

Ordinance No. _____

An Ordinance Providing for Street Cut Permits, Standards and Procedures

Be It Ordained by the City Commission of the City of Iron City, Tennessee:

Section 1. Title 16 of the Municipal Code is amended by adding a new Chapter 2

**Chapter 2
EXCAVATIONS₁**

SECTION

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16-201. Short title. This chapter shall be known and may be cited as the "Street Excavation Ordinance of the City of Iron City, Tennessee."

16-202. Definitions. For the purposes of this chapter, the following terms, phrases, words, and their derivations shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(1) "Applicant" is any person making written application to the city manager for an excavation permit hereunder.

(2) "City" is the City of Iron City, Tennessee.

(3) "City Commission" or "Commission" is the City Commission of the City of Iron City, Tennessee.

(4) "City Manager" is the City Manager of the City of Iron City, Tennessee.

(5) "Excavation work" is the excavation and other work permitted under an excavation permit and required to be performed under this chapter.

(6) "Permittee" is any person who has been granted and has in full force and effect an excavation permit issued hereunder.

(7) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(8) "Street" is any street, highway, sidewalk, alley, avenue, or other public way or public ground in the city.

16-203. Excavation permit. It shall be unlawful for any person to dig up, break, excavate, tunnel, undermine or in any manner break up any street or to make or cause to be made any excavation in or under the surface of any street for any purpose or to place, deposit or leave upon any street any earth or other excavated material obstructing or tending to interfere with the free use of the street, unless such person shall first have obtained an excavation permit therefor from the City Manager as herein provided.

16-204. Application. No excavation permit shall be issued unless a written application for the issuance of an excavation permit is submitted to the city. The written application shall state the name and address of the applicant, the nature, location and purpose of the excavation, the date of commencement and date of completion of the excavation, and such other data as may reasonably be required by the City Manager in order to allow the City Manager, or his designee, to evaluate the scope of the work. The application shall be

accompanied by plans showing the extent of the proposed excavation work and such other information as may be prescribed by the city.

The application form shall contain a contractual undertaking and guaranty on the part of the applicant and, the permittee, if the permittee be different from the applicant, that the applicant and the permittee will comply with all the terms and provisions of this chapter and all other conditions imposed by the city with respect to the permit. The application shall further contain a contractual undertaking and guaranty on the part of the applicant and permittee, if the applicant and the permittee, if different from the applicant, does not comply with the terms, provisions and conditions set forth, the applicant and/or permittee shall be financially liable to the city for the cost of all repairs and/or corrections made by the city and/or by its subcontractors and for all damages incurred by the city occasioned by such failure to comply. Said application shall also provide that the applicant shall guarantee the integrity of the work performed for a period of two years from the date upon which the refilled excavation is accepted by the City Manager or his designee.

16-205. Excavation permit fees. A permit fee of seventy-five dollars (\$75.00) shall be charged by the city for the issuance of an excavation permit which shall be in addition to all other fees for permits or charges relative to any proposed construction work.

16-206. Excavation placard. The City Manager shall provide each permittee at the time a permit is issued hereunder a suitable placard plainly written or printed in English letters at least one inch high with the following notice: "City of Iron City, Tennessee, Permit No. _____ Expires _____" and in the first blank space there shall be inserted the number of said permit and after the word "expires" shall be stated the date when said permit expires. It shall be the duty of any permittee hereunder to keep the placard posted in a conspicuous place at the site of the excavation work. It shall be unlawful for any person to exhibit such placard at or about any excavation not covered by such permit, or to misrepresent the number of the permit or the date of expiration of the permit.

16-207. Surety bond. Before an excavation permit as herein provided is issued, the applicant shall deposit with the city clerk a surety bond payable to the city, or a cash bond, in an amount specified by the city not, however, to be less than \$1,000.00 for any permit or other good and sufficient surety acceptable to the City Manager such as a letter of credit from a local bank. The required surety bond must be:

