

# **CITY OF HUEYTOWN**

## **ORDINANCE 23-0509-03**

**AN ORDINANCE TO REPEAL CHAPTER 86 ENTITLED "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES", ARTICLE III ENTITLED "EXCAVATIONS", SECTIONS 86-51 THROUGH 86-71 OF THE CODE OF ORDINANCES OF THE CITY OF HUEYTOWN, ALABAMA, AND ENACT NEW CHAPTER 86 ENTITLED "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES", ARTICLE III ENTITLED "GROUND DISTURBANCE OF PUBLIC PROPERTY", SECTIONS 86-51 THROUGH 86-68 OF THE CODE OF ORDINANCES OF THE CITY OF HUEYTOWN, ALABAMA.**

**BE IT ORDAINED** by the City Council of the City of Hueytown at a regular meeting, duly assembled, a quorum being present, as follows:

**Section 1.** That Chapter 86 entitled "Streets, Sidewalks and Other Public Places", Article III entitled "Excavations", Sections 86-51 through 86-71 of the Code of Ordinances of the City of Hueytown, Alabama, is hereby repealed and the following is enacted in its place to read as follows:

### **CHAPTER 86. STREETS, SIDEWALKS AND OTHER PUBLIC PLACES.**

#### **ARTICLE III. - GROUND DISTURBANCE OF PUBLIC PROPERTY**

##### **Sec. 86-51. - Permits; Required; Exceptions; Generally.**

- (a) It shall be unlawful, except in an emergency as set forth in Sec. 86-54, for any person other than an authorized officer, employee or agent of the city to make any opening, cut or excavation in or under the surface of any street, alley, sidewalk, right-of-way or public way on the property of the city without having first obtained a permit as required by this article.
- (b) It shall also be unlawful for any person to whom a permit has been issued to do or cause to be done the work authorized therein without also complying with inspection requirements contained in the permit or this article.
- (c) The permittee, with the consent and authorization of the city, shall cause the work authorized by a permit issued in accordance with this article to be performed by an entity licensed to do the work for which the permit is issued. All pavement restoration shall be performed by a licensed paving contractor. Proof of licensure shall be presented at the time application for a permit is made or a permit will not be issued. If license authorization is terminated, the permit issued in reliance on such licensure shall automatically terminate upon the termination of the license relied upon as a basis of the issuance of such permit.

##### **Sec. 86-52. - Same - Issuance; fees.**

All permits provided for in this article shall be issued by the city upon approval of the Senior Building Officer or his designee (hereinafter referred to as "City Official"). A permit fee as defined in the schedule of fees attached hereto as Exhibit A shall be paid for each permit, prior to issuance, in addition to all



other charges and deposits required pursuant to this article to be paid to the city. In the event construction is started before a written permit is granted, no permit shall be issued except upon payment of an increased fee as defined in Exhibit A. The provisions of this section shall apply to all persons alike, whether they are authorized by law or franchise to excavate in or under any of the streets or sidewalks of the city or not.

**Sec. 86-53. - Licensing and bonding of excavation contractors.**

- (a) If required or permitted by the city, the permittee shall restore, or cause to be restored, the pavement for all excavations in streets, alleys, sidewalks or other public ways, and curbs and gutters in accordance with the City of Hueytown's standard specifications and details. Said specifications and details, as amended, are on file in the office of the City Official. The specifications currently in effect at the time of the adoption of this ordinance are attached as Exhibit B. The city specifications may be modified at any time upon a majority vote of the City Council and shall be binding on all permittees for work to be undertaken after the effective date of the amended or modified specifications.
- (b) The cost of restoration shall be paid by the applicant for the total cost incurred to restore streets, alleys, sidewalks or other public ways, and curbs and gutters pursuant to Exhibit A, as amended.
- (c) Prior to, and as a specific condition to, the issuance of any permit required by this article, any permittee for whom application for a permit is made to make any opening, cut, or excavation in or under the surface of any street, alley, sidewalk, or public way of the city shall pay the fees set out in Exhibit A, plus payment of the special charge provided for in Exhibit A, deposited with the Building and Zoning Department, and continuously maintain a good and sufficient bond in the sum of Ten Thousand Dollars (\$10,000.00) for cuts seventy-five (75) square feet or less, or if the cut is greater than seventy-five (75) square feet, in an amount to be approved by the City Official, and made by a surety company duly authorized to do business in Alabama. Said bond shall be conditioned that the person, firm, or corporation, to be known as the principal in said bond shall observe all ordinances and laws of the city pertaining to said business or businesses, whether now or hereafter enacted, together with all rules, specifications, and regulations established under the authority of said laws or ordinances; shall perform in a workmanlike manner all work undertaken by said principal in the prosecution of said business or businesses; and shall indemnify and save harmless the City of Hueytown from all liability occasioned or arising from any activities by said principal, its servants and agents, in any way related to said activities; and shall adequately safeguard all excavations which may be opened by said principal in the streets, alleys, sidewalks, and other public ways of said City; and shall restore, or cause to be restored, in accordance with the City of Hueytown's then current specifications and details, all such portions of said streets, alleys, sidewalks, and other public ways excavated by said principal and shall pay the costs and expenses thereof, and shall pay all such damages as any person,



