

EXHIBIT "A"

RESOLUTION R24-12-28

CHAPTER 151: PUBLIC RIGHTS-OF-WAY; ENCROACHMENTS

Below are the proposed changes to § 151.001, § 151.003, § 151.006, §151.008, § 151.009, § 151.010, § 151.016, § 151.030, § 151.031, § 151.032, § 151.033, § 151.035, § 151.051, § 151.052, § 151.053, § 151.066, § 151.082, § 151.083, § 151.084, § 151.086, § 151.087, § 151.107, § 151.125, § 151.128, § 151.140, § 151.150, § 151.162, § 151.199 and Appendix "A" of the City Code.

Section

[151.030](#) Minor encroachment permit, ~~Class 1 permit~~

[151.032](#) ~~Class 1 p~~Permit process

~~Encroachment Permit for Sidewalk Furniture, Class 2 Permit~~

[151.051](#) Criteria for sidewalk furniture encroachment permit, ~~Class 2~~

[151.053](#) ~~Class 2 p~~Permit process

~~Landscape Maintenance Encroachment Permit, Class 3 Permit~~

[151.066](#) ~~Class 3 p~~Permit process

~~Telecommunications Services, Class 4 Encroachment Permit~~

~~Fiber Optic Cable, Interstate Services, and Other Communication Facilities Excluded from the Definition of "Telecommunication", Class 5~~

~~Cable Television, Class 6~~

~~Utilities, Class 7~~

[151.150](#) Street excavation encroachment permit, ~~Class 8~~

~~[Appendix A: Public Works Encroachment and Inspection](#)~~

ENCROACHMENT PERMITS GENERALLY

§ 151.001 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CABLE SERVICES. The one-way transmission to subscribers of video programming and other programming services, together with subscriber interaction, if any, which is required for the selection of the programming and programming services.

COMMERCIAL MOBILE RADIO SERVICES. Two-way voice commercial mobile radio services as defined by the Ffederal Communications Commission in 47 U.S.C. § 157.

DEPARTMENT. The department, division, or city employee to whom responsibility for the administration of this chapter has been delegated by the City Manager. Generally, the **DEPARTMENT** will be the City **Public Works DEVELOPMENT SERVICES** Department and persons seeking permits pursuant to this chapter may obtain necessary forms and information from the permit counter in the **Public Works DEVELOPMENT SERVICES** Department OR CITY WEBSITE.

ENCROACH or **ENCROACHMENT.** Includes, but is not limited to, the performance of any of the following acts WITHIN PUBLIC PROPERTY OR RIGHT OF WAY:

- (1) Excavating, filling, or disturbing the surface;
- (2) Erecting or maintaining any flag, banner, decoration, post, sign, pole, fence, guardrail, wall, loading platform, newsstand, mailbox, pipe, conduit, wire, or other structure on, over, or under the surface ~~of any public place, highway, or watercourse~~;
- (3) Planting any tree, shrub, grass, or other growing thing;
- (4) Placing or leaving any rubbish, brush, earth, or other material of any nature whatsoever;
- (5) Constructing, placing, maintaining on, over, or under the surface of any ~~public place, right-of-way, street, pathway, sidewalk, driveway, curb, gutter, paving, or other surface or subsurface drainage structure or facility, any~~ pipe, conduit, wire, cable, telecommunication facility OR ANY OTHER UTILITY ;
- (6) Traveling by any vehicle or combination of vehicles or object of dimension, weight, or other characteristic prohibited by law without a permit;
- (7) Lighting or building a fire;
- (8) Constructing, placing, planting, or maintaining any structure, embankment, excavation, or other objects adjacent to a right-of-way or watercourse which causes or will cause an encroachment; and/or
- (9) The application of paint or other marking materials to any pavement or curb.

FACILITIES. The plant, equipment, and property, including but not limited to boxes, poles, wires, pipe, conduits, pedestals, antenna, and other appurtenances placed in, on, or under highways.

FCC. The Federal Communications Commission or a designated representative.

FRANCHISE. The same as defined under Article XIII of the Arizona Constitution.

HIGH-VOLTAGE ELECTRIC TRANSMISSION LINE. A power line that carries high voltage between a generating plant and a substation. ~~These lines are usually 60 Kilovolts (kV) and greater,~~ and are considered hazardous. Lines with a capacity of 12 ~~to 60~~ kV and above are considered high voltage. High voltage lines do not include local distribution and service lines.

HIGHWAY. The full width of the right-of-way of any road, street, highway, alley, land, or pedestrian walkway used by or for the general public, whether or not the road, street, highway, alley, land, or pedestrian right-of-way has been improved or accepted for maintenance by the city. **HIGHWAY** also means and includes land which by deed, conveyance, agreement, easement, dedication, usage, or process of law is reserved for or dedicated to the general public for street, highway, alley, public utility, or pedestrian walkway purposes.

LICENSE. Any authorization granted under these licensing requirements or other sections of this code, in terms of a privilege, permit, ~~license,~~ or otherwise to construct, install, operate, and/or maintain telecommunications facilities to provide telecommunications services, a fiber optic cable system, a cable television system, or any other use in the city.

PUBLIC PLACE. Any property owned, maintained, or controlled by the city.

RIGHT-OF-WAY. The same as **HIGHWAY** as defined hereinabove.

STREET. The same as **HIGHWAY** as defined hereinabove.

TELECOMMUNICATION PROVIDER. A telecommunications corporation who constructs, installs, operates, and maintains telecommunications facilities in the city.

