

**ORDINANCE #09.309**

**AN ORDINANCE REGARDING STREET EXCAVATIONS**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER, SOUTH DAKOTA: That this Ordinance is:**

**6.09 Excavation on Public Property and Rights of Way.**

Street Excavations. No person shall make or cause to be made any excavation except as hereafter provided, in or under any street, sidewalk, alley, or public ground or remove any earth, soil, paving, gravel or materials therefrom without first having obtained approval from the Street Superintendent and obtaining an Excavation Permit from the City. No excavation will be allowed in the city streets between October 15<sup>th</sup> and April 15<sup>th</sup>; unless it is an emergency or the Council approves excavation due to favorable weather conditions. All excavation started between April 15<sup>th</sup> and October 15<sup>th</sup> shall be properly filled before the October 15<sup>th</sup> deadline. The only time the above does not apply is when the City is doing the work and acting as general contractor, such as, water main replacement and/or breaks unless, contracted out.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2009

Ron Nelson  
Mayor

**ATTEST:**

Jeanne Duchscher  
Finance Officer

**FIRST READING: March 9, 2009**

**SECOND READING & ADOPTION: April 13, 2009**

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