

CITY OF MARSHALL

ORDINANCE NO. 2025-015

AN ORDINANCE AMENDING CHAPTER 70. STREETS, SIDEWALKS AND OTHER
PUBLIC PLACES. ARTICLE II. EXCAVATIONS. DIVISION 2. PERMIT. SECTION 70-76.
REQUIRED OF THE CODE OF ORDINANCES, CITY OF MARSHALL, ILLINOIS.

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF MARSHALL

Published in pamphlet form by authority of the City of Marshall, Clark County, Illinois, this
14th day of July, 2025.

AN ORDINANCE AMENDING CHAPTER 70. STREETS, SIDEWALKS AND OTHER PUBLIC PLACES. ARTICLE II. EXCAVATIONS. DIVISION 2. PERMIT. SECTION 70-76. REQUIRED OF THE CODE OF ORDINANCES, CITY OF MARSHALL, ILLINOIS.

Section 1. That Chapter 70. Streets, Sidewalks and other Public Places. Article II. Excavations. Division 2. Permit. Section 70-76. Required of the Code of Ordinances, City of Marshall, Illinois is hereby amended to read as follows, with strikeouts indicating deletions in text and underscores indicating additions to text:

Section 70-76. Required.

~~It shall be unlawful for any person to tunnel under or to make any excavation in any street, alley or other public place in the city without having obtained a permit as required in this article, or without complying with the provisions of this article, or in violation of or variance from the terms of any such permit. A separate permit shall be required for each excavation or tunnel.~~

A. No person or entity shall dig up, cut into, improve, repair, obstruct, or remove any portion of the City Right-of-Way for any purpose whatsoever, except in cases of an emergency, unless an application is made to the Public Works Department for permission therefore at least 7 days prior to the planned work. All applications shall state the full name and address of the applicant and purpose of such work and shall be accompanied by a fee as hereinafter provided. At the request of the Public Works Department, applicants shall submit complete plans and specifications for the proposed work within the Right-of-Way and coordinate the best location for the proposed work.

1. Right-of-Way permits shall be in effect for a period of one (1) year or until closed by the permitting party. Permits requiring more than one (1) year must be renewed with the Public Works Department. Each renewal shall be effective for a period of one (1) year.
2. Right-of-Way permits, which include traffic restrictions on a minor thoroughfare or road closures of a minor street exceeding ten (10) days shall submit a traffic control plan to the Public Works Department for approval.

B. Upon proper application and payment of fee, the Public Works Department shall issue a permit authorizing the applicant to work within the specified Right-of-Way for the specified purpose. The permit shall determine the extent of such work and the length of time for which permission is granted. A copy of the permit shall be retained by the Public Works Department as a part of their records.

Section 2. If any provision of this Ordinance, or application thereof, is held invalid by any Court, other provisions or applications of this Ordinance which can be given effect without the invalid provision or application shall not be affected, and to this end the provisions of this Ordinance are declared to be severable.

Section 3. That this Ordinance shall take effect ten (10) days after its passage and approval as provided by law.

	<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Michael Smitley	-		
Warren J. Le Fever	-		
Vickie Wallace	-		
Jarod Green	-		
Robert Nelson	-		
Foster Propst	-		
Logan Swalls			-
Greg King	-		

PASSED this 14th day of July, 2025.

APPROVED this 14th day of July, 2025.


MAYOR

ATTESTED, filed in my office,
and published in pamphlet form
this 14th day of July, 2025.


CITY CLERK

(SEAL)