

ORDINANCE NO. 2012-11

**AN ORDINANCE REQUIRING A RIGHT OF WAY PERMIT FOR
CONSTRUCTION PROJECTS IN VILLAGE PUBLIC RIGHT OF WAYS AND
DECLARING AN EMERGENCY**

WHEREAS, the Council of the Village of Arcanum, County of Darke and State of Ohio is responsible for the care and maintenance of the public right of ways throughout the Village; and

WHEREAS, the Village recognizes that construction projects in Village public right of ways are necessary; and

WHEREAS, the Village wishes to protect against any damage to Village public right of ways resulting from construction projects so as to preserve said right of ways for the use of the Village residents;

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE
AUTHORITY OF THE MUNICIPALITY OF ARCANUM, OHIO:**

SECTION ONE: The Village Administrator is hereby authorized to require all contractors wishing to perform work in Village right of ways to complete the Application for a Right of Way Permit and be subject to the General Conditions attached hereto as Exhibit "A." The Village Administrator is further authorized to charge a \$20 fee for each such application and shall establish an appropriate bond necessary to assure performance on a case-by-case basis.

SECTION TWO: For reasons stated in the preamble, the within Ordinance is hereby declared an emergency measure as the same will insure the welfare of the Village residents.

Passed this 14TH day of February, 2012

Mayor Judith Foureman.

ATTEST:

Carolyn L. Robinson, Fiscal Officer

1st Reading: 02/14/12

2nd Reading: N/A

3rd Reading: N/A

Three Reading Rule Waived: 02/14/12

Emergency Declared: 02/14/12