- (1) With good and sufficient surety.
- (2) Satisfactory to the city attorney and to the City Manager in form, substance, amount, and as to the identity and qualifications of the corporate surety.
- (3) Conditioned upon the permittee's compliance with this chapter and any other terms or conditions required by the city in any particular permit, and

to indemnify and hold the city and its officers harmless against any and all claims, judgments, costs, damages or expenses arising from the excavation and any failure to comply with the terms, conditions and provisions hereof and any other work covered by the excavation permit or for which the city, the city Commission or any city officer or employee or agent may be made liable by reason of any action of injury to persons or property through the fault of the permittee either in not properly guarding the excavation or for any other injury resulting from the negligence of the permittee. The bond shall be further conditioned that the permittee shall comply with all the terms and provisions of this chapter and of the permit. Recovery on such bond for any injury or accident shall not exhaust the bond but shall, in its entirety, cover any or all future accidents or injuries during the excavation work for which it is given. In the event of any suit or claim against the city by reason of the negligence or default of the permittee, upon the city's giving written notice to the permittee of such suit or claim, any final judgment against the city requiring it to pay for such damage shall be conclusive upon the permittee and his surety.

(4) Provided further that, in the case of a public or private utility company, regularly providing services in the city, the City Manager is authorized, but is not required, to accept the written continuing commitment of such utilities, containing the same assurances set forth in section 3, supra, instead of a surety bond. Contractors of such utilities shall not be eligible for relief under this subsection.

16-208. Minimum standards and requirements for permits, cuts, bores, and backfills. The following shall apply with respect to all excavation permits and work by permittees under this chapter:

(1) No permit shall issue unless and until the permittee shall post a corporate surety bond or a cash bond in the amount specified by the city manager, but in any event not less than \$1,000.00 for each cut, excavation and/or street bore.

(2) No excavation permit shall issue for a street cut or street bore without the express approval of the City Manager and the demonstration to the City Manager, or his designee, of satisfactory procedures for protecting the street and other utilities.

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(3) Each excavation permit issued shall require that no work proceed unless the city's inspector is on the site at the time of the cut, bore, back fill and work unless emergency conditions exist and the city's inspector is not available.

(4) Each excavation permit shall require that the work be completed within the time period provided thereon and, in any event, within sixty days next following the date of its issuance unless express written provisions for a different time period are made on the excavation permit.

(5) Each permittee is responsible for scheduling all work with the city's inspector, at least 24 hours prior to commencement of operations.

(6) The street and/or sidewalk surface shall be clean cut in a straight line prior to excavation. The cut portion of the surface of the street and/or

sidewalk shall be cut back at least an additional 12 inches on each side beyond the sides of the actual opening necessary to perform the work.

(7) All excavations in the roadway shall be filled with gravel of a type and specification as required by the city. Excavated materials shall not be allowed as backfill.

(8) On all streets where a permanent pavement has been built, a temporary surface of premixed bituminous materials shall be used until the permanent bituminous material has been applied.

(9) The backfill shall be placed in 9 inch lifts and compacted by power tampers of a type approved by the City Manager or his designee with a minimum energy of 250 ft./lb. per square foot of tampens.

(10) Backfilling a trench and compacting with a backhoe or truck is not acceptable and will not be allowed.

(11) Any settlement of the surface within a two year period next following the completion of the work shall be deemed conclusive evidence of defective backfilling by the permittee.

(12) The person or contractor doing the actual excavation shall be required to meet all OSHA safety requirements including those regarding depth of trench and shoring.

(13) All open trenches shall be barricaded with adequate warning lanterns lighted by sunset. All open trenches within the roadway, or in a sidewalk, shall be filled at the end of each work day or the perimeter provide other safety precautions approved by public works director.

(14) All traffic control and obstructions must be coordinated with the City Manager or his designee and conducted in accordance with section 16-211, Routing of Traffic, and section 16-213, Protection of Traffic, hereinafter set forth.

(15) The permittee shall cooperate in the making of inspections of the performance of the work by the City Manager or his designee. The permittee shall notify the city so that the inspection can be made before any backfilling is done. The permittee shall also notify the city of the work in order that a final inspection can be made to determine whether or not the work has been done in a manner required by this chapter and as is acceptable to the city.

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(16) Proper performance of the work shall include the repair or replacement of any public or privately owned property incidentally damaged in the course of the work.

(17) The City Manager may require new utility installations in existing streets be installed through bored excavations instead of open cut trenches where multiple installations are planned or where new pavement has been placed.

