F3b

DRAFT

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HIAWATHA, IOWA, 1996, BY AMENDING CHAPTER 135 STREET USE AND MAINTENANCE §135.09 EXCAVATIONS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA:

SECTION 1. Chapter 115 Utility Lines of the Code of Ordinances of the City of Hiawatha, Iowa, 1996, is hereby amended as follows:

135.09 EXCAVATIONS. No person shall dig, excavate, or in any manner disturb any street, parking or alley except in accordance with the following:

4. Traffic Control:

A. Applicant shall be responsible for all traffic control safety measures required for work in the right-of-way in accordance with the applicable Engineering Standards as ~~Metro Standards~~ adopted by resolution by the Hiawatha City Council in accordance with Hiawatha Code Section 165.58 and Traffic Control Laws for the State of Iowa.

B. For work that includes a right-of-way closure the applicant shall also:

(1) Apply for the permit at least one week prior to the anticipated closure. Application for the permit is not considered the notification to Community Development.

(2) Notify Community Development of the dates of road closure at least one week before road closure.

(3) Notify adjacent property owners and residences three days in advance of the closure.

(4) Install all necessary traffic detour and warning signage three days in advance of the work. Signs shall be installed in accordance with the applicable Metro Standards.

(5) Remove all traffic signage when the right-of-way is reopened.....

16. Quality Regulation. All persons or entities installing, constructing, performing maintenance, reconstructing or repairing any utility lines or associated structures pursuant to a City issued permit agree to perform the work in compliance with all Federal and State laws, all Hiawatha City codes, specification, and ordinances, and the Engineering Standards ~~Metro Area Standard Specifications~~ adopted by resolution by the Hiawatha City Council in accordance with Hiawatha Code Section 165.58 ~~for Public Improvement, 2003 ed~~.

DRAFT

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED this 19th day of December, 2018.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kari Graber, Deputy Clerk

I, Kari Graber, Deputy City Clerk of the City of Hiawatha, Iowa, do hereby certify that the foregoing ORDINANCE was PASSED and APPROVED by the City Council of the City of Hiawatha, Iowa, on the 19th day of December, 2018, and was published as Ordinance No. _____ on the _____ day of December, 2018.

_____
Kari Graber, Deputy Clerk