firm, or corporation may sustain by reason the activities by said principal, its servants or agents, in the prosecution of said business or businesses. Any person, firm, or corporation injured in person or property by reason of the activities of said principal, or by an act, default, or omission constituting a breach of any of the conditions of this bond, may maintain a suit or action thereon for such injury. Said bond shall also provide that it may be cancelled by the surety by giving the City Official thirty (30) days notice in writing prior to the date of cancellation.

- (d) The bonding requirements of this article shall not apply to the department of the city.

**Sec. 86-54. - Repair of utilities, sewers, mains, installations, etc., endangering property or persons.**

- (a) In the event that any sewer, main, conduit or other utility installation in or under any street, alley, sidewalk or public way shall burst, break or otherwise be in such condition as to possibly endanger persons or property, the owner, utility, or franchise (hereinafter referred to as "owner") of such sewer, main, conduit or other installation shall immediately repair such trouble and shall immediately take all necessary steps to make such location safe and secure. Such owner shall not, however, begin making any permanent repairs to such street, alley or sidewalk until he shall have secured a permit as provided in this article. Such permit shall be secured no later than the next business day after such break or serious trouble shall have been discovered, and the necessary temporary repairs to the street, alley, sidewalk, or public way shall be made as directed by the City Official and shall be completed as soon as practicable after receipt of this permit.
- (b) It shall be unlawful for any person to cut any pavement under this section unless such emergency shall be of such nature that immediate repair is required for the safety of persons or property or both, and it shall be unlawful for any such person to fail to comply with all other provisions of this article including, but not limited to, the securing of such permit within the time required therein and the payment of the special charge under this article, and the making of permanent restoration in the manner and time required by this article.
- (c) Any and all utilities and/or franchisees shall provide current contact information, including the name of a designated person, address, telephone, cell phone, e-mail or other electronic means of communication, to the City Official to report an emergency repair to be made under this article. Should the city become independently aware of a cut to any pavement under this article, the city shall notify the utility or franchisee to comply with permit requirements. Failure to comply shall result in an increased permit fee as described in Exhibit A. The contact information described herein shall be made available to the City Official upon request.

**Sec. 86-55. - Restoration.**



(a) Restoration of streets, alleys, sidewalks or other public ways.

1. The City shall install all permanent restoration for all excavation work undertaken in the city by a permittee. The cost of the restoration work shall be paid by the permittee as described in Exhibit A and pursuant to the specifications set out in Exhibit B, as amended. With the specific consent and permission of the city, the permittee shall be responsible for making, or causing to be made, all temporary and permanent pavement repairs. All repairs shall be made in accordance with the city of Hueytown's specifications and details attached as Exhibit B. Said specifications and details are on file in the office of the Building and Zoning Department.
2. The permittee shall cut, or cause to be cut, the streets, alleys, sidewalks or other public ways to form straight lines and neat rectangular shapes as directed by the City Official, and the specifications set out in Exhibit B, as amended.
3. The permittee shall install, or cause to be installed, a temporary repair upon completion of the work authorized by a permit. The permittee shall be responsible for maintaining the temporary repair for a period of thirty (30) days and until the permanent repair is made. If the permittee fails to install or maintain the temporary repair, the bond shall be forfeited and the permittee will not be issued any subsequent permits to excavate in the public right-of-way.
4. The city, or the permittee if directed by the city, shall make, or cause to be made, the permanent repair no later than five (5) business days after expiration of the thirty (30) day period cited in this article. If the permittee fails to make the permanent repair as directed by the city within the stated time frame, the bond shall be forfeited and the permittee will not be issued any subsequent permits to excavate in the public right-of-way.
5. The permittee shall be responsible for maintaining the permanent repair installed by the permittee for one (1) year after completion of the permanent repair performed by the permittee. The permittee shall commence, or cause to be commenced, maintenance of the permanent repair within five (5) business days of receipt of written notification from the City Official to perform said maintenance. If the permittee fails to maintain the permanent repair within the time period stated, the bond shall be forfeited and the permittee will not be issued any subsequent permits to excavate in the public right-of-way.
6. The permittee shall replace, or cause to be replaced, existing traffic striping and markings damaged as a result of the work performed by the permittee.

