

**City of Herington**  
**Excavation Permit – Ordinance # 1640**

Today's date \_\_\_\_\_

Name of party responsible for excavation, who will be completing the work?  
(contractor \_\_\_\_\_ or owner \_\_\_\_\_)  
Contractor's name and address \_\_\_\_\_

Billing Address (if different from the address above) \_\_\_\_\_

Address where the work is to be performed \_\_\_\_\_

Excavation to be made in Street \_\_\_\_\_ Alley \_\_\_\_\_ (check one)

Home or business owner's phone number ( \_\_\_\_\_ ) \_\_\_\_\_

Contractor's phone number ( \_\_\_\_\_ ) \_\_\_\_\_

Contractor's cell phone number ( \_\_\_\_\_ ) \_\_\_\_\_

Date work to commence \_\_\_\_\_

Contact dig safe (date) \_\_\_\_\_ (ticket number) \_\_\_\_\_

Discussed the excavation with street superintendent (initials) \_\_\_\_\_

Discussed the excavation with the utilities superintendent (initials) \_\_\_\_\_

Fee paid at city hall (can be determined from the ordinance and must be paid before the work commences and is acceptable in lieu of a cash bond) \_\_\_\_\_  
(please attach receipt)

Upon completion of the work, the excavation must be accepted by the City of Herington  
Approved and accepted:

\_\_\_\_\_ Date \_\_\_\_\_  
Street Superintendent

\_\_\_\_\_ Date \_\_\_\_\_  
Utilities Superintendent



- 6-507.*****NUMBERED IN THIRTY DAYS.*** All occupants and owners of the buildings in this city shall number, renumber, or cause to be numbered, or renumbered, their buildings respectively owned or occupied by them. If any new building shall be erected on any of the streets of this city, the owners or occupants thereof shall number the same within thirty (30) days after completion as hereinbefore provided for buildings already erected.
- 6-508.*****EXCAVATION PERMIT REQUIRED.*** It shall be unlawful for any person, firm, or corporation, to cut pavement or make excavations in the streets, alleys, or other public grounds in this city unless such person, firm, or corporation shall first obtain a permit authorizing such excavation which shall be issued by the City Clerk and for which permit the person, firm, or corporation shall be required to post with the City Clerk a cash bond in an amount estimated by the Street Superintendent to be the cost of repairing and replacing the excavation. Such work shall be performed in a manner according to the standard practice for filling excavations and replacing pavement and according to all rules and regulations as required by the Street Superintendent.
- 6-509.*****REPAIRING EXCAVATION.*** In the event the person, firm, or corporation shall fail to repair the excavation as required by this article, the Street Superintendent shall repair and replace the excavations and paving and charge the cost against the bond on file with the City Clerk.
- (a) All openings made in the public streets or alleys to install, repair or maintain utility service lines may be made after contacting both the City of Herington and Kansas One-Call. When the work commences it should be done as carefully as possible under the supervision of both the Utilities and Street Superintendents. All materials excavated shall be removed or place where it does not create an inconvenience to the public. Saturated or unusable spoil materials will not be permitted for use as backfill and must be removed to a suitable fill site.
- (b) All openings shall be marked with sufficient barriers, beacons or flashers that shall be maintained around the opening both day and night to protect the public the utility and excavation from damage.
- (c) Upon completion of the installation, repair or maintenance that requires the opening of a street or alley, the responsible party shall backfill the opening using approved material in a manner that will allow temporary use of the street or alley. Any materials supplied by the City will be charged at the prevailing rate plus 10%.

The contractor shall immediately notify the City's Street Superintendent that the street or alley is ready for final closure. The City will place the final lift or the surface layer of repair material. If conditions exist that prohibit the ability of the responsible party to make the street or alley temporarily passable, then the responsible party shall leave sufficient barriers, beacons, and/or flashers to make the area safe until final closure by the City of Herington can be completed.

**6-510. FEES.**

(a) The following fees shall be charged to the party responsible for the opening of an alley:

<u>DEPTH</u>	<u>WIDTH</u>	<u>LENGTH</u>	<u>FEE</u>
24"	24" or less	50' to 300'	\$60.00
24" to 48"	24" or less	50' or less	\$50.00
24" to 48"	24" or less	50' to 100'	\$60.00
24" to 48"	24" or less	100' to 300'	\$75.00
over 48"	24" or less	50' or less	\$100.00

Note: When the opening is over 48" in depth and is over 40' in length, a base fee of \$100.00 shall apply and each additional foot shall be charged at \$2.00 foot.

(b) The following fees shall be charged to the responsible party for the opening of a street:

Street openings shall be charged at a minimum rate of \$300.00 regardless of length, width or depth. Charges will be added if final material and labor costs exceed \$300.00. Saw-cuts made by city staff will be charged at the rate of \$1.50 per lineal foot.

(c) These fees shall be calculated by the City and will be charged by invoice to the responsible party.

**6-511. APPROVAL.** Upon the approval of the repair work by the Street Superintendent, the City Clerk shall release the bond for the performance of the work to the party in whose name the permit has been granted.

**6-512. SNOW AND ICE REMOVAL.** It shall be the duty of the owner and of the occupant of any lots abutting upon any sidewalks to cause to be removed from such sidewalks all snow and ice within twelve (12) hours from the time the snow has fallen or the ice has accumulated.