

AN ORDINANCE OF THE TOWN OF HIGHLAND PARK, TEXAS, REPEALING ORDINANCE NO. 383, AND ALL AMENDMENTS THERETO, THAT CONFLICT WITH THE TERMS OF THIS ORDINANCE AND ENACTING IN LIEU THEREOF A NEW ORDINANCE REGULATING THE EXCAVATION AND REPAIRS OF UTILITY CUTS IN THE PUBLIC STREETS, ALLEYS, PARKS, AND EASEMENTS IN THE TOWN OF HIGHLAND PARK; PRESCRIBING SURETY BOND AND INSURANCE REQUIREMENTS; ESTABLISHING GENERAL CONSTRUCTION REQUIREMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR INCORPORATION INTO THE TOWN'S CODE OF ORDINANCES; PROVIDING FOR A PENALTY: PROVIDING FOR AN EFFECTIVE DATE AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HIGHLAND PARK, TEXAS:

SECTION 1. SHORT TITLE

This Ordinance shall be known and may be cited a "The Excavation Ordinance" of the Town of Highland Park, Texas.

SECTION 2. PURPOSE

The purpose and intent of this Ordinance is to provide minimum standards, provisions, and requirements for safe excavations on public land. The intent herein is to provide regulations that will not degrade existing improvements and that will be accomplished with minimum inconvenience to the public. This Ordinance shall be deemed remedial and is enacted for the beneficial interests of the public and for the public safety and general welfare. The right of the public to free and unhampered passage on public property shall be held paramount to other interests.

SECTION 3. DEFINITIONS

A. "Contractor" as used herein shall be interpreted to mean any public or private person engaged in cutting, digging, or replacing any paving or soil, or replacing or repairing any utilities on public property, or in easements.

B. "Easement" as used herein is a grant of right-of-way or a reservation by or to the Town of Highland Park for its municipal or utility purposes and objectives.

C. "Excavation" shall mean any cavity or pit on public property, or in easements, that is produced by cutting, jacking, boring, or digging, and is made for the purpose of installing or repairing a utility.

D. "Inspector" shall mean the Director of Public Works, Building Inspector, Town Engineer, or their authorized representatives of the Town.

E. "Permittee" as used herein is any person who has been granted and has in full force and effect an excavation permit issued hereunder.

F. "Person" shall mean any person, firm, partnership, association, corporation, or organization of any kind.

G. "Principal Unit of Work" shall be that unit which controls the completion time of the excavation work.

H. "Public Property" shall mean any public land of the Town, including but not limited to parks, public parkways, streets, alleys, or easements.

I. "Town" shall mean the Town of Highland Park, Texas.

J. "Working Day" is defined as a calendar day not including Saturdays, Sundays, or legal holidays in which weather or other conditions not under the control of the contractor will permit the performance of the principal units of work underway for a continuous period of not less than seven (7) hours between 7 a.m. and 6 p.m.

SECTION 4. GENERAL

It shall be unlawful for any person, or any of their agents, servants or employees, to cut, remove, alter, construct, reconstruct, or repair any street, alley, sidewalk, curb, gutter, or driveway approach in the Town without having first obtained a permit from the Town's Building Inspection Department as herein required, or without complying with the provisions of this Ordinance.

SECTION 5. APPLICATION FOR A PERMIT

By accepting an Excavation Permit, Permittee assumes complete responsibility for all phases of the excavation, and hereby accepts responsibility for removal and replacement of unsatisfactory work.

Any application for a permit shall be made at the Building Inspection Department on forms furnished by the Building Inspection Department. The application must be made for the permit at least twenty-four (24) hours prior to beginning any work thereto, except in the case of an emergency as described in Section 8 of this Ordinance, and furnish prior to issuance the following:

A. Surety Bond - As described in Section 6 of this Ordinance.

B. Certificate of Insurance - As described in Section 7 of this Ordinance.

C. Certificate of Worker's Compensation - as required by Texas State Law.

D. Evidence that a Paving Bond has been issued by the Building Inspection Department to the contractor responsible for replacing the pavement removed during the course of excavation.

E. A plan of the proposed work. When requested, the application shall be accompanied by plans showing the extent of the proposed excavation work, the dimensions and elevations of both the existing ground prior to said excavation and of the proposed excavated surfaces, the location of the excavation work, and such other information as may be prescribed by the Building Department.