(b) Sidewalk, curb and driveway restoration.



1. The permittee shall replace, or cause to be replaced, from joint to joint, all concrete sidewalk and curb sections that are disturbed, disrupted or damaged as a result of the work performed by the permittee.
  2. The permittee shall bore, or cause to be bored, all driveways where possible. The City Official may grant a variance from this requirement on a case-by-case basis to account for unusual site conditions. Driveways that are allowed to be open cut shall be saw cut to form straight lines across the driveway. The City Official may require that the entire driveway be replaced if it is determined to be in the best interest of the city to do so.
  3. The permittee shall make, or cause to be made, all concrete repairs in accordance with the City of Hueytown's then current specifications and details. Said specifications and details are on file in the office of the City Official.
  4. If the permittee fails to replace, or fails to cause to be replaced, as directed by the City Official, any sidewalk, curbs or driveways that are disturbed, disrupted or damaged as a result of the permitted work performed by the permittee, the bond shall be forfeited and the permittee will not be issued any subsequent permits to excavate in the public right-of-way.
- (c) In all cases, except as directed or consented to by the city, restoration of the pavement, curb or sidewalk shall be made by the city or its authorized agent.
- (d) *Payment of costs.* In any case in which the total amount of surface to be cut, excavated, or otherwise disturbed exceeds 20 square yards in area, the city may authorize restoration of such pavement, curb or sidewalk by the person making such cut or excavation. As a condition precedent to such persons performing the restoration, he shall deposit with the city a certified check, payable to the order of the city, in the amount determined by the City Official to be necessary to pay the cost of such restoration, in accordance with the provisions of this article. All restorations made under this provision shall comply with the standards for such improvements on file in the office of the City Official. If the applicant completes the restoration of the pavement, curb or sidewalk to the satisfaction of the city, the city shall refund to the applicant the money placed on deposit with the city by the applicant. If the applicant does not perform the restoration work as directed by the City Official issuing the permit or performs it in a manner which is unsatisfactory to the city, the city shall perform or complete, or have performed or completed, the restoration work and pay the cost of such restoration work from the money deposited with the city by the applicant. If the money deposited by the applicant is not sufficient to pay the cost of the restoration, which the city performed or had performed, such difference shall be paid by the applicant, or his agent or contractor, all of whom shall be jointly and severally liable therefor. Such payment must be made within five days of the day upon which the applicant and such other parties are billed by



the city for such amount. The cost of restoration for asphalt or concrete pavement, the minimum charge in any case, and such reasonable amount for curb and sidewalk as may be fixed by the City Official. The permittee specifically authorizes the city to use the funds on deposit with the city to compensate the city for all work to be undertaken by the city relating to a permit issued by the city to the permittee.

- (d) *Use of sewer or public utility prior to restoration of pavement prohibited; exceptions.* It shall be unlawful for any person, except a public utility corporation, to use or attempt to use any sewer or public utility for which any pavement, sidewalk, or curb cut was made until restoration shall have been completed and finally accepted by the City Official, where the work is done by a contractor and the cost thereof paid where done by the city.

**Sec. 86-56. - Special charge; when required.**

In addition to any fees or charges set out in Exhibit A, any person desiring to make or who has made any opening, cut or excavation in or under the surface of any paved, curbed or otherwise improved street, alley or sidewalk for any rightful or necessary purpose to be accomplished speedily and without undue delay in the event the street to be cut or which has been cut has been paved or repaved less than five (5) years next prior to the application for the permit, shall, at the time the excavation permit is applied for and prior to the issuance thereof pay to the city a special charge, to become a part of the general fund of the city, an amount calculated according to the age of the pavement, as follows: During the first twelve (12) months after completion, one thousand dollars (\$1000.00); during the second twelve (12) months, eight hundred dollars (\$800.00); during the third twelve (12) months, six hundred dollars (\$600.00); during the fourth twelve (12) months, four hundred dollars (\$400.00); and during the fifth twelve (12) months, two hundred dollars (\$200.00).