TELECOMMUNICATIONS. The transmission, between or among points specified by the user, of information of the user's choosing, without change in the form or content of the information as sent and received. The term does not include commercial mobile radio services, ~~pay phone services,~~ interstate services or cable services.

TELECOMMUNICATIONS CORPORATION. Any public service corporation to the extent that it provides telecommunications services in the state.

TELECOMMUNICATIONS SERVICE. The offering of telecommunications for a fee directly to the public or to such users as to be effectively available directly to the public, regardless of the facilities used.

(Prior Code, Art. 18-1) (Res. R23-04-04, passed 4-18-2023; Ord. O23-04-04, passed 4-18-2023)

§ 151.003 EXCEPTIONS TO PERMIT REQUIREMENT.

(A) The placement of traffic-control markings on pavements and curbs by the city and the marking of pavements, curbs, and sidewalks by utility companies, engineers,

and surveyors to indicate the location of underground utility lines and monuments in connection with surveying, design, construction, and maintenance work pursuant to a franchise, license, or other agreement with or permission from the city may be done without a permit; however, all other pavement, curb, and sidewalk markings require a permit.

(B) An **BLANKET** encroachment permit for public utilities and other continuing uses may **BE GRANTED TO ALLOW** ~~contain provisions allowing~~ continuing maintenance of the permittee's facilities in the public rights-of-way and highways without securing a new and separate permit for each maintenance activity.

(C) This chapter does not prevent any person from maintaining any pipe or conduit lawfully on or under any public highway, or from making excavations necessary for the preservation of life or property when an urgent necessity therefore arises while city offices are closed. A person making an emergency use or encroachment on a public street shall apply for a permit therefore within one calendar day after the offices of the city are opened and shall pay all applicable fees, perform required pavement restoration, and comply with all other applicable requirements of this chapter.

(D) The city is not required to obtain permits from itself pursuant to this chapter, however, contractors or other persons performing work under contract with the city or on behalf of the city in the city highway must obtain appropriate permits and comply with all the regulations set forth in this chapter, notwithstanding the provisions of § [151.008\(G\)](#).

(E) There are some public utilities who have ownership or easement interests in property obtained prior to the city obtaining ownership interest in that same property. Nothing in this chapter shall extinguish those prior interests in the property. **PROOF OF PRIOR RIGHTS MAY BE REQUESTED.**

(Prior Code, § 18-2-1)

§ 151.006 DETERMINATION OF APPROPRIATE PERMIT, NEED FOR A LICENSE, AND APPROPRIATE ENCROACHMENT FEES.

(A) Upon review of the application and other required documents, unless otherwise determined by City Council action, the Department shall determine which **class TYPE** of encroachment permit is appropriate, whether the use sought to be made of the city's highways requires a license or use agreement, which of the fees adopted by Council resolution apply to this permit, whether other fees, charges, or taxes apply to the use, and which approval process must be followed for that application. Additional licenses or fees may be required pursuant to other provisions of this code or other state or federal laws.

(B) If a person files applications for more than one type of encroachment permit or one or more licenses together with an application for an encroachment permit, the Department may combine the applications and issue one encroachment permit

authorizing encroachments to be used for more than one license or franchise. In no event, however, may required licenses be combined, and applicants shall be required to apply for and obtain a separate license or franchise for each activity as required herein.

(C) The City Council will establish a base application processing fee to be paid for each type of encroachment permit, however, for complex applications the non-refundable application processing fee shall be in an amount established by the Department as necessary to recover all reasonably related costs, including outside consultants, incurred by the city to review and process the application.

(D) Applications for encroachment permits and all documents and other information required to be submitted will be reviewed by such city staff or retained consultants as deemed necessary by the Department. Based on the review, the encroachment permit application may be approved, conditionally approved, or denied by the Department. If the city finds that the application is in accordance with the requirements of this chapter, it may issue a permit for the use of encroachment, attaching such conditions as are necessary for the health, safety, and welfare of the public, including but not limited to aesthetic considerations. If the city finds the application is in conflict with the provisions of this chapter or any state or federal law, the permit shall be denied and the applicant given written reasons for the denial. **No permit is valid unless signed by an authorized representative of the city.**

(Prior Code, § 18-2-4)

§ 151.008 TERMS AND CONDITIONS OF ALL ENCROACHMENT PERMITS.

(A) *Indemnification.* No encroachment permit shall be issued until the permittee has executed and filed with the city an indemnity agreement satisfactory to the City Attorney. However, in the event that an encroachment permit is issued and the permittee has not executed and filed the indemnity agreement, the commencement of work thereunder shall be the permittee's agreement to indemnify the city as further set forth herein. The permittee shall be responsible for and indemnify the city from all claims, demands, expenses, or liability including but not limited to personal injury and property damage arising out of or related to work performed by the permittee under the permit, arising out of the failure on the permittee's part to perform work under the permit, and arising from or caused by the structures or encroachments placed in, on, or under the city's right-of-way. If any claim of such liability is made against the city, its officers, or employees, the permittee shall defend, indemnify, and hold the city harmless from the claim, including claims alleging the negligence of the city, its officers, and employees.

(B) *Insurance.*

(1) No applicant shall be entitled to an encroachment permit unless he or she shall have filed and maintained on file with the city a certificate certifying that he or she and/or his or her company or business firm carried public liability and property damage insurance issued by an insurance carrier authorized to do business in the state, insuring the applicant and the city and its agents, against loss by reason of injuries to or death of

persons, or damages to property arising out of or related to work performed by the applicant, its agents, or employees while performing any work under the permit. The insurance shall be primary and provide coverage for all liability assumed by the applicant under division (A) of this section, and shall be provided by the permittee in the following minimum amounts:

(a) One million dollars for death of, or injury to, any one person in any one accident;

(b) One million dollars for death of, or injuries to, more than one person in any one accident; and

(c) One million dollars for damages to property. The city may require higher insurance coverage when appropriate.

