

ORDINANCE BILL NO. 7 FOR 1947

ORDINANCE ~~BILL~~ NO. 644

AN ORDINANCE REQUIRING AN INDEMNITY FOR CUTTING INTO OR EXCAVATING IN ANY STREET, SIDEWALK OR CURBING.

*Amended*  
*Ordinance # 650*  
The people of the City of Lebanon do ordain as follows:

SECTION 1. Ordinance No. 519 entitled "An Ordinance defining and punishing offenses against the public peace, safety, morals and general welfare", passed by the Council and approved by the Mayor on the 3rd day of December, 1940, shall be and is hereby amended by adding a Section to be known as Section 54 A, which shall provide as follows:

SECTION 54 A. That it shall be unlawful for any person, firm or corporation to cut, dig, or break into any sidewalk, parking strip, curbing or street without making a written application therefor to the Street Commissioner and depositing with the Recorder the sum of Thirty-five Dollars (\$35.00) for every such sidewalk, parking strip, curbing and/or street broken into at right angles to the Street; and for every excavation running parallel therewith, a deposit of Thirty-five Dollars (\$35.00) for the first one hundred feet and Thirty-five Dollars (\$35.00) for each additional 100 ft. or portion thereof; that such deposit shall guarantee the replacement and repair of any of said improvements so broken into in a proper manner as approved by the Street Commissioner within sixty (60) days from the date of said excavation; provided that when any such excavation shall be properly repaired and filled in, the person making the same shall be entitled to receive from the Street Commissioner the written approval of the manner in which said repair was made, and when said approval is received, shall be entitled to the return of the indemnity so deposited with the City; provided further, that if said repair is not made in such manner as shall be approved by the Street Commissioner within sixty (60) days after said Street improvement was broken into or excavated, the City shall have the right to properly fill in and repair the same and deduct the cost thereof from the deposit made by the person making such excavation or breaking into said street improvement, and the balance thereof, if any there be, shall be delivered to him.

SECTION 2. There being no proper method of controlling the restoration of Street improvements broken into with excavations, this Ordinance is necessary for the peace, health and safety of the people of the City of Lebanon and an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this 17th day of June, 1947.



\_\_\_\_\_  
Mayor

ATTEST:



\_\_\_\_\_  
City Recorder