16-209. Continuing bond. Any permittee may give a continuing bond under the preceding section which shall remain in force for such period as may be specified in the bond, or, in the event no period is specified, until it is terminated by notice to the city, The bond shall be applicable to all excavation work in the streets by the principal of such bond during the period of its effectiveness, and for a period of twenty-four (24) months thereafter.

16-210. Cash deposits. The city may require, in addition to have surety bond, a cash deposit at the time the excavation permit is granted whenever the surety bond specified above and given by the permittee is not guaranteed by a surety company, and when the permittee is neither a public utility nor a governmental agency. The minimum cash deposit shall be \$250.00 and shall be deemed to cover an excavation of not more than forty (40) square feet of surface, and six (6) feet of depth. In the event the opening is in excess of this size, the city may require such additional cash deposit as in the discretion of the City Manager will be required to repair the opening. Such cash deposit shall serve as security for the repair and performance of work necessary to put the street in as good a condition as it was prior to the excavation. Upon the permittee's completion of the work covered by such permit in conformity with the provisions of this chapter, as determined by the city, such cash deposit shall be refunded by the city to the permittee. In the even the permittee fails to perform such work, the city may use any or all of such deposit to pay the cost of any work the city may perform to restore or maintain the street as herein provided.

16-211. Routing of traffic. The permittee shall take appropriate measures to assure that during the performance of the excavation work traffic conditions as nearly normal as practicable shall be maintained at all times. The work shall be performed so as to cause as little inconvenience as possible to the occupants of the abutting property and to the general public. The City Manager may permit the closing of streets to all traffic for a period of time prescribed by him if in his opinion it is necessary. Where flagmen are deemed necessary by the City Manager they shall be furnished by the permittee at his own expense. Through traffic shall be maintained without the aid of detours, if possible. In instances in which this would not be feasible the City Manager will designate detours. The city shall maintain roadway surfaces of existing highways designated as detours without expense to the permittee but in case there are no existing highways the permittee shall construct all detours at its expense and in conformity with the specifications of the City Manager. The permittee will be responsible for any unnecessary damage caused to any highways by the operation of its equipment.

16-212. Clearance for fire equipment. The excavation work shall be performed and conducted so as not to interfere with access to fire stations and fire hydrants. Materials or obstructions shall not be placed within fifteen (15) feet of fire plugs. Passageways leading to fire escapes or fire-fighting equipment shall be kept free of piles of material or other obstructions.

16-213. Protection of traffic. The permittee shall erect and maintain suitable timber barriers to confine earth from trenches or other excavations in order to encroach upon highways as little as possible. The permittee shall construct and maintain adequate and safe crossings over excavations and across highways under improvement to accommodate vehicular and pedestrian traffic

at all street intersections. All barricades and crossings shall be constructed subject to the approval of the city.

16-214. Removal and protection of utilities. The permittee shall not interfere with any existing utility without the written consent of the city manager and the utility company or person owning the utility. If it becomes necessary to remove an existing utility this shall be done by its owner. No utility owned by the city shall be moved to accommodate the permittee unless the cost of such work be borne by the permittee. The cost of moving privately owned utilities shall be similarly borne by the permittee unless it makes other arrangements with the person owning the utility. The permittee shall support and protect by timber or otherwise all pipes, conduits, poles, wires or other apparatus which may be in any way affected by the excavation work, and shall do everything necessary to support, sustain and protect them under, over, along or across said work. In case any of said pipes, conduits, poles, wires or apparatus should be damaged, they shall be repaired by the agency or person owning them and the expense of such repairs shall be charged to the permittee, and his or its bond shall be liable therefor. The permittee shall be responsible for any damage done to any public or private property by reason of the breaking of any water pipes, sewer, gas pipe, electric conduit or other utility and its bond shall be liable therefor. The permittee shall inform itself as to the existence and location of all underground utilities and protect the same against damage.

16-215. Sidewalk excavations. Any excavation made in any sidewalk or under a sidewalk shall be provided with a substantial and adequate footbridge, over said excavation on the line of the sidewalk, which shall be subject to the approval of the city.

16-216. Protective measures. The permittee shall erect such fence, railing or barrier about the site of the excavation work as shall prevent danger to persons using the city streets or sidewalks, and such protective barrier shall be maintained until the work shall be completed or the danger removed. At twilight there shall be placed upon such place of excavation and from any excavated materials or structures or other obstructions to streets, suitable and sufficient lights which shall be kept burning throughout the night during the maintenance of such obstructions. It shall be unlawful for anyone to remove or tear down the fence or railing or other protective barriers or any lights provided there for the protection of the public.