SECTION 6. SURETY BOND

Before an excavation permit is issued by the Town, the applicant shall deposit with the Town's Building Inspection Department a surety bond in the amount of ten thousand dollars (\$10,000.00) payable to the Town and executed on the forms provided by the Building Inspection Department.

The required surety bond must be :

- A. With a good and sufficient surety;
- B. By a surety company authorized to transact business in the State of Texas.
- C. Conditioned upon the Permittee's compliance with this Ordinance and to secure and hold the Town and officials harmless against any and all claims, judgments, or other costs arising from the excavation or any work covered by the excavation permit or for which the Town, the Town Council or any other Town Officer may be made liable by reason of any accident or injury to persons or property through the fault of the Permittee, either in not properly guarding the excavation, or for any other injury resulting from the negligence of the Permittee. Further, that the Permittee assures the Town that the excavation shall be filled, restored, and placed in a good and safe condition, as near as possible to its original condition, and to the satisfaction of the Building Inspection Department, and to maintain property where excavation is made in as good condition for a period of two (2) years after said excavation work shall have been completed and accepted by the Building Inspection Department, usual wear and tear excepted.

Recovery on such bond for any injury or accident shall not exhaust the bond, but it shall in its entirety cover any and all future accidents or injuries during the term for which it is given. In the event of any suit or claim against the Town by reason of negligence or default of the Permittee, upon the Building Inspection Department's giving written notice to the Permittee and surety of such suit or claim, any final judgment against the Town requiring it to pay for such damage, including its legal fees and court costs, shall be conclusive upon the Permittee and his surety.

SECTION 7. INSURANCE

The Permittee, prior to the issuance of the excavation permit, shall furnish to the Building Inspection Department satisfactory evidence in writing that the Permittee has in force and will maintain in force during the performance of the excavation work and the period of the excavation permit public liability insurance of not less than \$100,000.00 for and one person and \$300,000.00 for any one accident and property damage insurance of not less than \$50,000.00 duly issued by an insurance company authorized to do business in the State of Texas. However, if the Building Inspector determines that the cost of the excavation to be performed by Permittee exceeds \$50,000.00, then the Building Inspection Department, at its discretion, may require the Permittee to maintain in force during the performance of the excavation work and the period of excavation permit public insurance not less than \$1,000,000.00 for any one person and \$3,000,000.00 for any one accident and property damage insurance not less than \$500,000.00, duly executed by an insurance company authorized to do business in the State of Texas.

SECTION 8. EMERGENCIES

Nothing in this Ordinance shall be construed to prevent emergency excavations on public property when the same is necessary for the preservation of life or property. However, no emergency repair shall be done without immediately notifying the Building Inspection Department. If such emergency occurs at night, on weekends or holidays, such notification shall be directed to the Town's Department of Public Safety before work is done. Thereafter, it shall be necessary to obtain a permit from the Building Inspection Department on the earliest working day, immediately following such emergency.

SECTION 9. PERMIT FEE

The fee for the permit described in Section 5 shall be fifteen dollars (\$15.00) for each pavement cut, excavation, bore, or embankment. Public utility companies which have a franchise with the Town to utilize streets, alleys, and easements of the Town shall be exempt from the requirement to pay a fee.

Where work for which a permit is required by this Ordinance is started or proceeds prior to obtaining said permit, the fees herein specified shall be increased to the amount of one hundred dollars (\$100.00), but the payment of such increased fee shall not relieve any persons from fully complying with the requirements of this Ordinance in the execution of the work nor from any other penalties prescribed herein.

SECTION 10. REVOCATION OF PERMIT

In addition to the penalty provisions of Section 26 of this Ordinance, the Town, in its discretion, may revoke the permit issued hereunder upon the following grounds:

A. Failure of Permittee to diligently do work permitted after beginning the excavation.

B. Violation of any terms or provisions of this Ordinance.

C. Giving false information upon the application.

D. Changing of subcontractors responsible for the paving repair, without first notifying the Building Inspection Department and obtaining the necessary approval.

Whenever the Permittee has failed to comply with provisions of this Ordinance, the Permittee shall be notified in writing of such violations. In the event such violations are not corrected upon written notice to Permittee and Surety, the Building Inspection Department may revoke the Excavation Permit without further notice.

SECTION 11. PERMIT EXPIRATION

A permit shall expire for work not started within thirty (30) days or completed within sixty (60) days after issuance and a new permit shall be required before beginning or completing the work. The request for an extension of a permit shall be made in writing to the Building Inspection Department.

