

TITLE 7
PUBLIC WAYS AND PROPERTY

Subject	Chapter
Streets, Sidewalks And Public Ways	1

CHAPTER 1
STREETS, SIDEWALKS AND PUBLIC WAYS

SECTION:

7-1-1: Installations By Public Utilities

7-1-1: **INSTALLATIONS BY PUBLIC UTILITIES:**

- A. Council Approval Required: No public utility shall install under franchise rights or otherwise any poles, towers, or other structures upon the streets or alleys of the city, except at locations approved in advance by the city council or by an official of the city designated by the council to grant such a privilege; provided, however, that nothing in this chapter shall require approval for the replacement of any poles, towers, or other structures.
- B. Application For Approval; Contents; Action:
1. Every application for approval of the location of poles, towers, or other structures to be installed upon the streets or alleys of the city shall be filed in duplicate with the city council or with an official designated by the council to accept such application, and shall describe the installation and its proposed location on such form as is satisfactory to the city.
 2. Approval or disapproval of the project for which the application is made shall be designated by the city on the original and copy of the application; the original shall be retained by the city and the copy thereof delivered to the applicant. (Ord. 3, 1970)
- C. Penalty; Civil Remedies:
1. Any person, firm or corporation violating any of the terms of this section shall be subject to a fine of not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) for such offense. (Ord. 3, 1970; amd. 2007 Code)

2. The city shall not be restricted to a remedy of fine, but shall have all civil remedies against such public utility or corporation, including the remedy of injunction. (Ord. 3, 1970)