**Sec. 86-57. - Installations where city intends to repave street —Notice of city's intent generally.**

Whenever the city governing body determines to pave or repave any street, alley or any portion of the vehicular way of any street or alley by a public improvement ordinance assessing abutting property owners for such improvements or by any other means or procedure and whenever the state, acting through any of its duly constituted agencies either solely or in conjunction with an adjacent city or in conjunction with the state or federal bureau of roads or other federal agency, proposes to pave or repave any street or alley in the city and whenever any private person proposes to do any such work in connection with the development of any subdivision in the city, the City Clerk upon receipt of appropriate information and advice from the City Official shall mail written notice thereof by certified mail, postage prepaid, to the person last assessed for such abutting property for city ad valorem taxation, at its last known address and to each public utility maintaining any sewers, mains, conduits and other utility installations in or under such roadway or alley, informing all such persons and such utilities that no permit for any opening, cut or excavation in the proposed paving or repaving will be issued for a period for five years after the completion date of such improvements, except under conditions set forth in this article and



that each public utility is required by law to install all underground sewers, mains, conduits or other utility installations and to make all repairs thereto then necessary or contemplated to be necessary within five years, within 30 days from the date of such notice, and that each such abutting property owner, within the same period, is required either to install all necessary service lines connecting with any mains, sewers, conduits or other utility installations located in the street or alley or to stub out or extend such connections to the property line, failing which the right to make any such installation, except as otherwise provided in this article shall be forfeited for a period of five years after the completion date of such new paving. Copies of such notices shall also be transmitted to the water works board of the City of Hueytown, Alabama Gas Corporation, and any other public utility within the area of the proposed pavement known by the city.

**Sec. 86-58. - Same—Duty of affected utilities and landowners to act.**

Within 30 days after the date of any notice mailed as provided in Sec. 86-56, it shall be the duty of each public utility to which the City Clerk has mailed such notice to install all sewers, mains, conduits and other necessary utility installations and to make all needed repairs thereto then necessary or contemplated to be necessary within five years. In the event any abutting property owner to whom a notice is sent pursuant to Sec. 86-56 shall fail, within 30 days after the date of such notice, to install all necessary service lines connecting with any mains, sewers, conduits or other utility installations or to stub out or extend such connections to the property lines, all rights of such owner or his successors in title to make any such installation, except as otherwise provided in this article, shall be forfeited for a period of five years after the date of completion of such new paving.

**Sec. 86-59. - Same—Factors beyond applicant's control; charges where notice was not mailed.**

- (a) In the event that the City Official shall, in his sound discretion, determine that due to circumstances beyond the control of any person who owns such property as to which notice was mailed as provided in Sec. 86-56, which abuts on or is in any street or alley which has been paved or repaved within five years next preceding the application for a pavement cut permit, improvements on such property have been damaged or destroyed in such manner as to require a permit for a pavement cut to be issued pursuant to the rebuilding or repair of such destroyed or damaged improvements, then the City Official may approve the issuance of a permit for such pavement cut without requiring the payment of such special charge as provided in Sec. 86-55.
- (b) In no case shall such special charge be required where notice was not mailed as provided in Sec. 86-56.

**Sec. 86-60. - Same; when payment excused.**

In the event that the City Official shall, in his sound discretion, determine that due to circumstances beyond the control of any person who owns such property as to which notice was mailed as provided in this article which abuts on or is in any street or alley which has been paved or repaved within five (5) years next preceding the application for a pavement cut permit,



improvements on the property have been damaged or destroyed in such a manner as to require a permit for a pavement out to be issued pursuant to the rebuilding or repair of such destroyed or damaged improvements, then the City Official may issue a permit for such pavement cut without requiring the payment of the special charge provided in this article. In no case shall this special charge be required where notice was not mailed as provided in this article.

**Sec. 86-61. - Same; time limits.**

Any permit issued pursuant to this article shall become null and void in the event work authorized thereunder is not commenced within thirty (30) days after its issuance or in the event a cessation of work continues for twenty-four (24) hours unless a time extension is granted, in writing, by the City Official.

