

STRIKEOUT ORDINANCE

OLD LANGUAGE: ~~STRIKEOUT~~NEW LANGUAGE: UNDERLINED

(O-2007-50)

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

AN ORDINANCE AMENDING CHAPTER 6, ARTICLE 1,
DIVISION 5, BY AMENDING SECTION 61.0508; RELATING
TO UNDERGROUND UTILITY PROCEDURES.

§61.0508 Council May Designate Underground Utility Districts by Resolution

- (a) If, after the public hearing, the Council finds that the public health, safety or general welfare requires removal of Poles, Overhead Wires, and Associated Overhead Structures and underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within a designated area, the Council shall by resolution declare the designated area an Underground Utility District and order the removal and underground installation. Immediately following its adoption, the City Clerk shall cause a certified copy of the resolution to be recorded in the office of the County Recorder. The resolution shall include a description and map of the area comprising the District.
- (b) A newly undergrounded route shall follow the existing aerial route to the greatest extent possible. Any variations from the existing aerial route, including the undergrounding of lines outside of the boundaries of an underground utility district, shall be the minimum variations necessary to make possible the removal

of poles and overhead facilities, which removal is required for the public health, safety, and general welfare.

~~(b)~~(c) To facilitate the City Council's long term planning of Underground Utility Districts, each Utility Company within the City with Overhead Poles, Wires, and Associated Overhead Structures shall provide the City Manager with a complete list of the locations of all of its overhead facilities within the City. The list shall be updated annually not later than January 31 of each year, and shall be in a form prescribed by the City Manager. Any Utility Company failing to comply with Section 61.0508 shall be subject to a fine not to exceed \$1,000 per day for each day the annual updated list remains overdue.

MPC:sc
11/15/06
Or.Dept:ESD
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