

TOWN OF CHANDLER ORDINANCE NUMBER 2026-03

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CHANDLER, INDIANA,
AMENDING CHAPTER 93 OF THE TOWN CODE OF ORDINANCES,
INCLUDING § 93.52, REGARDING RIGHT-OF-WAY PERMITS AND FEES; AND
ADOPTING A RIGHT-OF-WAY PERMIT FEE SCHEDULE**

WHEREAS, the Town Council of the Town of Chandler, Indiana (the "Town") has adopted Chapter 93 of the Town Code of Ordinances (the "Code") regulating, among other matters, excavations, borings, and other surface disturbances within public rights-of-way; and

WHEREAS, Code § 93.52 currently requires a written plan and a written permit from the Director of Public Services and fixes the permit fee at \$100; and

WHEREAS, the Town Council finds that a base application fee plus activity-based charges provides clearer, more predictable permitting and better aligns fees with the scope and impact of the work performed in the public right-of-way;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Chandler, Indiana, as follows:

Section 1. Amendment to Section 93.52. Section 93.52 of the Chandler Municipal Code shall be amended as follows:

(A) Permit required; plan. It shall be unlawful for any person to dig into, excavate in, bore under, cut, trench, plow, jack, directional bore, install facilities in, or in any manner change the surface of any public right-of-way within the Town without first having: (1) submitted a written plan to the Director of Public Services; and (2) obtained a written permit from the Director of Public Services. The written plan shall be in a form reasonably required by the Director of Public Services.

(B) Fees; fee schedule. The applicant/permittee shall pay to the Clerk-Treasurer (or the Clerk-Treasurer's authorized agent) the right-of-way permit fees established in the Town of Chandler Right-of-Way Permit Fee Schedule (the "Fee Schedule"), as adopted by the Town Council and as may be amended from time to time by the Town Council. Fees shall include (as applicable) a base application fee and activity-based charges.

(C) Timing; estimates; reconciliation. Unless the Director of Public Services approved another arrangement in writing: (1) all required fees shall be paid prior to issuance of the permit; and (2) where the scope of work makes the final fee dependent on measured quantities (e.g., linear feet, bores/pushes, structures, days of lane restrictions/closures), the Director of Public Services

may require an estimated prepayment based on the permit application and plans. Upon completion, the Director of Public Services may determine the final fee based on actual quantities and actual days of restriction/closure. Any balance due shall be invoiced by the Town and paid within thirty (30) days of the invoice date. Any overpayment shall be refunded to the permittee.

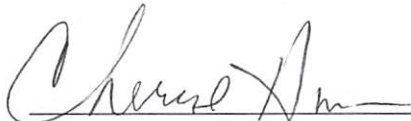
(D) Additional conditions; security. The Director of Public Services may impose reasonable permit conditions to protect the public right-of-way and the public, including requirements related to restoration, traffic control, scheduling, and inspection. The Director of Public Services may also require reasonable security (including a bond, letter of credit, or cash deposit) to ensure completion of required repairs and restoration.”

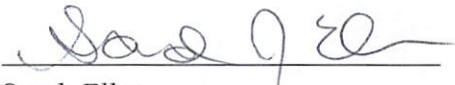
Section 2. Severability. Should any portion, provision, or clause of this Ordinance be held invalid, the validity of the remainder shall not be affected thereby.

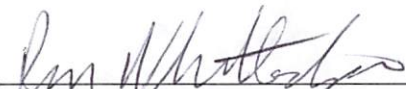
Section 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage by the Town Council of Chandler, Indiana.

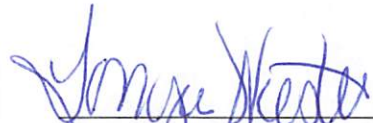
Passed and adopted by the Town Council of Chandler, Indiana, this 16th day of March, 2026.

TOWN OF CHANDLER, INDIANA


Cheryl Amos

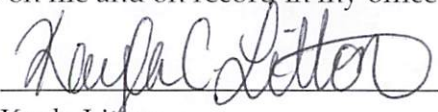

Sarah Eller


Ron Whitledge


Tonya Wester


Tom Burnett

I, the undersigned Clerk-Treasurer of the Town of Chandler, in Warrick County, Indiana, do hereby certify that above and foregoing is a full, true, and complete copy of Ordinance No. 2026-03 passed by the Town Council of Chandler, Indiana, on the 16th day of March, 2026, by a vote of 5 AYES and 0 NAYS and now remains on file and on record in my office.


Kayla Litton
Clerk-Treasurer