(2) Failure by the applicant to provide the city with such a certificate, **FAILURE BY THE APPLICANT TO RENEW AN EXPIRED CERTIFICATE** and **OR** failure by the city to demand the filing by the permittee of such a certificate before such a permit is issued, shall not be deemed to waive the permittee's obligation to provide the insurance. The insurance certificate shall remain in effect and be kept on file with the city until all work to be performed by the permittee under the permit has been completed. When an encroachment involves a permanent obstruction, the insurance certificate requirements shall remain in effect until the construction is removed. The insurance certificate shall provide that coverage cannot be canceled or expire without providing ten days' written notice of the action to the city.

(C) *Performance bonds or other financial security.* The Department may require as a condition of issuing any encroachment permit, the applicant to post performance bonds or other approved financial security to ensure satisfactory completion of any work to be performed in, on, or under any public place, highway, or right-of-way and to ensure adequate maintenance of encroachments.

(D) *Commencement of work.* The permittee shall begin the work or use authorized by a permit issued pursuant to this chapter within 180 days from date of issuance, unless a different period is stated in the permit. If the work or use is not so begun, then the permit shall become void. The permittee shall complete the work or use authorized by the permit within the time specified in the permit. Where an encroachment involves a permanent installation or obstruction, conditions so specified in the permit, license, or other agreement with the city shall remain in effect until the construction or obstruction is removed.

(E) *Term.* All permits shall specify the time, **TYPICALLY NINE MONTHS BUT** not longer than one year, within which work or construction in the highway must be completed. Permits for continued use of the highway shall be issued for a specified period of time. All permits may be renewed or extended upon such terms as are consistent with the provisions of this chapter.

(F) *Relocation.* Any encroachment including but **NOT** limited to pipes, conduit, wire, cable, appurtenances, or other structures or facilities installed or maintained in, on, or under any public place, right-of-way, or highway, shall be relocated, at the sole expense

of the permittee, as may be necessary to facilitate a public purpose or any city project. The pavement restoration fee shall be waived by the Public Works Director for any relocation required by the city and is not an improvement for the owner of the facility. The relocations shall be under the same terms and conditions as the initial installation allowed pursuant to permit. The Department will not exercise the right to require the relocation in an unreasonable or arbitrary manner.

(G) *Assignment.* Encroachment permits shall be applied for by and issued to the person or company who will make use of the permit and not to the contractor who has been employed to construct the improvements, provided, however, all contractors and subcontractors who will be performing work in the highway shall be named and identified in the encroachment permit application. The rights granted by the permit shall not be assignable without the express prior written consent of the Department.

(H) *Supplemental.* The Department may require additional conditions for the issuance of a permit as are applicable and necessary to meet specific situations, for public safety, and to ensure compliance with this chapter and all other city, state, or federal regulations.

(I) *Acceptance.* Acceptance of any permit granted under the provisions of this chapter shall not become effective until written acceptance thereof shall have been filed by the permittee with the Department. By accepting this permit, the permittee covenants and agrees to perform and be bound by each and all of the terms and conditions imposed by the city, and the permit.

(J) *Conflict.* In the event there is a conflict between the provisions of this chapter and the provisions contained in a franchise or license granted by the city to an applicant, the provisions of the franchise or license shall prevail.

(Prior Code, § 18-2-6)

§ 151.009 TERMS OF CONSTRUCTION.

(A) All work done or uses made under the permits shall be to the satisfaction of the city and shall be in accordance with the terms and conditions of the encroachment permit and all adopted regulations, standards, and specifications of the city including the regulations and specifications for pavement restoration. Installation of all facilities shall meet the standard specifications, details, and requirements of the Department. The Department may require a permittee to retain an approved utility line identification or locator service such as Arizona Blue Stake.

(B) The permittee shall, to the satisfaction of the city, repair all water and sanitary service lines, streets, sidewalks, curbs, gutters, or other property, structures, improvements, or facilities damaged by construction or operation pursuant to the permit, **, REGARDLESS OF WHETHER THE FACILITY WAS IDENTIFIED OR NOT.** All such repairs shall be done in accordance with city standard specifications, details, and requirements of the Department.

(C) No pavement cuts in new streets.

(1) Permission to excavate in new streets shall not be granted for two years after completion of street construction, reconstruction, or renovation (major rehabilitation). Utilities shall determine alternate methods **of making necessary repairs** to avoid excavating in new streets. Exceptions to the above are as follows:

- (a) Emergency which endangers life or property;
- (b) Interruption of essential utility service;
- (c) Work that is mandated by city, county, state, or federal legislation;
- (d) Service for buildings where no other feasible means of providing service exists; and

(e) The Public Works Director may authorize street cuts at his or her discretion if unplanned/unknown conditions occur resulting in the city's best interest to authorize a street cut.

(2) For the purposes of this section, a street is considered "new" when it is first constructed, when it is reconstructed, or when it is renovated. Renovation shall mean a major rehabilitation which may include mill and overlay or other similar roadway improvement work that physically modifies the surface of the roadway prior to applying new roadway surface or other similar work as determined by the City Public Works Director/designee. Reconstruction shall mean completely rebuilding all the lanes of the street by removing all the pavement and aggregate base course material, re-compacting the sub-base, and restoring the base material and then completely re-paving for a distance approved by the City Public Works Director. The Public Works Director/designee shall determine the date of completion for new streets and the date each street was last reconstructed or renovated, based on the date the street was opened or reopened for traffic.