SECTION 12. BARRICADES AND WARNING DEVICES

All excavations in streets, alleys, easements, public parks, or any other public property shall be barricaded and provide warning devices as required by the current Texas Manual on Uniform Traffic Control Devices published by the Texas Highway and Public Transportation Department. The Town's Building Inspection Department or Department of Public Safety may require additional traffic control devices to be installed immediately when deemed necessary for the safety of the public.

Warning lights as required in the Texas Manual on Uniform Traffic Control Devices must be in operation from sunset to sunrise for the duration of the work being done. Otherwise, if a warning light becomes inoperative or is removed, the person so named on the permit shall have it repaired or replaced prior to the next sunset.

SECTION 13. ROUTING OF TRAFFIC

The Permittee shall take appropriate measures to assure that during the performance of the excavation work, traffic conditions as near normal as practicable shall be maintained at all times so as to cause as little inconvenience as possible to the occupants of the abutting property and to the general public.

Should the scope of the Permittee's excavation work require the partial or complete closing of any street, alley, or easement, such closing must be approved by the Building Inspection Department. Upon the issuance of such approval, the Permittee shall meet all conditions set forth in the current Texas Manual on Uniform Traffic Control Devices.

The Building Inspection Department may, in its discretion, require that certain types of excavations be covered with steel plating as the work progresses. When plating is required, it will be the responsibility of the Permittee to insure that the plating is secure and utilized in conformance with good and accepted construction practices, and of a capacity to withstand public loading.

SECTION 14. PROTECTION OF UTILITIES

Prior to beginning excavation, contractor shall notify all affected utility companies and have all underground utilities located. The Permittee shall not interfere with any existing utility without the written consent of the utility company or person owning the utility. If it becomes necessary to remove an existing utility, this shall be done by its owner. No utility owned by the Town shall be moved to accommodate the Permittee unless the cost of such work be borne by the Permittee. The cost of moving privately owned

utilities shall be similarly borne by the Permittee, unless other arrangements are made with the utility company.

The Permittee shall support and protect all water mains and lines, sewer mains and connections, gas mains and services, electric conduit or other utilities which may be in any way affected by the excavation work, and do everything necessary to support, sustain, and protect them during said work. Should any of said water mains and lines, sewer mains and connections, gas mains and services, electric conduit, or other utilities be damaged, they shall be repaired by the agency or person owning them, and the expense of such repairs shall be charged to the Permittee, and his or its bond shall be liable therefor. The Permittee shall inform itself as to the existence and location of all underground utilities and protect the same against damage.

SECTION 15. PROTECTION OF ADJOINING PROPERTY

The Permittee shall at all times and at his own expense preserve and protect from injury any adjoining property by providing proper foundations and taking other measures suitable for the purpose. Where in the protection of such property it is necessary to enter upon private property for the purpose of taking appropriate protective measures, the Permittee shall obtain written approval from the owner of such private property for such purpose. In the event that the Permittee is unable to obtain approval from such owner, upon request, the Building Inspection Department may authorize him to enter the private premises solely for the purpose of making the property safe. The Permittee, shall at his own expense, shore up and protect all buildings, walls, fences or other property likely to be damaged during the progress of the excavation work, and shall be responsible for all damage to public or private property resulting from its failure to properly protect and carry out said work.

The Permittee shall not remove, even temporarily, any trees or shrubs which exist on public property without having first notified and obtained the consent of the Town's Parks Director. Whenever it may be necessary for the Permittee to trench through any park area, the sod shall be carefully cut and rolled and replaced with live sod after ditches have been backfilled as required in this Ordinance.

SECTION 16. PROMPT COMPLETION OF WORK

The Permittee shall prosecute with diligence and expedition all excavation and paving replacement as is consistent with high quality workmanship and materials. Use of water pumps, high strength concrete, and similar techniques are permitted insofar as possible without sacrifice to the quality of the work. Completion of the job, including replacement of the pavement and clean up shall be accomplished within five (5) working days after the right of way becomes impassable.

For every Saturday on which the contractor chooses to work, one day will be charged to the time permitted by this Ordinance. Nothing in this ordinance shall be construed as prohibiting the contractor from working on Saturdays if he so desires. Extensions of time to complete shall only be with the approval of the Building Inspection Department.

