

South Rockwood: *Code language referring to public trees – 2015*

Chapter 14 - LAND DIVISIONS AND SUBDIVISIONS

Sec. 14-173. - Street trees.

Street trees of a variety and size in accordance with the following standards shall be planted between the sidewalks and property line:

- (1) Each lot shall contain a minimum of one street tree.
- (2) Trees for an entire block shall be planted at the same time.
- (3) Minimum tree size shall be three-inch caliper as measured six inches above crown.

(Comp. Ords. 1994, § 17.075(12))

ARTICLE IV. - CONSTRUCTION, OPERATION, USE, MAINTENANCE WITHIN PUBLIC RIGHTS-OF-WAY

• Sec. 38-263. - Issuance of permit.

- (a) Any person desiring a permit required in this section shall file an application with the village clerk upon forms approved by the village council. Forms shall be approved by the village council by resolution. All applicants shall attach to the application detailed plans and specifications showing the nature, object, and exact location of the work site for which such permit is desired. The approximate time at which the work is to be performed and completed shall also be included.
- (b) Such permit shall be subject to the following:
 - (1) The individual in charge of the work shall have a copy of the permit together with approved plans or sketches in his possession on the job at all times.
 - (2) The contractor shall provide and place sheeting, shoring and/or bracing as necessary to prevent caving, loss or settlement of foundation material supporting the pavement or any other street structure or appurtenance. The contractor shall assume the full responsibility for this protection and not proceed without prior method approval by the village engineer. Care shall be taken to not locate equipment or stack materials in such a way as to cause a vision obstruction or interfere with the flow of traffic.
 - (3) All streets, driveways and trees shall be bores unless specific permission is granted by the village engineer. Bore pits are to be five feet either side of trees and at least three feet from driveway or curbs. When the pipe is installed by tunneling, all remaining voids shall be filled by an approved

method. When the pipe is installed by boring and jacking, the leading edge of pipe must always precede the auger.

(4)

Excavation from beneath pavement or curbs, or excavation within the area under the influence of the curb shall be backfilled with "K-Krete" or equal, with a minimum compressive strength of 100 psi in 28 days and maximum compressive strength of 400 psi in 28 days. Excavations falling under sidewalks or driveways shall be backfilled with approved granular material compacted to 95 percent of maximum density as per current state department of transportation specifications. Excavations not otherwise specified shall be backfilled with clean excavated material (excluding rock) compacted to a similar density as the adjacent ground. The cost of any repairs attributable to backfill settlement within one year after acceptance of the work will be chargeable to the applicant. For purpose of this section, the term "under the influence of the curb" shall mean that ground below an imaginary line extended for the corner of the curb nearest the excavation and having a slope of one foot drop per one foot travel.

(5)

Concrete pavements or concrete pavements that have been overlaid with asphalt shall be replaced and having a thickness equal to the existing. All other pavement shall be replaced in like kind and thickness as existing except that in no case shall such replacement be less than three inches of bituminous concrete or eight inches of compacted 21A stone base. Edges of pavement cuts shall be saw cut to one foot back from the edge of the trench just prior to patching. All pavement patches will be adequately plated to allow use by traffic.

(6)

Driveways shall be replaced in like kind and thickness.

(7)

Underground utilities shall be installed with not less than 30 inches of cover.

(8)

No work within the street right-of-way will be permitted on Saturdays, Sundays or holidays without the expressed permission of the village engineer, excluding emergency repair work.

(9)

All disturbed areas of vegetation shall be restored with a minimum of three inches of topsoil smoothly graded, seeded, fertilized and mulched in accordance with current village specifications.

(10)

Restoration and clean up work shall be carried on concurrent with other items of work and completed in a timely manner. Excessive delay in undertaking and completing restoration will not be permitted. All restoration shall result in a condition that is equal to or better than that which existed prior to the start of construction.

(11)

The name, home telephone and business phone number of three representatives of the permit applicant who can be contacted in the event of an emergency shall be provided to the village.

(12)

Expressed permission of the village engineer, building official, or department of public works supervisor, as applicable, must be given prior to use of any village owned property as a construction yard.

(13)

The village engineer will be notified one week in advance of the dates of street closures by the permit holder and will be responsible for providing updated closure information to the department of public works, police, fire, newspaper, schools and bus service.