(3) In addition to the payment of the pavement restoration fee (as defined herein), a condition of any street cut permit for cutting the pavement of a street within one year of construction, reconstruction, or renovation, shall be that the permittee renovate such street for a minimum of the full width of all lanes directly impacted by the cut(s) (outside lane includes to the curb) and for arterial streets and **for** collector streets as more specifically directed by the City Public Works Director/designee. Slurry seal, micro seal, or other methods of sealing may be required as directed by the Public Works Director/designee. All permits which are issued under divisions (A) through (C) above shall be in accordance with the city approved Standard Details and Specifications.

(D) Pavement restoration fee.

(1) Whenever any encroachment permit is required to cut into, open, bore, attach to, or make any break or disturbance to the street pavement of any arterial or collector street within the city, the permittee shall, in addition to the repairs required by this city code, pay to the city the pavement restoration fee established by Council resolution in the City Fee Schedule. The pavement restoration fee adopted by Council resolution shall be reviewed annually with the budget for street repair.

(2) The pavement restoration fee shall be paid prior to or at the time a street cut permit is issued. In the event changes or amendments to the street cut permit are required which would result in a change in the amount of the pavement restoration fee, an adjusted fee shall be assessed. Utilities that possess a franchise or license agreement for service within the city and have demonstrated reliable on time payment may request billing on a monthly basis for pavement restoration fee.

(3) The Public Works Director may authorize or waive payment of the fee by the city upon finding that a street cut was made on an emergency basis to avoid a threat to public health, life, or safety, or in an extraordinary circumstance the fee may be paid by the city upon approval of the City Council.

(E) Construction signs required for work. Whenever any work which requires a pavement cut is being done in the city streets, easements, or right-of-way for which approval by the city of a traffic control plan is required, the person or persons performing the work shall maintain at the site of such work at all times during which any such work is being done, signage meeting the requirements set forth below and providing information to the public as follows:

(1) If the work will take one week or longer to perform, the signage shall:

(a) Be installed so that the bottom of the sign is at least seven feet above grade, or as otherwise approved by the City Public Works Director/designee;

(b) Be at least three feet by five feet in size or large enough to contain all the information required below whichever is larger;

(c) Be placed in such positions that they can be read by traffic from each direction;

(d) Be colored "construction orange" with **block BLACK** letters;

(e) Have block letters at least six inches in height; and

(f) Contain the following information: the name of the company for whom the work is being performed, the name of the contractor actually performing the work, a general description of the work to be done, the time frame within which the work will be performed, i.e. the date work will commence and the date all work will be completed, and a 24-hour contact phone number where persons may speak with a representative of the company for whom the work is being performed or may leave a request to speak with such a representative and for which all calls will be returned by such a representative within 24 hours.

(2) If the work will take less than one week to perform the signage shall:

(a) Be installed on temporary supports at an approved location;

(b) Be placed in such positions that they can be read by traffic from each direction;

(c) Be colored "construction orange" with black letters;

(d) Have block letters at least six inches in height; and

(e) Contain the following information: the name of the company for whom the work is being performed and a 24-hour contact phone number where persons may speak with a representative of the company for whom the work is being performed or may leave a request to speak with such a representative and for which all calls will be returned by such a representative within 24 hours.

(Prior Code, § 18-2-7)

§ 151.010 SUPERVISION AND INSPECTION WORK.

(A) The city may make any inspections deemed necessary in connection with permits issued under this subchapter. During the construction, the city will inspect all trenching, backfilling, street or pavement cuts, and other work as deemed necessary by the Department. ~~Bus shelters and other~~ **ANY** construction utilizing electrical connections must obtain an electrical inspection from the city.

(B) In addition to obtaining an encroachment permit pursuant to this chapter, before beginning any excavation in any city right-of-way, construction of or on any highway, sidewalk, curb, gutter, or driveway approach, planting, trimming, or removing trees, making, placing, or causing an obstruction in any city right-of-way, the permittee shall notify the city at least 24 hours in advance of the exact date and time work will commence unless, in the case of a continuing maintenance permit this requirement is not imposed. Upon completion of all work authorized in the permit, the permittee shall notify the city.

(C) No work shall be deemed to be completed until notification of completion is given and the work is approved by the city.

(Prior Code, § 18-2-8)

§ 151.016 CEASE AND DESIST ORDERS.

Whenever any work is being done contrary to the provisions of this code, the Director of ~~Public Works~~ **DEVELOPMENT SERVICES/City Engineer** and/or designee may order the unauthorized work stopped by notice in writing served on any person engaged in the doing or causing the unauthorized work to be done, and any such person shall forthwith stop the unauthorized work. Any person performing work in the highway shall have a copy of a valid encroachment permit issued by the city at the site and make the permit available for inspection by the city at all times work is being performed or property or equipment is located in the highway.

(Prior Code, § 18-2-14)

MINOR AND OTHER MISCELLANEOUS ENCROACHMENT PERMITS

§ 151.030 MINOR ENCROACHMENT PERMIT, ~~CLASS 1 PERMIT.~~

Upon review of the application, the Department shall determine whether a minor encroachment permit is suitable for the encroachment requested in the application. A minor encroachment permit may be issued for temporary, short term, small, or

inconsequential encroachments. Some examples of encroachments that may be suitable for a minor encroachment permit are: **public telephones**; news racks; placing temporary traffic barricades in the street; and placing merchandise on the sidewalk for a temporary sale. The determination by the Department regarding whether a minor encroachment is appropriate shall be final.

