

ORDINANCE, REGULATING INSTALLATION OF CULVERTS
TOWN OF SULLIVAN
Adopted March 14, 1983
Amended, June 26, 1995

Section 1. AUTHORITY

Pursuant to the authority of police power granted to municipalities in 30 M.R.S.A. 2151 and by authority of the home rule provisions of the Constitution of the State of Maine, Article VII-A as implemented by 30 M.R.S.A. Ch. 201-A, the town roads within the limits of the town.

Section 2. No person shall install a culvert, access any town road, unless he first files an application with the selectmen and obtain a permit.

Section 3. The permit shall provide the following information.

- A. A designation of the location of the proposed culvert and/or access way,
- B. The name or names of the owners of the land on which the culvert and/ or access way is to be installed/located.
- C. The diameter of the culvert and/or size of access way.
- D. The length of the culvert overall and the length of the culvert exposed on each side of the access way.
- E. A certification that the culvert to be installed is new and has not been previously used.
- F. Such additional information as may be required by the Selectmen under the circumstances to assure adequate drainage and/or vehicle passage.

Section 4. No permit shall be issued under any of the following circumstances;

- A. If the diameter of the proposed culvert is less than 12 inches.
- B. If written consent of one or more owners of each parcel of land on which the culvert and/or access way is located, is not obtained; said land not being owned by the applicants.
- C. If the culvert to be installed had been previously used.
- D. If it appears to the Selectmen that the proposed culvert and/or

access way will not provide the adequate drainage.

If all of the above requirements are not satisfied, the Selectmen shall issue a written denial of the permit.

- Section 5.** No culvert and/or access way shall be installed later than one year after the date the permit has been issued.
- Section 6.** Any person who shall violate this ordinance shall be punished by a fine of not less than \$250.00 for each offense. In addition, the Town may recover its costs of prosecution, including reasonable attorney's fees.
- Section 7.** Application filed and true copies of permits issued, or denials of such permits, shall be retained by the Town for not less than five years after the date of issuance or denial.

TOWN OF SULLIVAN
1888 US HWY 1
SULLIVAN, ME 04664
APPLICATION TO OPEN TOWN ROAD

NAME OF APPLICANT.....DATE:.....
ADDRESS OF APPLICANT.....
TELEPHONE # DAY.....EVENING.....

OFF TOWN ROADWAY NAMEDTAX MAP #.....LOT.....
SITE PLAN REQUIRED.
PROPOSED USE.....
PROPOSED LENGTH OF CULVERT?.....
PROPOSED DIAMETER OF CULVERT?.....
(see Requirements in Building Ordinance)

WORK TO BE DONE BY:.....
.....Telephone #.....
STARTING DATE:.....COMPLETION DATE:.....

UTILITIES IN AREA: Water & Sewer/Telephone/Power
Are there any known utilities in the area of this opening YES () NO ()

NOTICE TO APPLICANT

M.R.S.A. Title 23 Sec. 3360-A Protection of Underground Facilities requires:

- 1.. The contractor needs to notify DIG SAFE 1-888-DIG-SAFE at least 3 business days (72 actual hours) prior to opening roadway.

Your endorsement of this form certifies to the Board of Selectmen of the Town of Sullivan that DIG-SAFE will be notified in accordance with the requirements listed above.

STATE MENT OF AGREEMENT

I understand that the opening will be measured by the Road Commissioner, Code Enforcement Officer and/or Selectmen of the Town of Sullivan. I agree to be responsible for all FINAL RESTORATION of the affected area to the satisfaction of the Board of Selectmen and/or Road Commissioner of the Town of Sullivan

Signature of Applicant: _____