

ORDINANCE NO. 2018-009

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES, BY REPEALING IN ITS ENTIRETY CHAPTER 6.5, "CABLE COMMUNICATIONS;" BY REPEALING IN ITS ENTIRETY CHAPTER 22, "FRANCHISING AND LICENSING;" AND BY AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE," ARTICLE I, "ADMINISTRATION, REGULATIONS AND PROCEDURES," DIVISION 3, "IMPLEMENTATION PROCEDURES," SECTION 13-40, "ENGINEERING PERMITS," TO PROVIDE FOR CONSISTENT REGULATIONS REGARDING PERMIT ISSUANCE FOR CONSTRUCTION IN THE CITY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, recent changes to state laws regarding certain uses of the City's rights-of-way have encouraged a comprehensive review of the City's Code of Ordinances to ensure consistent regulations among old and new provisions; and

WHEREAS, specifically, City staff identified outdated provisions relating to communications facilities within the Code of Ordinances that may cause confusion if not repealed; and

WHEREAS, to the extent that Chapter 6.5, "Cable Communications," and Chapter 22, "Franchising and Licensing," are outdated and overlap with recently amended Subdivision IX, "Communications Facilities," within Division 4, "Accessory Uses and Structures," Article III, "Zoning Regulations," Chapter 13, "Land Development Code," the City seeks to repeal same in order to clarify the regulations that apply to all communications facilities within the City; and

WHEREAS, certain aspects of Chapter 22, "Franchising and Licensing," that address the engineering permit process for construction of wireline communications

facilities within the City were transferred to Section 13-40, "Engineering Permits," and cross-referenced within Section 13-540, "Permits," within Subdivision IX, "Communications Facilities;" and

WHEREAS, the City Commission finds and determines that Chapter 6.5, "Cable Communications," and Chapter 22, "Franchising and Licensing," are outdated and must be repealed in their entirety, with only certain provisions from Chapter 22, "Franchising and Licensing," carried forward and placed within a more appropriate location within Chapter 13, "Land Development Code," to govern the permit process for wireline communications facilities construction within the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:

Section 1: Ratification. That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance.

Section 2: That the Code of Ordinances of the City of Coconut Creek, Florida, shall be amended by repealing Chapter 6.5, "Cable Communications," in its entirety, without reservation of the chapter number.

Section 3: That the Code of Ordinances of the City of Coconut Creek, Florida, shall be amended by amending Chapter 22, "Franchising and Licensing," by repealing it in its entirety, with reservation of the chapter number.

Section 4: That the Code of Ordinances of the City of Coconut Creek, Florida, shall be amended by amending Chapter 13, "Land Development Code," Article I, "Administration, Regulations and Procedures," Division 3, "Implementation Procedures," Section 13-40, "Engineering Permits," to read as follows:

Chapter 13 - LAND DEVELOPMENT CODE

ARTICLE I. – ADMINISTRATION, REGULATIONS AND PROCEDURES

DIVISION 3. – IMPLEMENTATION PROCEDURES

CODING: Words in ~~strike through~~ type are deletions from existing text.
Words in underline type are additions to existing text.
Asterisks (***) indicate existing text not shown.

Sec. 13-40. - Engineering permits.

(a) *Permits required.*

- (1) *Issuance by engineering division.* A permit is required for all engineering improvements and construction under city jurisdiction. Such permits shall ~~only~~ be issued by the engineering division in accordance with the city's land development code, Division 4, “Record Drawings,” of Article II, Subdivision Regulations,” of this chapter, and such other sections as applicable.

(b) *General requirements.*

- (1) *Ownership of facilities.* All facilities permitted for installation within the City’s jurisdiction, on the public rights-of-way or on private property, must be owned and maintained by a public service utility or a communications service provider or franchise or by a political entity competent to function within the State of Florida, and shall remain the liability of the last operating entity until removed. This section shall not apply to facilities required to be left in place by the engineering division.

