

CITY OF LOOKOUT MOUNTAIN, GEORGIA

ORDINANCE NO. 282

AN ORDINANCE to amend the City of Lookout Mountain, Georgia's Ordinance No. 107, to require the use of flowable fill following the excavation of streets and sidewalks in the City, and for other purposes.

BE IT ORDAINED by the City Council of the City of Lookout Mountain, Georgia, and IT IS HEREBY ORDAINED:

Section 1. The City of Lookout Mountain, Georgia's Ordinance No. 107 is hereby amended by the deletion of Section 2 thereof in its entirety and the substitution of the following therefor:

SECTION 2. All persons making excavations in any street or sidewalk of the City shall be required to repair said excavations pursuant to specifications which may from time to time be developed by the City Engineer and to leave the paving in as good condition as before the excavation was made. Repairs shall also be made in a manner to prevent the sinking of the pavement in the future, and excavations shall be backfilled with "flowable fill," also known as "controlled density fill," requiring no subsequent vibration or tamping to achieve complete consolidation. Flowable fill shall not settle or rut under loading and shall prevent the formation of "dips" in the pavement for a period of at least two years after the repair of an excavation. Flowable fill shall not be placed on frozen ground and shall be protected from freezing. Flowable fill is not a substitute for or interchangeable with concrete. The City Engineer shall be the exclusive judge of whether any excavation has been properly repaired and the street or sidewalk left in as good condition as before the excavation was made.

In all other respects, Ordinance No. 107 shall remain in full force and effect, unaffected by this amendment.

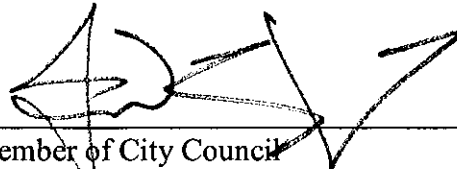
Section 2. Severability. If any of the sections, subsections, sentences, clauses or phrases of this Ordinance are for any reason held to be unconstitutional or invalid, the validity of the remaining portions of this Ordinance shall not be affected, since it is the express intent of the Council of the City to pass each section, phrase, paragraph and word separately.

Section 3. Part of Code of Ordinances. It is the intention of the Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Lookout Mountain, Georgia, and the sections of this Ordinance may be renumbered to accomplish such intention.

Section 4. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. Effective Date. This Ordinance shall be effective ten (10) days after its adoption by at least three (3) members of the Council of the City after two (2) readings at least one (1) week apart.

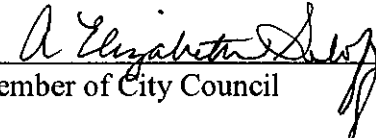
APPROVED on first reading on February 19, 2015.



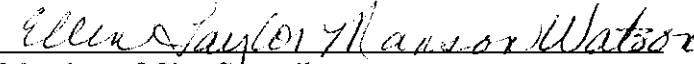
Member of City Council



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Member of City Council



Mayor of Lookout Mountain, Georgia

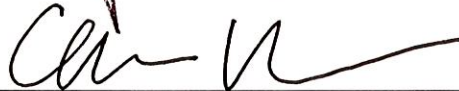
APPROVED AND ADOPTED on second reading on March 19, 2015.



Member of City Council



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Mayor of Lookout Mountain, Georgia

ATTEST:



City Clerk