(14)

In the event of an emergency outside of normal working hours the emergency numbers listed on the permit are to be called. If corrective action is not immediately taken, the department of public works will take what corrective action is deemed necessary. The next working day the department of public works is to notify the village engineer of its action and the village engineer will then revoke the permit until the situation is corrected. If the violation is by a contractor employed the village, the village engineer will issue him a stop work order until the situation is corrected.

(15)

The contractor shall conform to all applicable construction signing procedures as described in the Michigan Manual of Uniform Traffic Control Devices, Current Edition.

(c)

After the plans and specifications are approved by the village engineer, the permit shall be issued in accordance with the application filed.

(d)

If the plans and specifications are rejected, the village engineer shall provide a concise statement of the reasons to the applicant.

(Ord. No. 93, § 3, 2-7-2000)

- **Sec. 38-270. - Annual maintenance permit.**

The village may issue annual maintenance permits to such persons desiring one. The terms and conditions governing the annual permit shall be as follows:

(1)

Maintenance, tree trimming with permission of the village engineer. No tree removal without village engineer permission; provided however such trimming or removal may occur without prior permission during emergency situations.

(2)

Repair existing underground conduit, buried cable, buried wire, and pipe (except under pavement).

(3)

Replacement of defective buried cable sections with like size up to 50 feet. Prints to be submitted for all cable section replacement. If new cable is to be placed outside immediate area (more than two feet away from existing location center line), special permission is required to do so.

(4)

Insertion of plastic pipe inserts or lining through existing mains (gas, water or sewer), in connection with maintenance and renewal programs, not requiring pavement replacement costs, and placing or replacing cable in existing conduit.

(5)

Install buried cable or wire loop or lateral to an existing pole in an existing pole line. This may include crossing a street by squeeze boring or pushing one pipe two inches or less in diameter.

(6)

Install, remove or place load coil case on existing buried cable or wire, including loop from main trench at only one location.

(7)

Replace open wires, single pair rural wire and/or drop wire with multiple line wire or small cable on same pole, line not extending beyond the present wire.

(8)

- Repair and maintenance of open wire, multiple type wire, drop wire and aerial cable.
- (9) Repair and/or replace leaking, distressed, or otherwise damaged sections up to 50 feet of existing gas mains (except under pavement). Backfill and restore in accordance with village specifications.
- (10) Replace up to two poles within an existing line of poles provided that no tree is required because of increased pole height.
- (11) Adding or replacing guys and anchors to poles parallel to street center line or away from street center line.
- (12) Install aerial drops, which do not require a new pole within street right-of-way outside of existing pole line, or install aerial drop along with intermediate pole in an existing pole line to permit installing aerial drop.
- (13) Crossing paved streets for underground house service will be by squeeze bore, auger or "moleing" per the following conditions:
- a. Maximum diameter of auger: 2½ inches with no casing.
 - b. Maximum width of bore trench: 24 inches.
 - c. Maximum depth below paved surface: 30 inches
 - d. Minimum distance from edge of paved or traveled way surface to bore pit: 3 feet.
- As used herein the term "moleing" shall mean a single forward boring system (without removal of soil) and a return pass of reamer or shank with underground cable, water or gas line attachment.
- (14) Crossing gravel streets for underground house service may be by trenching. Streets to be restored to village specifications.
- (15) Inspect and maintain systems, valves and meters and their associated manholes.
- (16) Conduct soil boring outside of traveled way and perform survey work.
- (17) Install improvement service lines to residential customers.
- (18) Conditions for blanket permit activities:
- a. Emergency repairs requiring excavation may be made with notification being given to the village engineer as soon as possible, and no later than the next village working day.
 - b. Immediate notification must be given for emergency (public safety, health and welfare) operations, which involve cutting of pavement, and a special permit must be obtained as soon as possible.
 - c.

- Traffic shall be maintained in accordance with the Michigan Manual of Uniform Traffic Control Devices and village specifications.
- d. Soil boring operations shall be subject to the provisions of state law.
 - e. Utility companies shall submit reports monthly to the village engineer listing the location, date and type of activity for each activity performed under the blanket permit for that month, which required excavation in the public right-of-way.
 - f. Miss Dig to be notified prior to any work.
 - g. Annual permits shall run with the calendar year and may be renewed during the month of December.

(Ord. No. 93, § 10, 2-7-2000)