**Sec. 86-62. Excavation under electrical, gas, building and plumbing codes subject to this article.**

All provisions of the electrical code, gas code, building code and plumbing code of the city relating to excavation in streets or alleys, and relating to connections with or use of sewers and utilities requiring a permit for pavement, sidewalk or curb cuts shall be subject to all applicable provisions of this article.

**Sec. 86-63. - Obstruction of more than half of street or alley.**

- (a) Except as otherwise provided in this article, it shall be unlawful for any person, firm or corporation to engage in any construction project, pavement or excavation in or adjacent to any roadway, street or alley which shall in any way obstruct more than half of the width of the roadway, street or alley any time, measured from curb to curb.
- (b) Any person, firm, or corporation engaged in any construction, pavement or excavation for which, due to the nature or extent of the work involved, obstruction is necessary of any portion of a roadway, street or alley either within the city may obstruct only such portion of the roadway, street or alley as the City Official, or his or her designee, may deem necessary and shall obtain a permit therefor as provided herein, except as otherwise provided in the City of Hueytown Code of Ordinances.
- (c) Requests for permits to obstruct any portion of a roadway, street or alley as referred to in subsection (b) hereof for the purpose of construction, pavement or excavation on or adjacent thereto shall be made on a form to be supplied by the City Official, and prior to issuance of the permit, the request shall be reviewed and approved by the City Official, and shall be reviewed by the traffic engineer.
- (d) Upon compliance with subsection (c) hereof, a permit shall be issued for a period of time reasonably necessary for the completion of the proposed work and under such restrictions as the Building and Zoning Department may reasonably require for the protection of the public. Such permit may be renewed only upon reapplication and approval.



- (e) A copy of the permit issued pursuant to subsection (d) hereof shall be maintained at the jobsite of the construction, pavement or excavation, and shall be produced for inspection by the permittee or his agent or employee in charge upon demand by any authorized city inspector, authorized employee of the city, or any city law enforcement officer, any of whom may issue citations for violations of this section.
- (f) Any such obstruction of which no permit has been issued, or which exceeds the limits established in an issued permit, shall be removed immediately upon demand by any of the authorized city employees set out in subsection (e).
- (g) (1) Failure to comply with the permit requirements of this section or (2) failure to comply with any lawful order to remove any unauthorized obstruction shall be punishable in accordance with this article, and continued failure to so comply for more than one (1) day shall be punishable as an act or omission of a continuing character under the provisions of this article.
- (h) The provisions of this section, or of any other section of this code or of any building code provision, notwithstanding, the City Official, may, at his discretion, authorize temporary obstructions of any street, roadway or alley for a period not to exceed one (1) day for emergency repairs to utilities or streets, and shall have the authority to set limits and conditions on such temporary obstructions as he may deem necessary.
- (i) The provisions of the section further notwithstanding, authorized obstruction of any street, alley or roadway shall comply with any and all other or additional requirements or restrictions contained in this code or any other code governing the activity for which the obstruction is necessary, as well as the traffic regulations of the city.

**Sec. 86-64. - Duty of persons completing work on unimproved, etc., streets, etc.**

Except as otherwise provided in this article, whenever an excavation is made in any unimproved, unpaved, or oiled street, alley, or sidewalk, or the same is otherwise obstructed, any person doing the same shall forthwith, upon completion of the work thereon, proceed to fill in the excavation, to remove all obstructions and to leave any unimproved, unpaved, or oiled street, alley, or sidewalk in as good condition as he found it, and free from all irregularities, obstructions, or unevenness and subject to the applicable specifications attached as Exhibit B.

**Sec. 86-65. - Utility installations.**

- (a) Utility means any sewer; storm drain; culvert; water main; gas main; telephone line, cable or conduit; fiber optic line, cable or conduit; electric power line, cable or conduit; cable and duct; television cable; service connections; or any other main, line, conduit, cable or duct installed in the right-of-way.



- (b) Utilities, new construction- Utilities shall be installed behind the curb or beyond the edge of pavement in new subdivisions or commercial developments to the maximum extent practical. The City Official may grant a variance from this requirement on a case-by-case basis to account for unusual site conditions. Replacement of existing utilities shall not be considered new construction.

