

(O-2001-170)

ORDINANCE NUMBER O- **18995** (NEW SERIES)

ADOPTED ON **OCT 08 2001**, 2001

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 2, BY AMENDING SECTION 62.1105, ADDING A NEW SECTION 62.1106, AND RENUMBERING SECTIONS 62.1106 AND 62.1107, ALL RELATING TO THE PLACEMENT AND REMOVAL OF UTILITY INSTALLATION MARKOUTS IN THE PUBLIC RIGHT-OF-WAY

WHEREAS, state law and the Municipal Code requires every person, conducting an excavation for the purpose of installing or working on underground utilities, to mark the excavation locations before beginning the excavation work; and

WHEREAS, there is currently no provision requiring removal of such markings, known as "markouts," once the work is completed; and

WHEREAS, such markouts are often left in place on streets and sidewalks in the public right-of-way, even when the work is not done, or after the work is complete; and

WHEREAS, such markouts serve no purpose if the work is never done, or after the work is complete; and

WHEREAS, the continued presence of the markouts in these circumstances is unnecessary and unsightly; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter VI, Article 2, of the San Diego Municipal Code is amended by amending the title of Chapter VI, Article 2, Division 11, to read as follows:

Article 2: Public Rights-of-Way and Land Development

Division 11: Procedures for Work on Utility Installations in the Public Right-of-Way

Section 2. That Chapter VI, Article 2, of the San Diego Municipal Code is amended by deleting subsection (d) of Section 62.1105, and adding a new Section 62.1106, to read as follows:

SEC. 62.1106 Placement and Removal of Markouts

- (a) Markouts shall not be placed in the public right-of-way more than thirty (30) days prior to the commencement of excavation work performed in connection with an installation. If the excavation work is not commenced within thirty days of the placement of the markout, the markout shall be immediately removed.
- (b) Markouts shall be removed from all surfaces in the public right-of-way, including decorative surfaces, within thirty (30) days of the completion of the excavation work, if the work is completed, but in any event no later than sixty (60) days from the date the markout is placed in the public right-of-way.


Section 3. That Chapter VI, Article 2, Section 62.1106 of the San Diego Municipal Code is hereby renumbered as Section 62.1107.

Section 4. That Chapter VI, Article 2, Section 62.1107 of the San Diego Municipal Code is hereby renumbered as Section 62.1108.

Section 5. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 6. That this ordinance shall take effect and be in force on the thirtieth day from
and after its passage.

APPROVED: CASEY GWINN, City Attorney

By 
Theresa C. McAteer
Deputy City Attorney

TCM:WWW:lb
06/13/01
Or.Dept: PS&NS
O-2001-170

0-18995