

AN ORDINANCE ESTABLISHING POLICIES AND PROCEDURES CONCERNING ANY CONSTRUCTION IN THE CITY OF CANTON, MISSOURI, WHICH WILL ENCROACH UPON, INTERRUPT, OR EFFECT ANY PUBLIC RIGHT-OF-WAY WITHIN THE CITY OF CANTON, MISSOURI, AND PROVIDING FOR A CONSTRUCTION PERMIT PROCESS

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSOURI, as follows:

SECTION ONE. Permit required. Any person, corporation, or other legal entity that intends to engage in any construction, repair, or any form of activity that will encroach upon, disturb, block, disrupt, or in any way affect any public right-of-way, road, street, alley, sidewalk, or any other type of public way or place within the City of Canton, Missouri, shall first apply for a permit under the following terms and conditions:

A. Make a written application for a “Right-of-Way Permit” at the office of City Clerk of the City of Canton, Missouri.

B. Pay the required fee by Cashier’s Check or Money Order as set forth in and provided for in the Fee Schedule, Exhibit A, attached hereto and made a part of this ordinance by reference.

C. Comply with all general provisions, safety requirements, replacement requirements, and mapping requirements as set forth in Exhibit B attached hereto and made a part hereof by reference.

D. At the time of making the application for a permit, furnish to the office of City Clerk the following documents:

1. Three (3) copies of the approved and signed improvement plans (half sizes will be accepted) for the following:

(a) Field Copy.

(b) Office Copy.

2. Application for a construction permit accompanied by a Certificate of Contractor’s Liability Insurance in a minimum of two million and no/100 dollars (\$2,000,000.00).

3. Traffic control plans and construction schedule.

SECTION TWO. Penalties for violation. Any person, corporation, or other legal entity convicted of violating the provisions set forth in this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be liable to punishment as provided in Section 100.220 of the Municipal Code of the City of Canton, Missouri.

SECTION THREE. Prior inconsistent ordinances repealed. All prior ordinances or parts thereof in conflict with or inconsistent with the terms of this ordinance are hereby repealed.

SECTION FOUR. Severability. Each of the provisions of this ordinance are severable, and if any provision shall be declared to be invalid, the remaining provisions shall not be affected but shall remain in full force and effect.

SECTION FIVE. Effective date. This ordinance shall take effect from and after it has been made available to the general public by posting a copy thereof in the City Office, 106 North Fifth Street, Canton, Missouri, as provided by law, after it has been read by title two times before the Board of Aldermen of the City of Canton, Missouri, after it has been adopted by the Board of Aldermen of the City of Canton, Missouri, and approved by the Mayor of the City of Canton, Missouri.

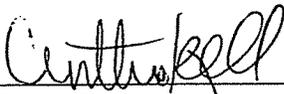
Adopted this 19th day of September, 2016.

Presiding Officer

Approved this 19th day of September, 2016.

Mayor

ATTEST:



City Clerk

FEE SCHEDULE EXHIBIT A

PERMIT FEES:

<input type="checkbox"/>	Right-of-Way Application Fee	N/A for sidewalk replacement program	\$50.00
<input type="checkbox"/>	Permit Extension Fee		\$30.00

- * All fees shall be paid via cashier's check or money order payable to "City of Canton".
- * Fees/applications are to be submitted to Canton City Hall
 - Mailing address: P. O. Box 231, Canton, MO 63435
 - Physical address: 106 N. 5th, Canton, MO 63435
- * Permits to perform work with the City right-of-way shall be valid for up to sixty days.
- * Permits needed for additional time must be renewed prior to expiration date and will not be reissued until the renewal fee is paid.
- * Permits must be able to be produced upon demand
- * Contractors are responsible for providing all traffic control devices including signs at their own expense.

Three (3) copies of the approved and signed Improvement Plans. (Half sizes will be accepted) for the following:

- * Field copy
- * Office copy

Application for Construction Permit
Copy of Contractor's Liability Insurance (\$2,000,000 min)