(c) Utilities, replacement

1. When existing underground utilities are replaced, the replacement utilities shall be relocated behind the curb or beyond the edge of pavement to the maximum extent practical. The City Official may grant a variance from this requirement on a case-by-case basis to account for unusual site conditions,
2. The permittee shall, to the maximum extent possible, install or caused to be installed, facilities using technologies that are the least disruptive to the pavement.
3. The permittee shall, to the maximum extent possible, connect, or cause to be connected, existing service connections to facilities by utilizing technologies that minimize disruption to the pavement and public.

**Sec. 86-66. - Applicability of article to electric, gas, building and plumbing codes.**

Any and all provisions of the electrical code, gas code, building code and plumbing code of the city relating to excavation in streets or alleys and relating to connections with or use of sewers and utilities requiring a permit for pavement, sidewalk or curb cuts as provided in this article shall be subject to all applicable provisions of this article.

**Sec. 86-67. - Costs of restoration on violation of article.**

In addition to any other penalty imposed by the provisions of this Code or other ordinances of the city, any person violating the provisions of this article shall pay all costs of restoring any street, sidewalk, alley or other public way necessitated by such violation and shall be subject to criminal punishment as provided by Section 1-86 of the Code of Ordinances of the City of Hueytown.

**Sec. 86-68. - Appealing decisions of the City Official.**

Any discretionary decision of the City Official, or his or her designee, referenced in this article which results in loss of property interests or costs other than set fees, as set out in Exhibit A, may be appealed to the city council for a public hearing on the matter. Person or permittee shall be required to provide written notice to the City Official and the City Clerk to request such hearing within fourteen (14) days of receipt of written notice of decision or the challenge to such decision or cost is waived. Upon a filing of a timely written Notice of Appeal hereunder filed in the Office of the City Clerk, a public hearing on the matter before the city council will be held within thirty (30) days of the filing of the Notice of Appeal.

**Secs. 86-69 – 86-98. - Reserved.**



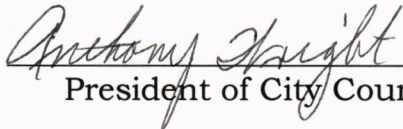
**Section 2.** That Chapter 86 entitled "Streets, Sidewalks and Other Public Places", Article III entitled "Excavations", Division 1, entitled "Generally", Sec. 86-51, entitled "Replacement material specified", Sec. 86-52, entitled "Repair of defective work; notice", Sec. 86-53, entitled "Rates for replacement by city", Sec. 86-54, entitled "Barricades, guards and lights" and Division 2, entitled "Permit", Sec. 86-66, entitled "Required", Sec. 86-67, entitled "Deposits required; refunds", Sec. 86-68, entitled "Permit fees and performance bond requirements", Sec. 86-69, entitled "Restriction to one side of street at a time and restoring surface", Sec. 86-70, entitled "Barricades, lights and supervisory traffic control personnel", Sec. 86-71, entitled "Restoration of surface by city; cost to be billed, etc." of the Code of Ordinances of the City of Hueytown, Alabama are hereby removed in their entirety.

**Section 3.** That all other provisions of Chapter 86 entitled "Streets, Sidewalks and Other Public Places" of the Code of Ordinances shall remain in full force and effect and shall not be affected by this amendment.

**Section 4.** That if any part, provision, or section of this ordinance is declared to be unconstitutional or invalid by any court of competent jurisdiction, all other parts, provisions or sections of this ordinance not thereby affected shall remain in full force and effect.

**Section 5.** This Ordinance shall become immediately effective upon its adoption by the City Council and approval by the Mayor or as otherwise becoming law.


**ADOPTED** this 23<sup>rd</sup> day of May, 2023.

  
President of City Council

**APPROVED** this 23<sup>rd</sup> day of May, 2023.

  
Mayor

**ATTEST:**

  
City Clerk & Treasurer

**CERTIFICATION**

I, Kevin Fouts, City Clerk of the City of Hueytown, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Hueytown, Alabama, at its regular meeting held on May 23, 2023 as same appears in the minutes of record of said meeting, and was thereby published by posting of same in each of the following public places, all of which are located within the corporate limits of the City of Hueytown, Alabama:

- |                             |                         |
|-----------------------------|-------------------------|
| 1. Mayor's Office/City Hall | 3. Hueytown Post Office |
| 2. Hueytown Public Library  | 4. Food Giant Grocery   |

Signed this 23<sup>rd</sup> day of May, 2023

  
City Clerk & Treasurer