(c) *Procedure for obtaining a permit.*

- (1) a. Construction drawing review. Prior to application for permit, a minimum of six (6) complete sets of construction drawings (final engineering plans) with supporting design calculations for the proposed work, signed and sealed by an Professional Engineer registered in the State of Florida, shall be submitted to the engineering division for review and approval, unless otherwise specified hereinafter or arranged with the city engineer.

b. After the engineering division has reviewed the drawings, the owner or engineer of record shall be advised in writing of the approvability of these drawings and what, if any, items should be revised. If necessary, one (1) copy of each drawing noting all required revisions shall be returned to the engineer of record with an explanatory letter and a final engineering checklist. Three (3) sets of approved drawings shall be returned to the engineer of record once all checklist items have been approved.

c. When the drawings have been approved, and all documentation for other agency approvals have been provided, application for a permit for construction may be made. Construction drawing approvals shall be void after one (1) year unless an engineering division permit to construct the approved facilities has been issued. In the event that applicable standards, regulations or laws change subsequent to construction drawing approval, but prior to permit issuance, revised plans must be submitted for approval under the new requirements.

- (2) Permits shall be issued to qualified applicants only. Necessary application forms shall be available at the engineering division offices. Forms are to be completed, signed and submitted together with appropriate fees. The application, when signed and dated by the issuing agent for the city, shall constitute the permit for construction.
- (3) No permit shall be issued for work until all the required performance bonds have been posted. Construction shall not commence until applicant has obtained all necessary approvals and permits from all agencies having jurisdiction and has submitted same to the engineering division. Forty-eight (48) hours minimum prior notice must be given to the engineering division prior to the start of construction.
- (4) Plan approval is based primarily upon the information contained on the approved engineering construction drawings. Subsequent minor revisions approved after permitting may be indicated upon approved prints, but such changes must be signed and dated by representatives of the engineer of record and the engineering division prior to the contractor proceeding with the revisions.

(d) Specific provisions for obtaining a permit to install wireline communications facilities within the City including in the public right of way and on private property.

(1) Scope. All provisions applicable to the installation of wireline communications facilities within the City and communications service providers located in Subdivision IX, "Communications Facilities" are incorporated herein. In the event of a conflict, the provisions set forth in this section shall prevail.

(2) Definitions. All definitions set forth in Subdivision IV, "Communications Facilities," are adopted herein. In addition, the following definitions shall be used for this subsection:

Major construction means the excavation, installation, removal, or maintenance of facilities in the rights-of-way and on private property within the City's jurisdiction, provided, however, that major construction shall not mean installation, repair, rehabilitation or maintenance of facilities that do not involve excavation or other physical disruption of the rights-of-way or private property, or other work in the rights-of-way within the city that the city considers, in its sole discretion, to be minor construction.

Minor construction means the excavation, installation, obstruction, removal, or maintenance of facilities that the city determines does not impact the use of the public.

Permittee means any person to whom a construction permit has been granted.

Probation means the status of a person that has not complied with the requirements of this subsection.

Probationary period shall be one (1) year from the date that a person has been notified in writing that they have been put on probation.

Trenchless technology means the use of directional boring, horizontal drilling, microtunneling and other techniques used to construct underground facilities that result in minimal disruption and damage to the rights-of-way.

Underground facilities means all lines, cable, or conduits, posts, tanks and other facilities, which are located wholly or partially underneath the rights-of-way.

(3) Prohibition. No person shall construct, install, repair, remove, relocate, or perform any other work on, or use any facilities or any part thereof located in the City pursuant to this subsection without first filing a registration statement, pursuant to Subdivision IX, Communications Facilities,” when work is done in the City right-of-way, and obtaining a construction permit from the Department of Utilities and Engineering.

(4) Requests for construction permits. Requests for construction permits seeking to construct wireline communications facilities within the City, on public or private property, shall be filed with the Department of Utilities and Engineering. All construction permit requests shall be in a form specified by the Department of Utilities and Engineering and shall contain the following:

a. Evidence that the person requesting the construction permit is the owner of the proposed facility and when construction is proposed within a City right-of-way, proof that the applicant is properly registered with the City pursuant to Subdivision IX, “Communications Facilities,” or proof that the person has the authority to apply for the permit on behalf of the owner or registrant.

b. If work is proposed in the City right-of-way, a traffic control plan/Maintenance of Traffic (MOT), approved by Broward County Traffic Engineering Department, demonstrating the protective measures and devices that will be employed, consistent with the manual of uniform traffic control devices and standards of the Florida Department of Transportation, in order to prevent injury or damage to persons or property and to minimize disruptions to efficient pedestrian and vehicular traffic.