(Prior Code, Art. 18-3)

§ 151.031 CRITERIA FOR MINOR ENCROACHMENT PERMIT.

(A) The intent of these standards and requirements is to ensure safe access and movement for pedestrians and motorists alike, and to ensure uniform placement, aesthetics, and maintenance, while protecting city liability when the items are placed within public right-of-way. It is not the purpose of this section to prevent those encroachments which serve a public purpose, **such as public telephones and news racks**, from using the public highway but only to regulate the uses to the extent necessary to protect the public safety.

(B) For those commercial uses such as sidewalk sales, the purpose is to ensure not only the public safety but also that public property is not allowed to be used by the permittee to gain an unfair economic advantage over competitors. For that reason time and use restrictions will be imposed.

(Prior Code, § 18-3-1)

§ 151.032 ~~CLASS 1~~ PERMIT PROCESS.

Persons desiring a minor encroachment permit (**Class1**), shall make application to the Department together with a signed indemnification agreement in the form prescribed by the city and proof of insurance in the amounts established by the city's **Public Works Director COUNCIL** for the use. The application shall be accompanied by a non-refundable application processing fee in an amount established by Council resolution as necessary to recover the costs incurred by the city to review and process the application. The Department shall review the application to ensure the indemnification and insurance requirements have been met and the proposed placement of the encroachment for public safety considerations and approve, conditionally approve, or deny the permit.

(Prior Code, § 18-3-2)

§ 151.033 STREET CLOSURES FOR NEIGHBORHOOD BLOCK PARTY.

(A) Persons desiring to temporarily close a neighborhood street for a block party shall obtain a permit from the **city's Police** Department pursuant to this section. There is no fee for this permit.

(B) The applicant must comply with the following additional requirements:

(1) Obtain, complete, and sign an agreement to adhere and comply with the requirements as set forth herein;

(2) Obtain the signatures of every property owner within the area/block, on the form provided, consenting to the traffic closure;

(3) Submit agreement with attachments to the city five working days in advance of the date of closure;

~~—(4) Sign for and provide for the pick-up and return of street barricades. All barricades shall be returned to the City Street Division the next normal business day following the closure date;~~

~~(5)~~(4) Erect the necessary portable barricades for street closure;

~~(6)~~(5) Remove all barricades with one hour of the closure time;

~~(7)~~(6) Under no circumstances will the block party extend beyond 11:00 p.m.;

~~(8)~~(7) Assume all liability and agree not to hold the city responsible for any accidents, bodily injury, or damage to private property resulting from street closure **as stated on the attached agreement** ;

~~(9)~~(8) The applicant/responsible person will be billed and shall reimburse the city for all actual costs for the repair or replacement of any damaged or missing **barricades and any** city property that may be damaged or destroyed during the block party (i.e., stop signs, speed signs, **TRAFFIC CONTROL DEVICES** and the like); and

~~(10)~~(9) The applicant/responsible person will be responsible for cleaning the street of debris and other garbage.

(C) The city will do the following:

(1) The city will provide the applicant/responsible person with a copy of these regulations at the time the applicant obtains a street closure permit **and agreement** to ensure understanding and compliance of these regulations;

(2) The **Public Works DEVELOPMENT SERVICES** Department will verify addresses listed on the street closure permit and agreement submitted by the applicant;

(3) The Director of **Public Works DEVELOPMENT SERVICES/City Engineer** will approve/disapprove all applications for street closure/block party. Note: approval will not be granted for closure of collector **OR ARTERIAL** streets nor the first block of any street where it intersects with a major street;

~~—(4) The city will provide the necessary street barricades to the applicant upon receipt of notification from the Police Department. The Public Works Department will notify the Street Division 24 hours in advance of the applicant securing necessary barricades; and~~

~~(5)~~(4) The **Police DEVELOPMENT SERVICES** Department will notify the Fire and **Public Works POLICE** Departments of times, date, and location by sending a copy of the approved street closure **agreement PERMIT**.

(Prior Code, § 18-3-3)

§ 151.035 SPECIAL CONDITION.

~~Class 1 e~~Encroachment permits shall comply with the special conditions set forth in divisions (D) and (E) of § [151.052](#) herein.

ENCROACHMENT PERMIT FOR SIDEWALK FURNITURE, ~~CLASS 2~~ PERMIT

§ 151.051 CRITERIA FOR SIDEWALK FURNITURE ENCROACHMENT PERMIT, ~~CLASS 2.~~

Sidewalk furniture in the central downtown area is allowed due to the unique characteristics of that neighborhood, to encourage economic development in the downtown area and because of the constraints caused by the older style of development. The intent of these standards and requirements is to ensure safe access and movement for pedestrians and motorists alike, and to ensure uniform placement, aesthetics, and maintenance, while protecting city liability when the items are placed within public right-of-way.

(Prior Code, § 18-4-1)

§ 151.052 SPECIAL TERMS AND CONDITIONS FOR THE PERMIT DESCRIBED IN THIS SUBCHAPTER.

(A) Business signs on sidewalks and colonnades are subject to the provisions and restrictions of §§ [154.125](#) through [154.1369](#). ~~A-frame signs are prohibited in the public right-of-way, and on private property if readily visible from the public right-of-way.~~ Merchandise display within sidewalks and colonnades are prohibited other than for special events. None of the permitted elements may be for the purpose of serving or consuming alcoholic beverages within the public right-of-way.

