supporting a part of the street.

(B) No street, alley, public property, or public right-of-way shall be cut, trenched, excavated, or improved by any person, firm, or corporation without first having a written permit from the city.

(C) A violation of this section shall be deemed a Class E violation as defined in § 10.98 and violations shall be processed through the Ordinance Violation Bureau of the city. In addition, the city shall be entitled to recover, in a civil action, the amount of any damages caused to the street or right-of-way improvements caused by a violation of this section.

(D) If the Board of Works approves a curb cut, the person, firm or corporation requesting the curb cut will have 90 days from the date of approval to complete the curb cut. If additional time is needed, the person, firm or corporation must request more time from the Board of Works and demonstrate good cause. If the curb cut is not finished within 90 days, the permit will be revoked and the person, firm or corporation will have to reapply for a new permit before work may commence.

(1980 Code, § 97.06) (Ord. 1996-19, passed 6-11-1996; Am. Ord. 2007-21, passed 11-27-2007)
[Penalty, see § 97.99](#)