c. Each permit applicant seeking to construct wireline communications facilities within the City shall file a construction and maintenance plan, to the extent known, with the Department of Utilities and Engineering. Such plan shall be submitted using a format designated by the Department of Utilities and Engineering and shall contain the information determined by the City Manager or designee, to be necessary to facilitate the coordination and reduction in frequency of construction, excavation and obstructions in the City. The plan will include a preliminary construction schedule and completion date. To the extent that the plan changes, each permittee shall use its best efforts to update the plan on an annual basis, or by October 1 of each year. The plan shall include:

1. The specific locations and the beginning and ending dates of all known planned construction to be commenced during the next calendar year; and
2. A description of how the equipment or new facility would fit into the affected area.

d. Mapping data.

1. Each permit applicant shall provide to the Department of Utilities and Engineering within a reasonable time, information indicating the horizontal location of all facilities placed in the rights-of-way and the vertical location of all underground facilities that are placed in the rights-of-way. Each permit applicant shall use its best efforts to make this information available in electronic format, as such information shall be included in the mapping system used by the City.
 2. "As-builts" shall be required by the City for each project constructed in the City rights-of-way. The plans submitted with the permit application shall be utilized for "as-built" purposes provided that the construction does not deviate from the permit plans provided. Should the construction require a deviation from the original permit plans, the City Manager or designee shall require a permit modification including new permit plans. The amended permit plans shall be utilized for "as-built" purposes. Each permit applicant shall make this information available in electronic format.
- e. If the permit applicant is proposing an underground installation within new ducts or conduits to be constructed within the rights-of-way, the following information is required.
1. A statement that it is not technologically or economically feasible to locate its facilities in existing ducts and conduits; and
 2. The location, depth, size and quantity of proposed new ducts or conduits.
- f. When a construction permit is requested for purposes of installing additional facilities within the City rights-of-way, the posting of a construction bond for the additional facilities, if required, or proof of self-insuring status that demonstrates adequate financial resources to defend and cover claims.
- g. If required by the City Manager or designee, a videotape documenting the condition of the rights-of-way prior to major construction, if applicable.
- h. Submit an emergency response plan that includes detailed information needed to expeditiously address risks to life safety or imminent significant property damage.

(5) Joint submissions. Persons requesting a construction permit are encouraged to make joint submissions for said permits to work in the rights-of-way at the same place and time and may share in the payment of any construction permit fee. Persons requesting a construction permit that file jointly shall be jointly and severally liable for any construction permit fee and for compliance with the requirements of this subsection.

(6) Public notice. Prior to the issuance of any permit pertaining to the placement and maintenance of communications facilities within the public rights-of-way located in residential zoning districts, the City Manager or designee shall require the permittee to issue notice of the proposed work, via writing, to property owners within 250 feet of such rights-of-way, as well as provide notification to any affected homeowners' association or neighborhood association (the "notification area"). The City may further require the permittee to hold a public information meeting for purposes of answering questions and taking comments from affected property owners. Such public information meeting shall be held within ten (10) days of the City's receipt of request for same. Comments may be submitted in person or in writing to the City. The process for submitting written comments shall be provided to all property owners in the notification area by the permittee. Should a public information meeting be required, the permittee shall submit a report to the City, no later than ten (10) days after such meeting, stating the public comments received and any responses provided by the permittee. The permittee shall meet with City staff as soon as practical to review comments received at the public information meeting, and attempt to resolve all negative comments or issues raised. No permit application will be deemed complete, nor permit shall be issued, by the City until this process, if required, has been completed.

(7) Unregistered equipment. One (1) year after the passage or amendment of this subsection, any facilities in any rights-of-way that are owned by a person who has not registered as required by Subdivision IX, "Communications Facilities," shall be deemed a nuisance. The City may exercise any remedies or rights it has at law or in equity, including, but not limited to, abating the nuisance or taking possession of the facilities and restoring the rights-of-way at the facility owners' expense. Written notice by the City to the owner, if known, will be provided thirty (30) days prior to any City action to abate the nuisance or taking possession of the facilities.

