

ORDINANCE NO. 134

AN ORDINANCE PROVIDING FOR THE ORDERLY RESTORATION OF PUBLIC STREETS WHERE CUTS ARE MADE IN EXISTING STREETS; REQUIRING A PERMIT PRIOR TO DISTURBING STREETS AND ROADWAYS; STIPULATING RESTORATION STANDARDS; REQUIRING COMPLETION SCHEDULE; ESTABLISHING PENALTIES, AND DECLARING AN EMERGENCY.

PREAMBLE

WHEREAS, there is an immediate need to regulate the orderly cutting and repair of existing streets and roadways;

WHEREAS, improper and untimely repair of cuts in city streets and roadways create hazards to the public safety of the residents of the City.

THEREFORE, be it ordained by the Town Commission of the Town of Willow Park, Texas:

1. A permit is required and must be obtained from the City Building Official prior to cutting, excavating or disturbing existing streets and roadways within the jurisdiction of the Town of Willow Park, Texas.
2. Restoration shall be made to the streets and roadways to such condition as to provide a durable surface, that without further maintenance, will be smooth and continuous with the adjacent undisturbed surface. This provides for recompacting of sub-grade to a minimum density of 95% standard proctor, an asphaltic prime coat of MC-1 asphalt applied at the rate of 0.2 to 0.4 gallons per square yard, and resurfacing with a minimum of two inches of HOT-MIX asphaltic concrete type D, meeting the requirements of the Texas Highway Department Specifications 1962 Item 340. Total restoration shall be within twenty-four (24) hours from the time the original cut or disturbance was made.

PENAL PROVISIONS

Any person or company violating any provision of this ordinance within the jurisdiction of the Town of Willow Park, Texas, shall be deemed guilty of a misdemeanor, and upon conviction shall, for each and every violation be fined an amount not exceeding Two-Hundred (\$200-00) Dollars, and each day that such violation continues shall be a separate offense. Prosecution or conviction under this provision shall never be a bar to any other remedy or relief for violation of this ordinance.

EFFECTIVE DATE

The fact that there now exists inadequate regulations, governing the restoration of

disturbed streets and roadways, creates an emergency for the immediate preservation of public safety and general welfare, and requires that this ordinance shall take effect immediately from and after the date of its passage.

The motion passed by a vote of to wit: AYES 3 NOES 0, making this ordinance effective this the 16th day of February 1976, A.D.

Signed Z. C. Baker
Z. C. Baker, Mayor

Attest: Owen L. Barger
Owen L. Barger, City Secretary