ORDINANCE NO. 290

AN ORDINANCE TO PROVIDE FOR THE OPENING OR CUTTING OF ANY STREET IN THE CITY OF ATKINS, ARKANSAS.

WHEREAS, it has become necessary because of the increased need to make openings or cuts in the streets of the City of Atkins, Arkansas, to regulate them, therefore,

BE IT ORDAINED BY THE CITY OF ATKINS, ARKANSAS:

SECTION I. From and after the passage of this Ordinance, any person, firm or corporation wishing to cut an opening in or bore a hole under any street in the City of Atkins, Arkansas, shall first obtain an application from the City Clerk or his designee and, before cutting or boring said street, approval from a member of the Atkins Street Department.

SECTION II. For cutting a gravel street, there shall be a flat charge of Twenty-Five and no/100 Dollars ($25.00) paid at the time of obtaining the permit to the City of Atkins, Arkansas. For cutting a paved street, there shall be a flat charge of Fifty and no/100 Dollars ($50.00) paid at the time of obtaining the permit to the City of Atkins, Arkansas. These sums of money shall be used by said City to repair the openings in said streets; but if the actual costs of repair

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or damage to said property exceeds this amount, the person, firm or corporation causing this damage shall be liable for the total cost of repair.

SECTION III. Any person, firm or corporation desiring to drill or bore under any street in the City of Atkins shall obtain a permit as provided herein but shall not be required to pay the fee set out in Section II above but shall be responsible to the City of Atkins for any damage done as a result of said boring or tunneling.

SECTION IV. Any person, firm or corporation violating the conditions or terms of this Ordinance shall be deemed guilty of a misdemeanor and shall, on conviction, be fined in any sum not less than Twenty-Five and no/100 Dollars ($25.00) nor more than Five Hundred and no/100 Dollars ($500.00).

SECTION V. It being found that it is necessary for the protection of public property an emergency exists, and this Ordinance shall be effective and in full force from the date of passage hereof.

PASSED this 5th day of August, 1969.

MAYOR

CITY CLERK

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