(8) Construction permit limitations. A permittee shall submit written notification three (3) business days prior to the actual construction commencement date confirming the actual construction date for the project.

a. A construction permit is valid only for the dates, time and area specified in the permit.

b. No person may perform major construction beyond the date(s) specified in the construction permit unless an extension or a new construction permit is granted.

c. Construction permits shall be conspicuously displayed at all times at the work site and shall be available for inspection.

(9) Issuance of permit; conditions.

- a. The issuance of a construction permit shall neither convey equitable or legal title in the streets, sidewalks, public property or rights-of-way.
- b. Each construction permit shall be non-exclusive and shall not in any manner prevent the city from granting other or further permits and agreements regarding wireline communications facilities within the City. Such construction permits shall in no way prevent or prohibit the City from using any of said properties/rights-of-way or affect its jurisdiction over them or any part of them, and the City shall retain its power to make all necessary changes, relocations, repairs, maintenance, establishment, improvement, dedication of the same as the City deems necessary, including but not limited to the dedication, establishment, maintenance, and improvement of all new rights-of-way, thoroughfares and other public properties.
- c. Conditions before a construction permit is issued. Except in the case of an emergency, no construction permit will be granted:
 - 1. To any person required to register and who has not registered.
 - 2. To any person who is currently not in substantial compliance with the requirements of this subsection, or if applicable, with the requirements set forth in Subdivision IX, "Communications Facilities."
 - 3. To any person who has an outstanding undisputed debt which is due and payable to the City without offset.
 - 4. To any person as to whom there exists grounds for the revocation of a construction permit until such person/registrant has corrected any such failure and/or default.
- d. Before the City Manager or designee denies issuance of a construction permit for wireline communications facilities, the City Manager or designee shall provide notice of his/her preliminary decision to deny, in writing, and the person/registrant who applied for the permit shall have ten (10) business days to cure the default that precluded issuance of the permit. If the person/registrant cures the defects within the ten (10) day period, a construction permit will be issued. If the person/registrant fails to cure, the permit request will be denied.
- e. Other conditions. The City Manager or designee may impose reasonable conditions upon the issuance of the construction permit for wireline communications facilities and the performance of the person/registrant requesting the permit thereunder in order to protect the public health, safety

and welfare of the City, to ensure the structural integrity of the rights-of-way or other City property, or to minimize the disruption and inconvenience to the traveling public.

f. Exceptions.

1. Notwithstanding the provisions of subparagraphs c. and d. above, the City Manager may issue a construction permit where necessary:
 - i. To prevent substantial economic hardship to a customer of the person/registrant requesting a permit; or
 - ii. To allow such customer to materially improve its communications service; or
 - iii. To allow a new economic development.
2. Minor construction. For those instances relating to minor construction or individual service repair work being done to one flag of the sidewalk, the owner/registrant shall provide written notification to the City Manager or designee no later than twenty-four (24) hours prior to the commencement of such work.

(10) Work without a permit.

- a. Emergency situations. In any emergency event relating to wireline communications facilities or arising out of its installation of such facilities, the owner shall proceed to take whatever actions are necessary in order to respond to the emergency to prevent loss of life or imminent significant damage to property. Each owner shall as promptly as reasonably practical, notify the City Manager or designee of any event regarding its facilities which it considers to be an emergency. In the event that the City becomes aware of an emergency regarding a facility, the Department of Utilities and Engineering may attempt to contact the local representative of each owner of facilities affected, or potentially affected, by the emergency and shall enforce the emergency response plan submitted by the owner/registrant. In any event, the Department of Utilities and Engineering may take whatever action it deems necessary in order to respond to the emergency, the reasonable and documented direct cost of which shall be borne by the owner/registrant whose facilities occasioned the emergency. Each owner/registrant shall be responsible for the cost of repairing any facilities that it or its facilities damages during an emergency caused by the registrant or its facilities, in accordance with Florida Statutes, Chapter 556.

In addition to the above, in the event that an emergency does arise, the owner/registrant shall provide the following:

1. A public relations/customer service representative shall be contacted immediately for all emergencies and shall be available to handle all homeowner questions and issues as well as media information. Such activities shall be coordinated with the City's public relations office.
2. The name, address and telephone number of the company retained, if any, by the owner/registrant to handle all emergency matters, including but not limited to, immediate repair of any of the facilities and/or property affected by the emergency situation.

(11) Construction and restoration.

a. Subsurface utility engineering study required.

