

**TOWN OF FAYAL
APPLICATION FOR ACCESS DRIVEWAY PERMIT**

Name of Applicant: _____

Lot/Sec _____ T57N R17W

Address: _____

Legal Description of Property: _____

Phone: _____

Location of proposed Driveway: Town of Fayal Road _____,

_____ miles N-S-E-W of _____
(Distance) (Circle one) (Specific road, landmark, or road intersection)

**PROPOSED DRIVEWAY LOCATION MUST BE MARKED BY THE APPLICANT WITH WHITE
FLAGS OR PAINT TO IDENTIFY**

Purpose of Driveway _____ Residence _____ Commercial (specify use) _____
Is this Driveway _____ Permanent _____ Temporary

**PLEASE ATTACH A SKETCH OF PROPERTY, PRESENT AND PROPOSED DRIVEWAYS AND
RELATION TO THE TOWN ROAD**

I, the undersigned, herewith make an application for permission to construct the access driveway at the above location. Said driveway shall be constructed to conform with the regulations of the Town of Fayal and to any requirements and special provisions included in this permit. It is expressly understood that this permit is conditional upon the replacement or restoration of the Town Road to its original or to a satisfactory condition.

Date

Signature of Applicant

This permit does not constitute a building permit, if approved, it only authorizes the permit holder an access onto a Fayal Town Road. No other authority is granted. The applicant should contact St. Louis County Planning Department at 749-7103 before altering the site or beginning construction.

DO NOT WRITE BELOW THIS LINE
(To Be Completed by the Town Foreman)

I recommend the following Culvert be installed:

Type _____, Diameter _____ inches, Length _____ Ft.

Remarks:

Approved by: _____

Date: _____

Original to Applicant
Copy to Road File

EXCAVATION PERMIT APPLICATION
Ordinance 96-1, Amended 17 June 2003
Resolution 2003-16

Town of Fayal
4375 Shady Lane
Eveleth, MN 55734

DATE

NAME

ADDRESS

CITY STATE ZIP

Does hereby apply for a permit to excavate for the following purpose: _____

at _____
ADDRESS AT SITE

Work will be done by _____
NAME

ADDRESS

CITY STATE ZIP

I agree that work will be done in accordance with ordinance No. 96-1 and will meet the approval of the Fayal Town Board and Foreman. I will use white flags or paint to identify the proposed excavation. I enclosed a check in the amount of \$1,000.00 payable to the "Town of Fayal," which I agree will be held as a Performance Bond until the Town Foreman advises the Clerk that the roadway or walkway has been restored to its original quality and appearance.

Signed (Owner)

Signed (Contractor)

Please bring in or drop off this application, along with the performance bond, to the Fayal Clerk's Office, 4375 Shady Lane, Eveleth, MN 55734. If you have any questions, please call 218-744-2878 or 218-744-4373.

EXCAVATION PERMIT

**Ordinance 96-1, Amended 17 June 2003
Resolution 2003-16**

**Town of Fayal
4375 Shady Lane
Eveleth, MN 55734**

DATE

_____ is hereby granted permission to excavate for
NAME

the purpose of:

at _____
ADDRESS AT SITE

The above names person/contractor has filed a check/bond in the amount of \$1,000.00
with the Town Clerk as a Performance Bond.

Issued this _____ day of _____, 20__.

FAYAL TOWN BOARD

Clerk

**TOWN BOARD OF SUPERVISORS
FAYAL TOWNSHIP
ST. LOUIS COUNTY, MINNESOTA
RESOLUTION 2003-16**

A Resolution to Amend Town of Fayal Ordinance 96-1 "Excavation Ordinance"

WHEREAS, The Town Board of Fayal Township adopted Town of Fayal Ordinance 96-1 "Excavation Ordinance" on 3 September 1996 which generally sets forth regulations by which property owners and contractors may excavate within Town of Fayal Roads, properties and rights of way for any purpose; and

WHEREAS, the Town Board has identified a need to modify, clarify, and amend several sections of said ordinance.