(B) Permits for sidewalk furniture may only be granted for sidewalks adjoining property classified as ~~Neighborhood Commercial (C-1), Community Commercial (C-2), Regional Commercial (C-3)~~ MIXED URBAN (MU), URBAN CORRIDOR (UC), TRANSIT DEVELOPMENT (TD), COMMERCE PARK (CP), EMPLOYMENT/INDUSTRY (EI), or Planned Area Development (P.A.D.) for commercial retail use, provided, however, bus shelters, bicycle racks, and lockers may be granted in all zones.

(C) Furniture may only be placed on the sidewalk or colonnade adjoining a building owned or occupied by the permittee except for bus shelters, bicycle racks, and lockers.

(D) Any and all elements placed on the sidewalk or within the colonnade shall be maintained in a state of cleanliness and good repair, and shall not cause conditions of trash, litter, debris, noise, glare, dust, or other nuisance. Responsibility for the maintenance shall rest with the owner of the permitted elements, or with the person(s) responsible for the placement if different from the owner.

(E) Permits shall be conditioned to ensure that placement of furniture and the like on the public right-of-way does not interfere with, impede, or inconvenience the use of the sidewalk or public way by the public.

(1) A minimum five-foot unobstructed sidewalk width parallel to storefronts and free from any parking overhang shall be maintained at all times, and in addition, a minimum five-foot wide unobstructed access way shall be maintained to the street and parking area(s), directly aligned with the storefront entry.

(2) A minimum seven-foot vertical clearance shall be maintained for any element such as flags, flower pots, or other ornamentations that project more than 12 inches horizontally, mounted on exterior walls or columns, or hung from canopy ceilings. In addition, all installations and mountings shall provide clearances in conformance with the Americans with Disabilities Act (ADA), and successor amendments. The method of any installation or mounting on any part of the city-owned colonnade may not interfere with the city's ability to maintain the colonnade.

(3) No placement(s) shall encroach upon any required parking space(s), landscape area, fire lane, **ADA handicapped** access ramp, or **ADA handicapped** access route.

(4) All placements shall maintain safe visibility of vehicular traffic and pedestrians, in accordance with standards prescribed by the city's ***Street Design Manual and Standard Details DESIGN & DEVELOPMENT STANDARDS MANUAL***.

(5) All placements shall maintain clear visibility and access to all traffic signs, control devices, and other safety installations.

(6) All modification(s) to the exterior color, building material, or other architectural feature shall be consistent with any development plan previously approved by the city.

(Prior Code, § 18-4-2)

§ 151.053 CLASS-2 PERMIT PROCESS.

(A) Persons desiring a sidewalk furniture encroachment permit, **Class-2**, shall make application to the Department together with a signed indemnification agreement in the form prescribed by the city and proof of insurance in the amounts established by the City Risk Manager for the use. The application shall be accompanied by a non-refundable application processing fee in an amount established by Council resolution as necessary to recover the costs incurred by the city to review and process the applications.

(B) The Department shall review the application to ensure the indemnification and insurance requirements have been met and the proposed placement of the encroachment complies with the requirements set forth herein and for public safety considerations and approve, conditionally approve, or deny the permit.

(Prior Code, § 18-4-3)

LANDSCAPE MAINTENANCE ENCROACHMENT PERMIT, ~~CLASS-3~~ PERMIT

§ 151.066 CLASS-3 PERMIT PROCESS.

(A) Persons desiring a landscape maintenance encroachment permit, **(Class-3)**, shall make application to the Department together with a signed indemnification

agreement in the form prescribed by the city and proof of insurance in the amounts established by the city for such use. The application shall be accompanied by a non-refundable application processing fee in an amount established by Council resolution as necessary to recover the costs incurred by the city to review and process the application.

(B) The Department shall review the application to ensure the indemnification and insurance requirements have been met, and approve, conditionally approve, or deny the permit.

(Prior Code, § 18-5-1)

TELECOMMUNICATIONS SERVICES, ~~CLASS 4~~ ENCROACHMENT PERMIT

§ 151.082 TELECOMMUNICATION LICENSE.

(A) No person shall place, install, construct, operate, or maintain any telecommunications equipment, facilities, or system for telecommunications services in, upon, or under the surface of any highway, public place, street, or right-of-way, unless a telecommunications license, franchise, or state grant has first been obtained in accordance with the provisions of this chapter. In addition to obtaining the telecommunications license as provided herein, the person must also obtain a telecommunications encroachment permit, ~~Class 4~~, as required herein.

(B) A telecommunications provider may obtain a telecommunications license by application filed with the ~~City Manager~~ DEPARTMENT, pursuant to the provisions of this chapter or at the applicant's choice, may obtain a telecommunications franchise from the electorate at the provider's expense, pursuant to Article XIII of the Arizona Constitution and the provisions of this chapter. Any telecommunications corporation that was providing telecommunications service within the State of Arizona as of October 31, 1997 pursuant to a grant made to it or its lawful predecessors prior to the effective date of the Arizona Constitution may continue to provide telecommunications services pursuant to that state grant, until the State grant is lawfully repealed, revoked, or amended, and need not obtain any further authorization from the city to provide telecommunications services; provided, however, that the entity must in all other respects comply with the requirements applicable to telecommunications corporations, as provided in A.R.S. Title 9, Chapter 5, Article 7.