1. Prior to commencement of any major construction, an owner/registrant shall, if required by the City Manager or designee, conduct a subsurface utility engineering study on the proposed route of construction. The City Manager or designee may waive all or part of this requirement in construction situated where it is not necessary. A subsurface utility engineering study consists of:
 - i. Securing all available "as built" plans, plats and other location data indicating the existence and approximate location of all underground facilities along the proposed construction route.
 - ii. Visibly survey and record the location and dimensions of any above-ground features of all underground facilities along the proposed construction route, including but not limited to manholes, valve boxes, utility boxes, posts and visible street cut repairs.
 - iii. Determining and recording the presence and approximate horizontal location of all underground facilities in the rights-of-way along the proposed system construction route.
2. Upon completion of a subsurface utility engineering study pursuant to this subsection, the owner/registrant shall incorporate all of the data collected into the plans submitted to the City for permitting.
3. Qualified Professional. All engineering plans submitted pursuant to this subsection shall be prepared, signed and sealed by a Professional Engineer registered in the State of Florida.

(12) Location of facilities. The City Manager or designee shall have the power to prohibit or limit the placement of new or additional facilities within specific sections of the rights-of-way if there is insufficient space to accommodate all requests to occupy and use the rights-of-way. All proposed underground wireline communications facilities shall have a ten (10) foot minimum horizontal separation and a four (4) foot minimum vertical separation from any City owned utilities. In making such decisions,

the City Manager or designee shall strive to the extent possible to accommodate all existing and potential users of the rights-of-way, but shall be guided primarily by considerations of public interest, the condition of the rights-of-way, the protection of existing facilities in the rights-of-way, and City plans for public improvements which have been determined by the City Commission to be in the public interest.

(13) Manner of construction.

- a. All major and minor construction shall conform to specifications and standards established by the City which include the public utilities standards and policies.
- b. All major and minor construction shall be accomplished in the manner resulting in the least amount of damages and disruption to the public rights-of-way and private properties. Specifically, every owner/registrant performing major construction shall utilize trenchless technology, unless the City Manager or designee approves another method of construction.
- c. For construction in the right-of-way, entire road closures will not be permitted in major traffic ways which shall include any road listed as an arterial, collector or one-way pair on the Broward County Traffic Ways Plan. Lane closures shall not occur during the rush hour period starting at 7:00 a.m. and ending at 9:00 a.m. and from 4:00 p.m. to 6:00 p.m.

(14) Removal and relocation of facilities.

- a. In the event the City reasonably requires the removal or relocation of any wireline communications facilities installed in the City's rights-of-way, the statutory requirements set forth in Chapter 337, Florida Statutes, and as amended from time to time, for such removal and relocation shall be implemented and complied with by the parties.
- b. The reasonable and documented direct costs of such removal or relocation shall be borne by the registrant pursuant to Chapter 337, Florida Statutes, as amended from time to time.

(15) Restoration.

- a. Restoration of the rights-of-way and private property shall conform with the sections, details, and specifications set forth in the "City Land Development Code, Utility and Engineering Standards Manual, Specifications, Policies and Procedures" of the Utility and Engineering Department of the City of Coconut Creek, as amended from time to time.
- b. The work to be done under a construction permit and the restoration as required herein must be completed within the dates specified in the construction permit or as amended subsequently.
- c. The permittee shall restore the work area and perform the work according to the standards and with the materials necessary to return the rights-of-way and private

property to the same or similar condition as existed prior to construction. In the event that the registrant fails to restore the work area within ten (10) days after completion of the permitted construction or repair, or within the time approved by the City Manager or designee, the City may restore the job site and make a claim under the construction bonds issued pursuant to Subdivision IX, "Communications Facilities," for work in public right of way or seek reimbursement from the permittee for work on private property. Upon the permittee's completion of the restoration, the City will inspect said work and if the City determines that the property has been properly restored for work conducted in the public right of way, the City shall release fifty (50) percent of the performance bond amount to the registrant. However, the registrant shall be responsible for its restoration work and shall maintain and correct any improper construction and/or restoration at its cost during the twelve (12) months following its completion. The registrant shall also provide a twelve-month guarantee for trees and other flora. During the twelve (12) month period, it shall, upon notification from the Department of Utilities and Engineering, correct all restoration work to the extent necessary using the method required by the City Manager or designee. Said work shall be completed within twenty-one (21) calendar days of the receipt of the notification from the Department of Utilities and Engineering. In the event that the registrant fails to restore the property within twenty-one (21) days, the City may restore the property and make a claim against the construction bonds issued pursuant to Subdivision IX, "Communications Facilities." If, during the twelve (12) months following such restoration, the pavement settles due to registrant's improper backfilling, the City shall make a claim under the construction bonds to recover the cost of repairing the pavement. If, twelve (12) months after completion of the restoration, the City determines that the rights-of-way have been properly restored, it shall release the remaining performance bond's balance.