16-217. Care of excavated material. All material excavated from trenches and piled adjacent to the trench or in any street shall be piled and maintained in such manner as not to endanger those working in the trench, pedestrians, or users of the street, and so that as little inconvenience as possible is caused to those using the street and adjoining property.

16-218. Damage to existing improvements. All damage done to

existing improvements during the progress of the excavation work shall be repaired by the permittee. Materials for such repair shall conform with the requirements of any applicable code or ordinance. If, upon being ordered, the permittee fails to furnish the necessary labor and materials for such repairs, the City Manager shall have the authority to cause said necessary labor and materials to be furnished by the city and the cost shall be charged against the permittee, and the permittee shall also be liable on his or its bond therefor.

16-219. Property lines and easements. Property lines and limits of easements shall be indicated on the plan of excavation submitted with the application for the excavation permit and shall be the permittee's responsibility to confine excavation work within these limits.

16-220. Clean-up. As the excavation work progresses all streets and private properties shall be thoroughly cleaned of all rubbish, excess earth, rock and other debris resulting from such work. All clean-up operations at the location of such excavation shall be accomplished at the expense of the permittee and shall be completed to the satisfaction of the City Manager. From time to time as may be ordered by the City Manager and in any event immediately after completion of said work, the permittee shall at his or its own expense clean up and remove all refuse and unused materials of any kind resulting from said work. Upon the failure of the permittee to clean up within twenty-four (24) hours after having been notified to do so by the City Manager, the work may be done by the City Manager. The cost thereof shall be charged to the permittee, and the permittee shall also be liable for the cost thereof under the surety bond provided for herein.

16-221. Protection of water courses. The permittee shall provide for the flow of all water courses, sewers or drains intercepted during the excavation work and shall replace the same in as good condition as it found them or shall make such provisions for them as the City Manager may direct. The permittee shall not unreasonably obstruct the gutter of any street. He shall use all proper measures to provide for the free passage of surface water. The permittee shall make provision to take care of all surplus water, muck, silt, slickings or other run-off pumped from excavations or resulting from sluicing or other operations and shall be responsible for any damage resulting from a failure to so provide.

16-222. Breaking through pavement. Whenever it is necessary to break through existing pavement for excavation purposes and where trenches are to be four (4) feet or over in depth, the pavement in the base shall be removed to at least six (6) inches beyond the outer limits of the sub-grade that is to be disturbed in order to prevent settlement, and a six (6) inch shoulder of undisturbed material shall be provided in each side of the excavated trench. The face of the remaining pavement shall be approximately vertical. Asphalt paving shall be scored or otherwise cut in a straight line. No pile driver may be used in breaking up the pavement.

16-223. Plans and specifications for excavations. No excavation shall be made in any street or sidewalk until the permit required by § 16-203 above shall have been issued. Any person, firm or corporation making such excavation without having obtained a permit shall be in violation of the Code of the City of Iron City and shall be punished as for a misdemeanor under the Code of the City of Iron City.

(1) Such excavation shall be made strictly in accordance with the plans and sight specifications as set out on the attached engineering drawing which is made a part hereby by adoption and a copy of which drawing and specifications is also on file at the city hall.

(2) Duration of excavation. No person shall permit an excavation to continue for more than twenty-four (24) hours after its initial opening unless specific written authorization is obtained from the City Manager or other official because of unusual circumstances. A violation of this section shall likewise be deemed a violation of the code of the city and punishable as a misdemeanor.

16-224. Restoration of surface. The permittee shall restore the surface of any street broken into or damaged, as a result of the excavation work, to its original condition in accordance with the specifications of the city. The permittee maybe required to place a temporary surface over openings made in paved traffic lanes. Except when the pavement is to be replaced before the opening of the cut to traffic, the fill above the bottom of the paving slab shall be made with suitable material well-tamped into place and this fill shall be topped with a minimum of at least one inch of a bituminous mixture which is suitable to maintain the opening in good condition until permanent restoration can be made. The crown of the temporary restoration shall not exceed one inch above the adjoining pavement. The permittee shall exercise special care in making such temporary restorations and must maintain such restorations in safe traveling condition until such time as permanent restorations are made. The asphalt which is used shall be in accordance with the specifications of the city. If in the judgment of the City Manager it is not expedient to replace the pavement over any cut or excavation made in the street upon completion of the work allowed under such permit by reason of the looseness of the earth or weather conditions he may direct the permittee to lay a temporary pavement of wood or other suitable material designated by him over such cut or excavation to remain until such time as the repair of the original pavement may be properly made.