SECTION 17. CONSTRUCTION REQUIREMENTS

The Permittee shall protect the street, alley surface, or easement, drainage facilities, adjacent property, and all existing improvements from excavated materials, equipment operations, and other construction operations. Adequate provisions must be made to minimize inconvenience for traffic and to adjacent property owners. The following construction requirements shall be met by the Permittee:

A. Property lines and easements - Property and easement lines shall be indicated on the plan of excavation submitted to the Building Inspection Department with the application for the excavation permit and it shall be the Permittee's responsibility to confine excavation work within these limits, and if necessary, secure written authorization from adjacent property owners to utilize their property.

B. Protection of water courses - The Permittee shall provide for the flow of all water courses, sewers, or drains intercepted during the excavation work and shall replace the same in as good condition as it found them or shall make such provisions for them as the Building Inspection Department may direct. The Permittee shall not obstruct the gutter of any street but shall use all proper measures to provide for the free passage of surface water. The Permittee shall make provision to remove all surplus water, muck, silt, slickings, or other runoff pumped from excavations or resulting from sluicing or other operations and shall be responsible for any damage resulting from its failure to so provide.

C. Inspection of work - All work shall be subject to inspection by the Building Inspection Department. The Town's Building Inspection Department shall be notified by the Permittee before starting work, before starting backfill, prior to pouring concrete, and upon completion of work. Permittee shall not proceed with any further work in each instance without authorization by the Town's Building Inspection Department.

D. Noise, dust, and debris - The Permittee shall conduct and carry out the excavation work in such a manner as to avoid unnecessary inconvenience and annoyance to the Town and occupants of neighboring property. The Permittee shall take appropriate measures to reduce to the fullest extent practicable in the performance of the excavation work, noise, dust, and unsightly debris. During the hours of 10:00 p.m.

and 7:00 a.m., and all day on Sundays and holidays, Permittee shall not use, except with the express written permission of the Town, or in case of an emergency as defined in Section 8 of this Ordinance, any tool, appliance or equipment producing noise of sufficient volume to disturb the sleep or repose of occupants of the neighboring property.

E. Preservation of monuments - The Permittee shall not disturb any surface monuments or hubs found on the line of excavation work until approved to do so by the Town.

F. Maintain drawings - Users of all subsurface street, alley, and easement space in the Town shall maintain accurate drawings and plans showing the location and character of all underground structures. Copies of such plans shall be furnished to the Building Inspection Department as each revision is made.

G. Breaking through pavement - Steel reinforcement bars shall be preserved. Existing concrete base shall be removed and replaced a minimum of one foot (1') beyond the trench width. The removal and replacement of portions of existing concrete pavement shall require breakout grooves to be sawed by the use of an appropriate power driven concrete saw, subject to the approval of the Building Inspection Department. Where designated locations of breakout fall within three (3) feet of tool joints, construction joints or expansion joints, breakout shall be to existing joint. The grooves shall be cut perpendicular to the surface and shall be sawed to a minimum depth of one and one-way (1 1/2) inches. The concrete shall be sawn down to and around the existing reinforcing bars; the bars shall be bent clear of the excavation, but not removed from the concrete.

H. Jacking, boring, or tunneling - Where encasement or carrier pipe is required to be installed under public property by jacking, boring, or tunneling methods, the applicant must submit detailed plans for prior approval by the Town. Except for public utilities, the plans must be designed by and display the seal of a professional engineer registered in the State of Texas.

I. Minimum size of cut - on concrete pavement, no horizontal dimension of any cut made for the purpose of installing water or sewer services shall be less than three feet.

J. Cleanup - As the work progresses, all streets and alleys shall be thoroughly cleaned of all rubbish, excess dirt, mud, and other debris. If necessary, the Building Inspection Department may require cleanup to be done by the Permittee on a daily basis. All cleanup operations shall be at the expense of the Permittee.

K. Care of excavated material - All material excavated or other materials stored next to trenches and piled adjacent

to the trench or in any street shall be piled and maintained in such a manner as not to endanger those working in the trench, pedestrians or users of the streets, and so that as little inconvenience as possible is caused to those using streets, alleys, easements, and adjoining property. Where the confines of the area being excavated are too narrow to permit the piling of excavated material beside the trench, or other circumstances should deem it necessary, the Building Inspection Department shall have the authority to require that the Permittee haul the excavated material to a storage site and then rehaul it to the trench site at the time of backfilling. It shall be the Permittee's responsibility to secure the necessary permission and make all necessary arrangements for all required storage and disposal sites within the Town.