(16) Inspection.

- a. The permittee shall notify the City within forty-eight (48) hours of completion of construction in the public right-of-way and on private property.
- .b. The work site shall be available for inspection at all reasonable times during and upon completion of construction.
- c. The City may at any time order the immediate cessation of any work that poses a threat to the life, health, safety, or well-being of the public.
- d. The City may order, by written notice, the owner/registrator to correct all violations of this subsection. Within ten (10) business days after issuance of the order, or within the time approved by the City Manager or designee, the owner/registrator shall present proof to the City that all violations have been corrected and shall pay a reinspection fee, applicable fines or penalties where applicable. If such proof has not been presented within the required time, the City may revoke the

permit pursuant to provisions set forth in Subdivision IX, "Communications Facilities."

(17) General obligations.

- a. Obtaining a construction permit does not relieve an owner/registrant of its duty to obtain all other necessary authorizations and to pay all fees required by other city, county, state or federal rules, laws or regulations.
- b. An owner/registrant shall comply with all requirements of local, state, county and federal laws, all applicable codes and established rules and regulations, and is responsible for all construction performed pursuant to its permit, regardless of who performs the construction.
- c. The construction performed in the rights-of-way and on private property shall be done in conformance with specifications provided for in the City Land Development Code, where applicable, and the Utility and Engineering Standards Manual, Specifications, Policies and Procedures.
- d. Except in the case of emergency, and with the approval of the City Manager or designee, no construction in the rights-of-way and on private property may be performed when climatic conditions are unreasonable for such work. The City Manager or designee may order a temporary cessation of construction during inclement or impending inclement conditions, when such conditions present an unreasonable danger to persons using the right-of-way or to the general public. The City Manager or designee shall provide reasonable notice, as is practical, to make the construction site safe and to secure materials and equipment.
- e. An owner/registrant shall not cause obstruction in a manner that will interfere with the natural free and clear passage of water through the gutters or other waterway.
- f. Private vehicles, other than authorized company vehicles, may not be parked within or adjacent to a construction site. The loading and unloading of trucks adjacent to a construction site area is prohibited unless specifically authorized by the permit.
- g. An owner/registrant shall belong to the Sunshine State One-Call Notification System as required by state law or such other line location system acceptable to the City.
- h. Permit fees for work governed by this subsection shall be as provided in Subdivision IX, "Communications Facilities," subsection 13-540(k) "Permit Fees."

Section 9: Conflicts. That all ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 10: Severability. That should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence, clause or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part hereof other than the part declared invalid.

Section 11: Codification. That the provisions of this Ordinance shall be codified within the Code of Ordinances of the City of Coconut Creek, Florida, and any paragraph or section may be renumbered to conform with the Code of Ordinances.

Section 12: Effective Date. That this Ordinance shall become effective upon its passage on second and final reading.

PASSED FIRST READING THIS 10TH DAY OF MAY, 2018.

PASSED SECOND READING THIS 28TH DAY OF JUNE, 2018.

Joshua Rydell, Mayor

Attest:

Leslie Wallace May, City Clerk

	<u>1st</u>	<u>2nd</u>
Rydell	<u>Aye</u>	<u>Aye</u>
Welch	<u>Aye</u>	<u>Aye</u>
Tooley	<u>Aye</u>	<u>Aye</u>
Sarbone	<u>Aye</u>	<u>Aye</u>
Belvedere	<u>Aye</u>	<u>Aye</u>

O:\Documents\ORDINANCES\2018\Chapter 22, Rights of way\ORD 2018-009 Repeal of Ch 6.5 and 22, replace permit language in Sec. 13-40.docx
EML 5/2/18

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