

Resolution No. 01-2022

PERMIT/FEE REQUIREMENT FOR ROAD/RIGHT OF WAY OPENING IN THE TOWN OF SPRUCE

WHEREAS, the Town of Spruce will require a permit for every person, partnership, or corporation, its agents, employees, or contractors, who or which engages in or is responsible for the preparation of plans and specifications for nonemergency performance of work, excavation, demolition, or opening of any public street, public alley, public sidewalk, public ground, public ditch, Town or municipal utility owned or occupied easement, or within the public rights-of-way within the Town of Spruce shall first obtain a permit from the Town Chairman/ Clerk or designee. The permit shall be issued not less than three full working days prior to the start of the excavation or demolition.

WHEREAS, the application for a permit shall be in writing on the form prescribed by the Town and signed by the applicant, its agent, employee or contractor. The applicant, its agent, employee, or contractor shall submit to the Town sufficient information relating to the work to be done, including the general location and nature of the work and the method the applicant proposes to use in doing the work. The Town Chairman/ Clerk or designee shall determine whether sufficient information has been submitted.

WHEREAS, the applicant shall place a flag or other marker in the rights-of-way, public grounds, or Town owned easement at the location of the proposed work to assist the Town, to evaluate the merits of the permit.

WHEREAS, the permit fee shall be for repairs to road openings and a no-charge permit for right-of-way diggings.

WHEREAS, permits shall be valid for a period of 30 days from the date of issue.

WHEREAS, if operations have begun under an approved permit and will continue beyond the thirty-day validation period, the permittee shall apply for a thirty-day extension by written request to the Town Chairman/ Clerk. Application for the renewal of the permit shall be applied for prior to the expiration of the existing permit period. Permit renewals shall be issued at the discretion of the Town Chairman/Clerk or designee. If operations have not begun under an approved permit, reapplication will be required.

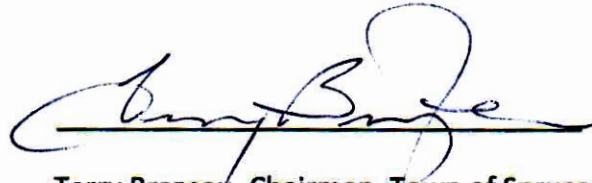
WHEREAS, the issuance of a permit does not make the municipality, its employees, commissions or authorities liable for any private improvement made or placed with a public street, public alley, public sidewalk, public ground, public ditch, Town owned or occupied easement, or within the public rights-of-way.

WHEREAS, a minimum of three days prior to undertaking any excavation, the installer shall call Diggers Hotline, its successors or assigns, to permit all private and public utilities to be properly located to protect them from damage.

NOW, THEREFORE, BE IT HERE BY RESOLVED, with proper permit and fee payment, the excavation, demolition, or opening of any public street, public alley, public sidewalk, public ground, public ditch, Town owned or occupied easement, or within the public right-of-way within the Town of Spruce, the Town of Spruce will require the reestablishment of conditions existing prior to excavation with like kind, color, size, thickness and density of materials.

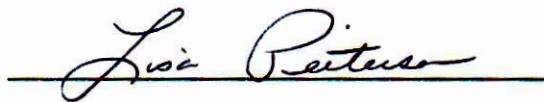
Adopted by the Spruce Town Board on this 15 day, of March, 2022 at a regular town meeting.

Ayes 3 Nays 0 Abstain



Terry Brazeau, Chairman, Town of Spruce

Attested:



Lisa Peitersen, Clerk, Town of Spruce