Permanent restoration of the street shall be made by the permittee in strict accordance with the specifications prescribed by the city to restore the street to its original and proper condition, or as near as may be.

Acceptance or approval of any excavation work by the City Manager shall not prevent the city from asserting a claim against the permittee and his or its surety under the surety bond required hereunder for incomplete or defective work if discovered within twenty-four (24) months from the completion of the excavation work. The City Manager's presence during the performance of any excavation work shall not relieve the permittee of its responsibilities hereunder.

16-225. City's right to restore surface. If the permittee shall have failed to restore the surface of the street to its original and proper condition upon the expiration of the time fixed by such permit or shall otherwise have failed to complete the excavation work covered by such permit, the City Manager, if he deems it advisable, shall have the right to do all work and things necessary to restore the street and to complete the excavation work. The permittee shall be liable for the actual cost thereof and twenty-five per cent (25%) of such cost in addition for general overhead and administrative expenses. The city shall have a cause of action for all fees, expenses and amounts paid out and due it for such work and shall apply in payment of the amount due it any funds of the permittee deposited as herein provided and the city shall also enforce its rights under the permittee's surety bond provided pursuant to this chapter. It shall be the duty of the permittee to guarantee and maintain the site of the excavation work in the same condition it was prior to the excavation for two (2) years after restoring it to its original condition.

16-226. Trenches in pipe laying. Except by special permission from the City Manager, no trench shall be excavated more than 250 feet in advance of pipe laying nor left unfilled more than 500 feet where pipe has been laid. The length of the trench that may be opened at any one time shall not be greater than the length of pipe and the necessary accessories which are available at the site ready to be put in place. Trenches shall be braced and sheathed according to generally accepted safety standards for construction work as prescribed by the City Manager. No timber bracing, lagging, sheathing or other lumber shall be left in any trench.

16-227. Prompt completion of work. The permittee shall prosecute with diligence and expedition all excavation work covered by the excavation permit and shall promptly complete such work and restore the street to its original condition, or as near as may be, as soon as practicable and in any event not later than the date specified in the excavation permit therefor, or any extension thereof.

16-228. Emergency action. In the event of any emergency in which a sewer, main, conduit or utility in or under any street breaks, bursts or otherwise is in such condition as to immediately endanger the property, life, health or safety of any individual, the person owning or controlling such sewer, main, conduit or utility, without first applying for and obtaining an excavation permit hereunder, shall immediately take proper emergency measures to care or remedy the dangerous condition. However, such person owning or controlling such facility shall apply for an excavation permit not later than the end of the next succeeding day during which the City Manager's office is open for business, and shall not proceed with permanent repairs without first obtaining an excavation permit hereunder.

16-229. Noise, dust and debris. Each permittee shall conduct and carry out the excavation work in such manner as to avoid unnecessary inconvenience and annoyance to the general public and occupants of neighboring property. The permittee shall take appropriate measures to reduce to the fullest extent practicable in the performance of the excavation work, noise, dust and unsightly debris and during the hours of 10:00 P.M. and 7:00 A.M. shall not use, except with the express written permission of the City Manager or in case of any emergency as herein otherwise provided, any tool, appliance or equipment producing noise of sufficient volume to disturb the sleep or repose of occupants of the neighboring property.

16-230. Excavations barred in new street improvements.