(C) A telecommunications license pursuant to this chapter shall not authorize the use of the highways to provide any other service; nor shall the issuance of the same invalidate any franchise, license, or permit that authorizes the use of the highways for such other services; nor shall the fact that a telecommunication corporations hold a franchise, license, or permit to make any other use of the highway or to provide any other service, authorize installation, maintenance, construction, or operation of telecommunications facilities in any highway in the city, or permit the license to provide telecommunications services by means of the facilities without obtaining a telecommunications license or franchise hereunder.

(D) Any telecommunications license or franchise granted shall not be exclusive.

(Prior Code, § 18-6-2)

§ 151.083 APPLICATION FOR TELECOMMUNICATIONS LICENSE OR FRANCHISE.

A telecommunications provider desiring a telecommunications license or franchise shall file an application with the **City-Manager DEPARTMENT** requesting, at the applicant's election, either a franchise or license, in the form prescribed by the City Manager, ~~together with that part of the non-refundable application processing fee in the amount of \$75. The full fee~~ shall be paid on demand from the city and shall be in an amount established by **the City-Manager COUNCIL** as necessary to recover all related costs directly incurred by the city to review and process the application. At the discretion of the Department, an application for a telecommunications license may be processed simultaneously with the same applicant's application for an encroachment permit for the installation of the telecommunication system facilities. The city may retain outside experts to assist in the review and processing of complex telecommunications license and encroachment permit applications and all related costs incurred by the city for the experts shall be recovered through the application processing fee.

(Prior Code, § 18-6-3)

§ 151.084 TERMS AND CONDITIONS APPLICABLE TO TELECOMMUNICATION LICENSES.

(A) The applicant shall maintain insurance of the types and in the amounts specified by the city, and provide proof of insurance as required by the city; post performance bonds and security funds required; shall agree to fully indemnify the city, its officers, agents, boards, and commissions, in a form satisfactory to the city; and shall agree that it shall have no recourse whatsoever against the city, its officers, agents, boards, commissions agents, or employees for any loss, costs, expense, or damages arising out of any provision or requirement of the city because of the enforcement of the license or franchise, or because of defects in this chapter; or the license or franchise issued or as a result of any damage that may result from the city's exercise of its rights under the license, or applicable provisions of law.

(B) The initial license term shall be for a period of five years and may be renewed for five-year terms.

(C) A telecommunication license is personal to the licensee. In the event of a transfer, the transferee shall submit a binding agreement to the city stating that it has read, accepts, and agrees to be bound by the license, and assumes all obligations, liabilities, and responsibility under the license for the acts and omissions of the licensee, known and unknown, for all purposes and the licensee gives written notice of the transfer or change of control to the city. **THE CITY RESERVES THE RIGHT TO DENY THE TRANSFER.**

(D) The licensee shall produce books and records for the city's inspection and copying, prepare reports, respond to questions, and permit the city to have access to its

facilities as the city may request in order to determine whether the licensee has complied with its obligations under the license or other applicable law or regulation.

(E) The applicant shall agree to maintain accurate maps showing the location of all its facilities including all the facilities it will use in the highways within the city, and to comply with such other mapping requirements that the city may establish from time to time. The applicant shall provide map information upon request by the city at no cost.

(F) The applicant shall provide proof to the city that the applicant has received a certificate of public convenience and necessity from the Arizona Corporation Commission which authorizes the applicant to provide telecommunications services within the city.

(G) The applicant shall agree to comply with highway use requirements that the city may establish from time to time.

(H) The applicant shall agree to comply with and be bound by the administrative and enforcement provisions as may be prescribed from time to time by the city.

(I) The licensee and the city shall meet at periods not exceeding three years or upon request of either to discuss changes in the telecommunications laws, regulations, technology, competing services, the needs of the community, and other factors impacting telecommunications. As a result of these discussions, this subchapter or any license granted hereunder may be modified by the city and the licensee to respond to the change in laws, regulations, technology, competing services, the right-of-way management needs of the community, or other factors impacting telecommunications.

(J) In the event there is a conflict between the provisions of this subchapter and the provisions contained in a franchise or license granted by the city to an applicant, the provisions of the franchise or license shall prevail.

(Prior Code, § 18-6-4)

§ 151.086 REVOCATION.

(A) Every license shall be subject to revocation, subject to notice and hearing as set forth herein, for the following reasons:

(1) The licensee fails to comply with the terms and conditions of the license or other applicable law.

(2) The **licensed LICENSEE** fails to make the payments in the amounts and at the times specified in the license agreement or in this subchapter.

(3) The licensee ceases to be a telecommunications services provider in the city.

(4) The licensee fails to maintain current, accurate as-built plans and maps showing the location of all facilities installed or constructed in the city.

(B) Provided, however, a license shall not be revoked unless the licensee is given written notice of the defect in performance and fails to cure the defect within 60 days of the notice, except where the city finds that the defect in performance is due to

intentional misconduct, is a violation of criminal law, or is part of a pattern of violations where the licensee has already had notice and opportunity to cure.

(Prior Code, § 18-6-6)

§ 151.087 APPLICATION FOR A TELECOMMUNICATIONS ENCROACHMENT PERMIT.

A person desiring a telecommunications encroachment permit shall file an application with the Department, in the form prescribed by the Department, together with that part of the non-refundable application processing fee established by Council resolution. The full fee shall be paid on demand from the city and shall be in an amount established by the City **Manager COUNCIL** as necessary to recover all actual costs incurred by the city to review and process the application.

(Prior Code, § 18-6-7)

FIBER OPTIC CABLE, INTERSTATE SERVICES, AND OTHER COMMUNICATION FACILITIES EXCLUDED FROM THE DEFINITION OF “TELECOMMUNICATION”, ~~CLASS 5~~

§ 151.107 FIBER OPTIC CABLE LICENSE.

