

Village of Mantua, Ohio
ORDINANCE 2022-06
(amended)

**AN ORDINANCE AMENDING CHAPTER 905 OF THE VILLAGE OF MANTUA
CODIFIED ORDINANCES CONCERNING PERMITS FOR STREET EXCAVATIONS.**

WHEREAS, the bond and permit fees for street excavations within the Village have not been revised since 1958; and

WHEREAS, the Service Committee has recommended revisions to Chapter 905 of the Village of Mantua Codified Ordinances in order to address this concern.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Mantua, a majority or more of the members elected thereto concurring, that:

SECTION 1. Existing Sections 905.02, 905.04 and 905.05 of the Codified Ordinances of the Village of Mantua are hereby repealed.

SECTION 2. Section 905.02 of the Codified Ordinances of the Village of Mantua is hereby enacted as set forth in the attached “Exhibit A”.

SECTION 3. Section 905.04 of the Codified Ordinances of the Village of Mantua is hereby enacted as set forth in the attached “Exhibit B”.

SECTION 4. Section 905.05 of the Codified Ordinances of the Village of Mantua is hereby enacted as set forth in the attached “Exhibit C”.

SECTION 5. Section 905.06 of the Codified Ordinances of the Village of Mantua is hereby enacted as set forth in the attached “Exhibit D”.

SECTION 6. All other provisions of the Village of Mantua Codified Ordinances shall remain in full force and effect.

SECTION 7. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8. This Ordinance shall be in full force and effect at the earliest time allowed by law.

PASSED in Council this 19th day of April, 2022.

ATTEST:

Linda Clark, Mayor

Teresa Criblez, Fiscal Officer

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I hereby certify that this Ordinance was duly published by public posting at the five designated posting places in the Village of Mantua on the ____ day of ____April____, 2022.

Teresa Criblez, Fiscal Officer

Approved as to legal form by:

Michele Stuck, Solicitor

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“Exhibit A”

905.02 PERMIT REQUIRED.

No person, except persons in the employ of the Village for such purpose, shall make any opening, excavation or tunnel in or under any street or public place, or dig, remove or carry away any stone, earth, sand or gravel which may be therein, or shall make or cause to be made any connection with any line of sewer or water main in any street or public place, until a permit in writing to do so shall first be obtained from the Fiscal Officer with approval of the Village Administrator.

“Exhibit B”

905.04 BOND.

No permit shall be issued unless and until the applicant has filed with the Fiscal Officer a bond in the sum of five thousand dollars (\$5,000.00) with two or more sureties, to be approved by the Mayor and Fiscal Officer, conditioned that the applicant will indemnify and save harmless the Village from all loss and damage that may be caused by accident or want of care, skill or attention on his part, or on the part of any person in his employ, in the prosecution, protection or completion of any such work, or that may be occasioned by reason of any opening by him or them made, or caused to be made, in any street or public place, or by any material placed or caused to be placed therein.

“Exhibit C”

905.05 PERMIT FEE

No permit shall be issued unless and until a non-refundable permit fee in the amount of one thousand dollars (\$1,000.00) is remitted to the Fiscal Officer to cover the cost of administration and inspections under this Chapter.

“Exhibit D”

905.06 SPECIFICATIONS FOR STREET EXCAVATIONS AND RESTORATION.

Street excavations and pavement restoration shall be conducted in compliance with the specifications that are available at the Village Administrator's Office.