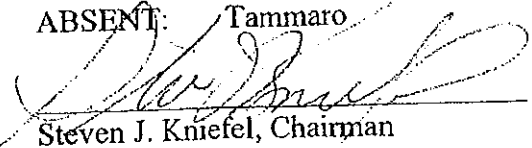
NOW THEREFORE, BE IT RESOLVED, by the Town Board of Fayal Township, that the following amendments and revisions are made to Fayal Ordinance 96-1:

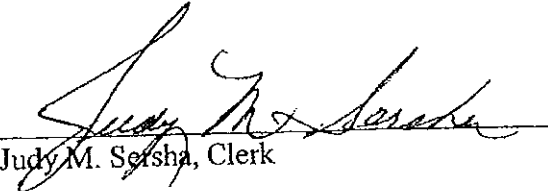
1. Section 3, sentence 3 is hereby revised to read:
"The applicant shall deposit with the Township Clerk the sum of \$ 1000.00, a cash bond, or a security bond to held by the Township to ensure compliance with the ordinance, and shall not be returned to the applicant until the Town Foreman has informed the Township Clerk that the permit holder has complied with these regulations."
2. Section 4 is hereby revised to read:
"Any excavation or connection as described in Section 1 or Section 2 above shall be made under the supervision of the Township Foreman or his designee."
3. Section 5, sentences 3 & 4 are hereby revised to read:
"The excavation site shall be refilled with suitable materials in layers of not more than 18 inches in depth, and must be tamped by use of an appropriate vibratory compactor and shaped as the Town Foreman may require so as to leave the excavated area uniform and sufficiently compacted to prevent after-settlement. All Township paving, sidewalks, and vegetated areas are to be immediately restored to at least as good condition as existed previous to the excavation and all rubbish, surplus material, and earth shall be immediately removed and properly disposed."

It is further resolved that the Town Clerk shall forthwith post and publish these ordinance revisions in accordance with law. The provisions contained therein shall take immediate effect upon publication.

Chairman Kniefel moved the adoption of this resolution, seconded by Supervisor Beldo and it was declared adopted on 17 June 2003 upon the following vote:

AYES: Kniefel, Beldo, Erjavec, Ojanpa
NAYS: None
ABSENT: Tammaro


Steven J. Kniefel, Chairman


Judy M. Setsha, Clerk

Town of Fayal Excavation Ordinance No. 96-1

**AN ORDINANCE REGULATING THE EXCAVATION OF TOWNSHIP ROADS,
HIGHWAYS, STREETS, SIDEWALKS, AND RIGHTS OF WAY; AND TO
REGULATE THE CONNECTION TO TOWNSHIP WATER AND SEWER
MAINS**

THE TOWN OF FAYAL ORDAINS AS FOLLOWS:

Section 1A: From and after passage of this ordinance, no person shall cause an excavation to be made in the roads, highways, access roads, rights of way, streets, or sidewalks of the Township of Fayal for any purpose without first obtaining a permit as hereinafter provided.

Section 1B: For purposes of this ordinance, "Excavation" shall be defined as any excavation, any deposition of materials, any construction, any blocking of or tying into any existing road, highway, access road, right-of-way, street or sidewalk of the Town of Fayal.

Section 2: From and after passage of this ordinance, no person shall cause a tap in or hooking onto or any other connection to be made to any waterline, drain or sewer main located within the Township without first obtaining a permit as hereinafter provided.

Section 3: Application for a permit shall be made to the township Clerk on forms to be furnished by the Township. Each application shall state the place and purpose of the proposed excavation and/or connection, as described in Section 1 or Section 2 above, the location of the proposed excavation, the names of the persons or companies that will excavate or cause a connection to be made, and such other information as the Township shall require for the proper enforcement of this ordinance. The applicant shall deposit with the Township Clerk the sum of \$ 500.00, a cash bond, or a security bond to be held by the Township to ensure compliance with the ordinance, and shall not be returned to the applicant until the Chairman of the Town Board has informed the Township Clerk that the permit holder has complied with these regulations.

Section 4: Any excavation or connection as described in Section 1 or Section 2 above shall be made under the supervision of the Chairman of the Town Board and the Township Foreman.

