

**AMENDMENT TO ORDINANCE NO. 12**

WHEREAS, the Boulder Town Council determines that it is in the Town's best economic and safety interest that persons or entities who excavate streets within the Town be required to ensure maintenance of the street at the location of the excavation for a period of thirty-six (36) months; and

WHEREAS, the Ordinance No. 12 provided that amount of the required surety bond or cash deposit for excavations may be changed from time to time by the Boulder Town Council; and

WHEREAS, the Boulder Town Council believes the current economy dictates a change in the required surety bond or cash deposit amount,

NOW THEREFORE, IT IS HEREBY ORDAINED:

1. Paragraph 11(A)(5) of Boulder Town Ordinance No. 12 is hereby amended to change "24 months" to "36 months."

2. Paragraph 11(B) of the Boulder Town Ordinance No. 12 is hereby amended to read:  
"The amount of the surety bond or cash deposit shall be established by Town Council and may be changed from time to time, but until the next change is enacted the amount of surety or cash deposit shall be \$500 for excavations up to five (5) feet in width that cross a street and shall be \$10.00 per foot in length for excavations up to five (5) feet in width that excavate along the direction of the street. For excavations in excess of five (5) feet wide, the amount of the surety bond or cash deposit shall be determined by the Mayor and Town Council."

Passed by the Boulder Town Council this 1 day of December, 1999.

/s/ Keith Gailey  
MAYOR

Attest:

/s/ Judith Davis  
Town Recorder