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### **Sec. 12-1. Violation; penalty.**

Whoever violates the provisions of this chapter shall, for each violation, be fined not more than five hundred dollars (\$500.00), or be imprisoned for not more than six (6) months, or both.

(Ord. No. 2-83, § 8, 12-13-83)

### **Sec. 12-2. Permit required.**

It shall be unlawful for any person, firm or corporation holding a public service franchise for the construction and maintenance of gas pipes, gas mains, and/or oil pipes in, along or under the parish roads within the Parish of Beauregard, State of Louisiana, to cut, tunnel, excavate, or place vehicles thereon with axle loads in excess of that allowed by state law in, along, under or across any parish roads or bridges, without first obtaining a permit to do so from the Beauregard Parish Police Jury.

(Ord. No. 2-83, § 1, 12-13-83)

### **Sec. 12-3. Application.**

Applications for permits shall be in writing, and shall be submitted to the Beauregard Parish Police Jury not less than sixty (60) days prior to the date upon which the applicant proposes to commence its operations, and shall be accompanied by:

- (1) A map or plat showing the location of the proposed pipeline and all proposed crossings of parish roads or bridges, with a scale of not less than one (1) inch equals two (2) miles;
- (2) A summary of all parish roads that are proposed to be used to access the areas where the pipeline will be constructed;
- (3) A summary of the manner in which the road crossings are to be effected, the depth of such crossings, and the projected time for the completion of the operation; and
- (4) A fee of five thousand dollars (\$5,000.00) for each such crossing in, under, or across any paved road surface, and two-thousand five hundred dollars (\$2,500.00) for each such crossing, in, under or across each open surface road.

(Ord. No. 2-83, § 2, 12-13-83)

### **Sec. 12-4. Method of crossing roads; safety provisions for vehicles.**

All parish paved roads with a traffic volume of four hundred (400) vehicles per day, or more, shall be tunneled only. All other roads may be crossed by appropriate trenching methods; however, the permit holder shall make provisions for the safe passing of all vehicular traffic over and across any and all such excavations.

(Ord. No. 2-83, § 3, 12-13-83)

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### **Sec. 12-5. Marking of construction areas.**

All open excavations, embankments, or equipment placed upon or operating within the parish road right-of-way shall be properly marked with warning signs and traffic-control devices meeting the requirements of the Manual on Uniform Traffic Control Devices.

(Ord. No. 2-83, § 4, 12-13-83)

### **Sec. 12-6. Use of track equipment over paved roads.**

The permit holder shall not utilize track equipment over paved roads within the Parish of Beauregard, without providing a protective covering for the paved road surface, approved in advance by the public works director.

(Ord. No. 2-83, § 4, 12-13-83)

### **Sec. 12-7. Obstruction of drainage system.**

Pipeline construction operations undertaken hereunder will not obstruct or alter the drainage of road bridges, culverts, or ditches at any period during which there is a flow of storm water run-off, without the approval, in advance, of the public works director.

(Ord. No. 2-83, § 5, 12-13-83)

### **Sec. 12-8. Restoration of parish roads.**

All repairs to parish roads damaged by pipeline construction shall be completed within seventy-two (72) hours of completion of the pipe-laying operations, within the right-of-way. All repairs for the type of road surface or structure involved shall be made in accordance with the guidelines established by the Beauregard Parish Road Maintenance Manual or as otherwise determined by the Parish Administrator.

(Ord. No. 2-83, § 6, 12-13-83)

#### **Sec. 12-8.1 Escrow – Required; maximum; use; refund**

A guarantee escrow deposit to ensure satisfactory completion of the permitted work affecting parish roads and bridges and future repairs of parish roads and bridges shall accompany all applications for a permit under this article. The deposit shall be in the form of a certified check made payable to the parish and the amount thereof shall be calculated in accordance with the schedule provided in this section. Such amount shall, in no case, exceed \$50,000. This guarantee deposit amount shall be required for all work utilizing parish roads for pipeline construction.

<b>Length of Total Parish Road to be Used</b>	<b>Amount of Deposit</b>
50 miles or more	\$50,000
25-49 miles	\$35,000
Less than 25 miles	\$25,000

In the event of the refusal or neglect by any permittee to make the restoration and repairs required herein in not less than two days and not more than ten days from the date notified by the Parish Administrator so to do, the

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Parish Administrator shall cause the repairs necessary to restore the proper grade and original condition of the parish road or bridge to be made, and the cost of such repair shall be deducted from the guarantee deposit or escrow made by the permittee.

In the event deductions from the guarantee escrow deposit exceed 50 per cent of the total amount deposited, the permit shall be suspended unless and until the permittee deposits an additional sum to bring the guarantee deposit up to the amount originally required in the application.

The guarantee deposit required by this article shall be funded promptly upon receipt of notice from the Parish Administrator that the parish roads and bridges have been satisfactorily repaired.

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