Section 5: Any excavation must be performed in such a manner that will occasion the least possible inconvenience to the public, provide for proper drainage of water, and provide for the safe passage of vehicles and pedestrians. Any excavations shall be completely guarded from the public and shall have lighted warning lanterns or lights affixed to the guards. The excavation site shall be refilled with suitable materials in layers of not more than 18 inches in depth, and must be tamped and shaped as the Town Foreman may require in a thorough manner so as to leave the area excavated uniform and sufficiently compacted to prevent after-settlement. All Township paving, sidewalks, and

vegetated areas are to be restored to at least as good condition as existed previous to the excavation and all rubbish, surplus material, and earth shall be immediately removed and properly disposed.

Section 6: Any person who shall violate or fail to comply with any provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not to exceed \$500.00, and shall forfeit to the Township the money on deposit with the Township Clerk, which money shall be used to make compliance with the conditions of this Ordinance.

Section 7: This Ordinance shall take effect and be in full force immediately after its adoption and publication. This Ordinance replaces and supersedes Town of Fayal Ordinance 94-1 adopted 4 October 1994, same subject.

This Ordinance adopted at the Regular meeting of the Fayal Town Board this 3rd day of September 1996 upon motion by Supervisor Kniefel and the following vote:

AYES: Kniefel, Turner, Ojanpa, Tammaro NAYS: none ABSENT: Ziegler


Steven J. Kniefel, Chairman


Judy M. Sersha, Clerk

Adopted: 3 September 1996

Published:

Poster:

STATE OF MINNESOTA)

)ss :

COUNTY OF ST. LOUIS)

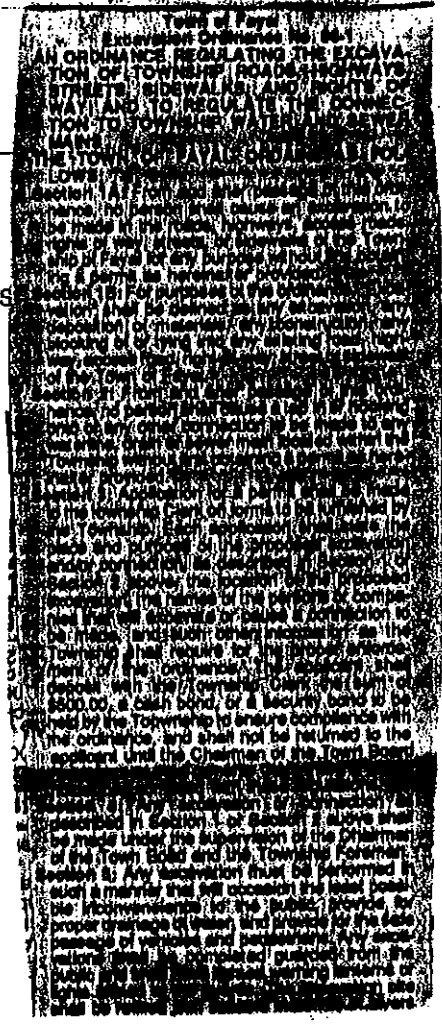
Eileen Rioux, being duly sworn, on oath says that he/she is the publisher or authorized agent and employee of the publisher of the newspaper known as Mesabi Daily News, and has full knowledge of the facts which are stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Town of Fayal, Excavation Ordinance No. 96-1

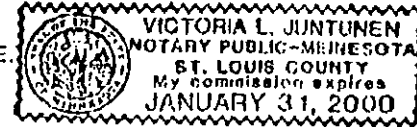
which is attached was cut from the columns of said newspaper, and was printed and published one time; it was published on Thurs., the 12th day of Sept., 19 96 and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice.

BY: Eileen Rioux



Victoria L. Juntunen

Subscribed and sworn to before me on this 12th day of Sept., 19 96
Notary Public



* ALPHABET SHOULD BE IN THE SAME S

(1) Lowest classified rate paid by commercial users for comparable space

\$ 9.93/inch
(Line, word, or inch rate)

(2) Maximum rate allowed by law for the above matter

\$ 9.93/inch
(Line, word, or inch rate)

(3) Rate actually charged for the above matter

\$ 9.31/inch
(Line, word, or inch rate)

RECEIVED

OCT 7 1996

TOWN OF FAYAL