

CHAPTER 3 – PUBLIC WORKS/STREETS

Part 1 Streets and Avenues

The Village Council of Carlton, Minnesota, ordains:

That henceforth all streets in the City of Carlton running North and South shall be named “Streets”, and that all streets running East and West in the City of Carlton shall be named “Avenues”, with the exception of streets known as “Drive”.

Part 2 Street, Park, Public Property and Improvements

302.01. Permit required. No person, except an authorized city employee or a contractor performing work under a contract with the city, shall make any excavation in a street, alley, sidewalk, or public ground without first having secured a permit there for from the permit director. The fee for such permit shall be determined by the fee schedule for each location covered by the permit, but no fee shall be required for an excavation made pursuant to a permit for sewer or water construction.

302.02. Application and regulation. The permit director shall prepare the necessary application forms, and permits required under section 302.01. The permit director shall also prepare such rules and regulation with respect to excavations as the council finds necessary to protect the public from injury, prevent damage to public or private property, and minimize interference with the public use of streets, alleys, sidewalks, and public grounds. Any person making an excavation covered by this section shall comply with such rules and regulations.

302.03. Bond. Any permittee, except a public utility corporation or a bonded plumber, shall file with the permit director a corporate surety bond, cash deposit, or a certified check in the amount of \$2000.00, conditioned that the permittee will perform work in connection with the excavation In accordance with applicable ordinances and regulations; indemnify the city and hold it harmless from all damage caused in the execution of such work; and pay all costs and damages suffered by the city by reason of the failure of the permittee to observe the terms of applicable ordinances and regulations or because of negligence in the execution of the work; The bond shall be approved as to form and legality by the city attorney. Any permittee except a public utility corporation shall furnish proof that the permittee has in existence an insurance policy protecting the permittee from liability to the public, including the city, to an amount equal to the maximum claim the city might be required by pay under Minn. Stat., Chapter 466.

302.04. Permit denial. Failure to comply with the condition of this part of the code shall be grounds for denial of future permits.

302.05. General regulations for excavations. Street openings shall be made in a manner that will cause the least inconvenience to the public. Provision shall be made for the passage of water along the gutters and at least one-half of the traveled portion of the street shall be left open and in good condition for the safe passage of vehicles. Open excavations shall be guarded with substantial barriers and marked with red flags and at night with red lights or flashing devices. Pipes or mains exposed to freezing temperatures shall be protected so as to prevent freezing. Any person responsible for exposing a city main or pipe so that it might be damaged by freezing shall be liable to the city for all damages caused by such freezing and all damages sustained by others by such freezing for which the city may be liable.

302.06. Refilling excavations. Every street excavation shall be refilled as soon as possible after the work is completed and paving, sidewalks, and appurtenances shall be replaced in at least as good condition as before, the excavation to the satisfaction of the City of Carlton. All dirt and debris shall be removed

immediately. Any person who fails to comply with these requirements within 24 hours after notice from the city shall be liable to the city for the full cost incurred by the city in remedying the defect and restoring the street, side alley, or public ground to its proper condition. The cost shall be an obligation of the surety on the bond of the permittee.

302.07. Map of subsurface installations. The City of Carlton shall maintain a map showing the location of all City owned utility beneath the surface of any public street, grounds, or right-of-way. Any new underground City owned facilities shall be recorded on the map as soon as practicable upon completion of underground installations. Permittee must call Gopher State One Call to locate all other subsurface utilities.