Whenever the City Commission enacts any ordinance or resolution providing for the paving or repaving of any street, the City Manager shall promptly mail a written notice thereof to each person owning any sewer, main, conduit or other utility in or on any real property whether improved or unimproved, abutting said street. Such notice shall notify such persons that no excavation permit shall be issued for openings, cuts or excavations in said street for a period of five (5) years after the date of enactment of such ordinance or resolution. Such notice shall also notify such persons that applications for excavation permits, for work to be done prior to such paving or repaving, shall be submitted promptly in order that the work covered by the excavation permit may be completed not later than forty-five (45) days from the date of enactment of such ordinance or resolution. The City Manager shall also promptly mail copies of such notice to the occupants of all houses, buildings and other structures abutting said street for their information and to state agencies and city departments or other persons that may desire to perform excavation work in said city street. Within said forty-five (45) days every public utility company receiving notice as prescribed herein shall perform such excavation work subject to the provisions of this chapter, as may be necessary to install or repair sewers, mains, conduits or other utility installations. In the event any owner of real property abutting said street shall fail within said forty-five (45) days to perform such excavation work as may be required to install or repair utility service lines or service connections to the property lines, any and all rights of such owner or his successors in interest to make openings, cuts or excavations in said street shall be forfeited for a period of five (5) years from the date of enactment of the ordinance or resolution. During said five (5) year period no excavation permit shall be issued to open, cut or excavate in said street unless in the judgment of the City Manager, an emergency as described in this chapter exists which makes it absolutely essential that the excavation permit be issued. Every city department or official charged with responsibility for any work that may necessitate any opening, cut or excavation in said street is directed to take appropriate measures to perform such excavation work within said forty-five (45) day period so as to avoid the necessity for making any openings, cuts or excavation in the new pavement in said city street during said five (5) year period.

16-231. Preservation of monuments. The permittee shall not disturb any surface monuments or hubs found on the line of excavation work until ordered to do so by the City Manager.

16-232. Inspections. The city shall make such inspections as reasonably necessary in the enforcement of this chapter. The City Manager shall have the authority to promulgate and cause to be enforced such rules and regulations as may be reasonably necessary to enforce and carry out the intent of this chapter. Copies of all such rules and regulations shall be forwarded to all utilities with the effective date.

16-233. Maintain drawings. Users of sub-surface street space shall maintain accurate drawings, plans, and profiles showing the location and character of all underground structures including abandoned installations. Corrected maps, satisfactory to the City Manager, shall be filed with the city within six (6) months after new installations, changes or replacements are made.

16-234. Chapter not applicable to city work. The provisions of this chapter shall not be applicable to any excavation work under the direction of competent city authorities by employees of the city or by any contractor of the city, performing work for and in behalf of the city necessitating openings or excavations in streets.

16-235. Public service companies. No person or entity operating a public utility in the City of Iron City shall have the right nor shall be allowed or permitted to enter upon, excavate or disturb the sidewalks, pavements or rights of way at the City of Iron City except upon the discretionary granting of a permit by the City of Iron City in accordance with all the provisions, requirements and standards of this chapter.

Provided, however, that public utilities are authorized and empowered to make emergency repairs to existing facilities on condition that immediately contemporaneous notice thereof be given and provided to the city's public works director and, in the event of such occurrence, such public utility shall make contemporaneous and, if such emergency occurs during other than normal business hours, immediate ex post facto application for a permit during normal business hours at city hall during the immediately following next day and shall then observe all requirements of the permitting process except those which require application for a permit prior to such excavation.

16-236. Insurance. A permittee, prior to the commencement of excavation work hereunder, shall furnish the City Manager satisfactory evidence in writing that the permittee has in force and will maintain in force during the performance of the excavation work and the period of the excavation permit

public liability insurance of not less than \$100,000.00 for any one person and \$300,000.00 for any one accident and property damage insurance of not less than \$50,000.00 duly issued by an insurance company authorized to do business in this state.

16-237. Liability of city. This chapter shall not be construed as imposing upon the city or any official or employee thereof any liability or responsibility for damages to any person injured by the performance of any excavation work for which an excavation permit is issued hereunder; nor shall the city or any official or employee thereof be deemed to have assumed any such liability or responsibility by reason of inspections authorized hereunder, the issuance of any permit, or the approval of any excavation work.

16-238.1 Penalty. Any person, firm, corporation, entity and/or utility violating any of the provisions of this chapter shall be liable to a fine in the amount of not to exceed \$50.00 per day, with each day that said condition or occurrence remains uncomplied with and/or unremedied constituting a separate offense.

Section 2. This Ordinance shall become effective immediately upon its approval, the public welfare requiring.

Approved 1st reading _____, January 2009
Approved 2nd reading _____, January 2009

Mayor

Attest: City Recorder