Traffic Control Plan(s) and Construction Schedule

EXHIBIT B

GENERAL PROVISIONS

1. The applicant shall contact the Public Works Department, (573) 288-4413, five (5) days prior to start of construction to coordinate work with these departments, including water and sew mains.
2. The applicant is required to maintain a minimum of ten feet (10') horizontal and eighteen inches (18") vertical separation between water lines, sanitary sewer lines, and/or storm water lines.
3. Where pavement surfaces are excavated, restoration should be completed with 48 hours.
4. If work is to be done with ten feet (10') of high-voltage line, the "High Voltage Safety Act" requires the person responsible for such work to call 72 hours (excluding weekends and holidays) before commencing such work. ~~Call (800) 282-7411.~~
5. Applicant must comply with City erosion and sediment control ordinances. Erosion and sediment control is required. Disturbed right-of-way must be protected from erosion. Any sediment entering City drainage systems shall be removed.
6. Disturbed areas shall be stabilized and re-grassed once work is completed. New sod must be watered until survival is assured.
7. Roots, trunk, and branches of city trees shall not be cut, pruned, or removed without prior consent from the Public Works Department. It is not permissible to store material, soil, equipment, machinery or vehicles within the drip line of a tree. All utility installation within the drip line of a tree shall be done using jack, bore, or air spade technology only.
8. No trench in pavement shall be kept open more than five days (permit void after this date). If work cannot be completed within the dates specified, request for extension must be made to the Public Works Department, (573) 288-4413.
9. Approval of this work permit does not permit detouring of traffic or street closing unless specifically approved by the Public Works Director. Method of street closing or traffic detour must accompany permit application.
10. The applicant further agrees to give the City of Canton's Public Works timely notice of readiness for inspections, **a minimum of 24 hours.**
11. Permittee warrants all work, including settlement of backfill, for two (2) years.
12. Applicant must comply with all City parking regulations.

SAFETY

1. Blasting is not permitted unless prior approval is given by the City.
2. For trenching operations, it is Applicant's responsibility to be familiar with and follow the provisions of the Department of Labor and Industry Occupational Safety and Health rules.
3. Contractor shall notify area utilities through the state wide MO One Call (800) 344-7483 prior to any excavation.
4. Permittee agrees to abide by the MUTCD traffic standards.

ROADWAY, SIDEWALK, AND BOULEVARD REPLACEMENT

1. Installation of pipe under concrete or high type bituminous pavements shall be done by jacking or boring unless trenching is specifically permitted in the Special Provision of the Permit.
2. All backfilling shall be in accordance with the City of Canton ~~Standard Specifications for Construction of Service Connections and Public Mains.~~
3. All surfaces shall be restored in accordance with the City of Canton Standard Specifications for construction of Service Connections with Public Mains. The provisions requiring sod restoration of all moved turf areas apply.
4. All surfaces shall be restored by the Contractor with the exception of street surfaces which will be replaced by the Public Works Department and charged to the Contractor at current Revised Street Opening Rates, approved by the City Council.

5. If settlement occurs or the excavation caves ins so that replacement materials settle at any time, or if the roadway surface deteriorates or fails to serve as well as the original surface, with a period of two (2) years after the completion of this project, it shall be repaired and replaced by the Applicant.
6. The Applicant shall be responsible for placing sod and shall individually notify, within 3 days of placement, the adjacent property owners.

MAPPING

1. Permittee agrees to provide electronic copies or hard copies and as built constructed information for the project to Public Works Department.
The applicant shall assume all liability for and save the City of Canton, its agents and employees harmless from any and all claims for damages, actions, or causes of action arising from work done under this permit.

~~Permit(s) can be extended or renewed once for no charge.~~

~~Right-of-Way Access Permits have a thirty day (30) expiration period, and thirty days (30) for each extension unless approved by Public Works.~~

~~Construction permits have up to a ninety (90) day expiration period, depending on the project.~~

(I, we) the undersigned herewith accept the terms, conditions, and general provisions of the regulation as laid down by the City of Canton and agree to fully comply therewith to the satisfaction of the Traffic Engineering Director.

ORGANIZATION: _____

BY: _____ DATE: _____

Application for Right-of-Way Permit
City of Canton - Public Works Department
Phone: 573-288-4413 Fax: 573-288-3738

Permit # _____
Issue Date: _____
Expiration Date: _____

SECTION I: PROJECT

Project Name: _____

Project Address: _____

Type: Concrete Drainage Grading Landscaping Fiber Optic
 Paving Sewer Water Electric / Gas Misc _____

Scope of Work: _____

SECTION II: APPLICANT

Name: _____ Address: _____

City / State / Zip: _____ Phone: _____ Fax: _____

Emergency Contact: _____

SECTION III: OWNER / DEVELOP (Not contractor)

Name: _____ Address: _____

City / State / Zip: _____ Phone: _____ Fax: _____

Emergency Contact: _____

SECTION IV: CONTRACTOR

Name: _____ Address: _____

City / State / Zip: _____ Phone: _____ Fax: _____

State License # _____ City Tax # _____

Job Site Contact: _____ Emergency 24 hr Phone Number: _____

I hereby certify that the information on or with this application is true and correct, that there are no code violations that I am the owner of the development, or for the purpose of obtaining this permit approval I am acting as agent on his or her behalf. I have read the Engineering Construction Permit submittal application and packet and understand that if my application is not complete in all respects, it will be returned without review until such time as it is complete.

Signature _____ Print Name _____ Date _____