L. Preparation for Town utility connections - When the excavation is made by the Permittee for the purpose of connecting private sewer or water lines to the Town mains, it shall be the responsibility of the Permittee to prepare the trench and expose the main to the satisfaction of the Building Inspection Department.

The request for an inspection shall be made for a time that the Permittee or his authorized agent will be on the jobsite. Upon approval by the Building Inspection Department, the Town will normally make the connection within twenty-four (24) hours, excluding weekends, holidays, and emergency repairs. Backfilling and concrete replacement shall be the responsibility of the Permittee.

M. Repairs - Repairs are to be made as rapidly as is consistent with high quality workmanship and materials. Use of high strength concrete and similar techniques are encouraged insofar as possible without sacrifice of the quality of repair. All concrete replacement procedures including, but not limited to, backfilling, compaction, reinforcement, inspections, and concrete placement are the responsibility of the bonded concrete contractor.

N. Trench safety - Any excavation which will exceed a depth of five (5) feet shall meet all current OSHA safety standards and any applicable Town Ordinances.

O. Backfilling - Backfill will consist of either clean sand or select material approved by the Building Inspection Department and shall be compacted to the degree necessary to avoid settlement after the paving is replaced. Any backfill shall be compacted mechanically and by one of the following methods:

<u>Method</u>	<u>Maximum Layer</u>
Hand Pneumatic Tamper	3"
Sheep's Foot Roller	8"
Combustion, Electric, Hydraulic Cylinder	12"

Backfill material shall be compacted to a minimum dry density of 95% of standard proctor density, within 3% of optimum moisture. Compacting of any backfill material by water setting shall not be permitted. The Building Inspection Department shall have the right to require testing to determine the compaction, and such testing shall be at the expense of the Permittee.

P. Replacing concrete pavement - The existing pavement shall be sawed in accordance with Section 17(G) and removed to a line at least 12" back from the firm banks of the trench. The backfill shall be brought up to the elevation of the existing subgrade and satisfactorily densified in accordance with Section 17(O). Reinforcement shall be #3 steel bars on twelve inch (12") centers, both directions. New reinforcement shall be tied to existing steel exposed during removal, or shall be dowelled eight inches (8") into existing concrete base. Reinforcing bars shall be lapped eighteen inches (18") on splices. The concrete pavement shall be replaced with 3500 psi concrete of not less than five sacks of cement per cubic yard and match the finish and thickness of the existing pavement, but not less than 6" thick. Concrete shall be brush finished. The Building Inspection Department shall have the right to require testing to determine concrete strength, and such testing shall be at the expense of the bonded concrete contractor.

Q. Replacing asphaltic concrete with concrete base - the existing pavement shall be removed and compacted in accordance with the above specifications and the concrete base shall be replaced in accordance with above specifications to a line 1 1/2" below the asphaltic concrete surface of the street. Concrete shall cure for a minimum of four (4) days before placing asphalt.

R. Asphalt replacement - Surface pavement shall consist of Type "D", hot mix asphaltic concrete, unless otherwise specified by the Building Inspection Department. Asphalt shall be placed at a minimum temperature of two hundred and fifty degrees, and shall be immediately compacted and rolled to obtain maximum density. Roller shall be self-propelled, flat wheel roller, and shall produce uniform surface with no deviation in excess of one quarter inch (1/4") per foot as measured with a straight edge.

SECTION 18. FINAL CLEANUP

Immediately upon completion of work authorized, the Permittee shall remove from the work area all unused material, dirt, rock, debris, and loose concrete. The entire work area shall be thoroughly washed down, broom cleaned, and usable. Upon failure to do so within 24 hours after having been notified by the Town's Building Inspection Department said work may be done by the Town and the cost thereof charged to the Permittee, and the Permittee shall also be liable for the cost thereof under the surety bond provided

hereunder. Excavations in easements will be graded to provide for drainage.

SECTION 19. UNSATISFACTORY REPAIRS

All excavation repairs will be inspected periodically during the two (2) year term covered by the Excavation Bond. Any settlement or upheaval of the surface within said two (2) year period shall be deemed conclusive evidence of defective backfilling. Removal of unsatisfactory work shall start within five (5) calendar days and replacement shall be completed within ten (10) calendar days of written notification by the Town of the deficiency.

In the event that the Permittee does not complete the repair to meet standards set forth herein and within the time allotted above, the repair will be made by the Town, or a representative for the Town, at the Permittee's expense. Future permits shall not be issued to the Permittee until the repair charges are paid in full.

SECTION 20. TOWN'S RIGHT TO RESTORE SURFACE

If the Permittee fails to restore all surfaces to their original and proper condition upon the expiration of the time fixed by such permit or shall otherwise have failed to complete the excavation work covered by such permit, the Town reserves the right to do all work necessary to restore surfaces and to complete the excavation work. The Permittee shall be liable for the actual cost thereof plus fifteen (15) percent of such cost for general overhead and administrative expenses. The Town shall have a cause of action against the Permittee for all fees, expenses, and amounts paid out and due it for such work. The Town shall also enforce its rights under the Permittee's surety bond provided pursuant to this Ordinance.

SECTION 21. TOWN WORK AND UTILITY COMPANIES

The provisions of this Ordinance shall not be applicable to excavation work performed by the Town and its employees. Any contractor of the Town performing work for or in behalf of the Town necessitating openings or excavations on public property shall comply with this Ordinance unless the Town in writing, waives compliance with the requirements of this Ordinance upon terms and conditions it deems necessary. All provisions of this Ordinance shall be applicable to public utility companies and their contractors, except the provision which requires the payment of a permit fee, and the provision which requires a surety bond provided such utility company has agreed to indemnify the Town against damage and losses covered by the bond.

SECTION 22. UNLAWFUL ACTIVITIES

It shall be unlawful for any person to injure, deface, destroy unlawfully, willfully, or maliciously, any pipes, cables, or lines belonging to the Town of Highland Park or public utilities, including, but not limited to, water, sewer, gas, electric, telephone, and cable television.

SECTION 23. LIABILITY

This Ordinance shall not be construed as imposing upon the Town or any official or employee, any liability or responsibility for damages to any person injured by the performance of any excavation work for which an excavation permit is issued hereunder; nor shall the Town or any official or employee thereof be deemed to have assumed any such liability or responsibility by reason of inspections authorized hereunder, the issuance of any permit or the approval of any excavation work.

SECTION 24. SEVERABILITY

Should any word, phrase, sentence, section, paragraph, or portion of this Ordinance be held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said Ordinance which shall remain in full force and effect.

SECTION 25. VALIDITY

That Ordinance No. 383 and all ordinances of the Town of Highland Park, Texas, in conflict with the provisions of this Ordinance be, and the same are hereby repealed, and all other provisions of the ordinances of the Town of Highland Park not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 26. PENALTY FOR VIOLATIONS

Any person violating or failing to comply with any provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, fined not less than one hundred dollars (\$100.00) or more than one thousand dollars (\$1,000.00) for each offense, and each day's violation of said Ordinance shall constitute a separate and distinct offense.

SECTION 27. INCORPORATED IN CODE OF ORDINANCES

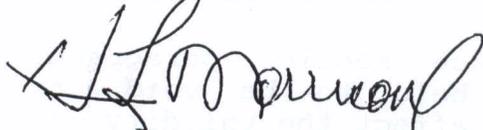
This Ordinance shall be deemed to be incorporated in the Code of Ordinances of the Town of Highland Park, Texas.

SECTION 28. EFFECTIVE DATE

The fact that the current Ordinance No. 383 of the Town of Highland Park, Texas, does not adequately provide for the regulation of opening and excavating in streets, alleys, easements, and other public grounds and is therefore inadequate to properly safeguard the general public, health, and safety, creates an emergency and an imperative public necessity, and this Ordinance shall take effect and be in force from and after its adoption according to law.

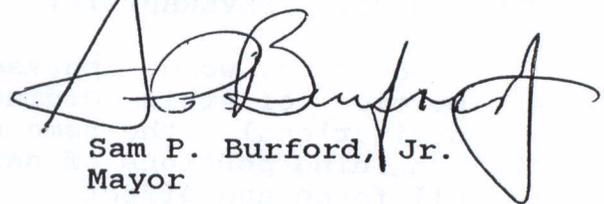
PASSED AND APPROVED by the Town Council of the Town of Highland Park, Texas on this 21st day of February 1989.

APPROVED AS TO FORM:



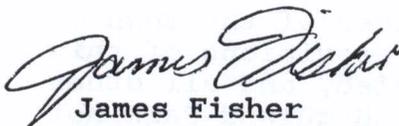
H. Lou Morrison, Jr.
Town Attorney

APPROVED:



Sam P. Burford, Jr.
Mayor

ATTEST:



James Fisher
Town Secretary