(A) No person shall place, install, construct, operate, or maintain any fiber optic equipment, facilities, or system for fiber optic communication services, any interstate services or other communication, conduction, or transmission facilities excluded from the definition of telecommunications and telecommunication services as defined by Arizona State Statute, in, upon, or under the surface of any highway, public place, street, or right-of-way, unless a fiber optic cable license has first been obtained in accordance with the provisions of this subchapter. In addition to obtaining the fiber optic cable license as provided herein, any person desiring to place, install, construct, operate, or maintain such facilities in, upon, or under any highway must also obtain a N **fiber optic cable, (Class 5)**, encroachment permit, as required herein.

(B) The requirement to obtain a fiber optic cable license set forth in this section does not apply to those activities or operations of a telecommunications corporation which meets the requirements set forth in A.R.S. § 9-581.

(C) A fiber optic cable license pursuant to this subchapter shall not authorize the use of the highways to provide any other service; nor shall the issuance of the same invalidate any franchise, license, or permit that authorizes the use of the highways for such other services; nor shall the fact that a person holds a franchise, license, or permit to make any other use of the highway or to provide or operate any other service, authorize installation, maintenance, construction, or operation of fiber optic cable, interstate services, or other facilities required to be licensed by this section in any highway in the city, or permit the licensee to provide fiber optic cable services by means of the facilities without obtaining a fiber optic cable license hereunder.

(D) A fiber optic cable license is personal to the licensee. Except as provided in the license, no transfer or change of control over the licensee, (including but limited to,

forced or voluntary sale, merger, consolidation, receivership, or any other means) shall occur unless prior application is made to the city and the city's prior written consent is obtained, which consent will not be unreasonably withheld or delayed.

(E) The licensee shall produce books and records for the city's inspection and copying, prepare reports, respond to questions, and permit the city to have access to its facilities as the city may request in order to determine whether the licensee has complied with its obligations under the license or other applicable law or regulation.

(F) The applicant shall agree to provide and maintain accurate maps showing the location of all its facilities including all the facilities it will use in the highways within the city, and to comply with such other mapping requirements that the city may establish from time to time.

(G) The applicant shall agree to comply with highway use requirements that the city may establish from time to time.

(H) The applicant shall agree to comply with and be bound by the administrative and enforcement provisions as may be prescribed from time to time by the city.

(I) The applicant must agree to abide by such other conditions and terms as required by the City Council upon consideration of the application.

(J) In the event there is a conflict between the provisions of this subchapter and the provisions contained in a franchise or license granted by the city to an applicant, the provisions of the franchise or license shall prevail.

(Prior Code, § 18-7-2)

CABLE TELEVISION, CLASS 6

§ 151.125 CABLE SERVICES/TELEVISION AND RELATED SERVICES.

~~An example of cable services/television and related services to which the following sections apply is cable services.~~ The City Council shall determine through the application process whether an applicant meets the definition of a cable services/television services provider.

(Prior Code, Art. 18-8)

§ 151.128 ENCROACHMENT PERMIT APPLICATION PROCESS.

Any person desiring an encroachment permit pursuant to this section shall file an application with the Department, in the form prescribed by the city, together with that part of the non-refundable application processing fee established by Council resolution. The full fee shall be paid on demand from the City and shall be in an amount established by the City ~~Manager~~ **COUNCIL** as necessary to recover all reasonably related costs incurred by the city to review and process the application.

(Prior Code, § 18-8-3)

UTILITIES, CLASS 7

§ 151.140 UTILITIES ENCROACHMENT PERMIT.

(A) *Application process.* Any person desiring an encroachment permit pursuant to this section shall file an application with the Engineering Division in the form prescribed by the city, together with that part of the non-refundable application processing fee established by Council resolution. The full fee shall be paid on demand from the city and shall be in an amount established by the City **Manager COUNCIL** as necessary to recover all reasonably related costs incurred by the city to review and process the application.

(B) *Special terms and conditions for the encroachment permit described in this section.* In addition to the general terms and conditions for all encroachment permits listed above, permits issued pursuant to this section shall also comply with the undergrounding of existing overhead and proposed utility lines per § [152.030](#) and § [155.057](#), respectively.

(C) *Fees.*

(1) Entities subject to this permit shall pay:

(a) The encroachment permit application processing fee which covers the cost of reviewing and processing the application provided, however, **PUBLIC UTILITY CORPORATIONS RECOGNIZED BY THE CITY**, counties, state agencies and adjacent cities, for conformity, will not be required to pay the permit application processing fee;

(b) The inspection fee which covers the cost of inspection of the construction, work, or installation to insure it meets all city requirements;

(c) A fee to recover all of the reasonable costs associated with construction, maintenance and operation of permittee's facilities in the highway, including but not limited to all reasonable and supportable costs associated with the damage caused to the highway; and

(d) In addition to the permit fees, the permittee shall also pay such use fees as spelled out in their use agreement with the city.

(2) Each of these fees will be established by Council resolution provided however that application processing fee may be established based on cost as set forth hereinabove.

(D) *Examples.* Examples of utilities for which this permit would be applicable would be non-city owned or operated water, sewer, irrigation, effluent, electric, and gas lines.

(Prior Code, Art. 18-9) (Res. R22-09-20, passed 9-8-2022; Ord. O22-09-05, passed 9-8-2022)

OTHER STREET EXCAVATION PERMITS

§ 151.150 STREET EXCAVATION ENCROACHMENT PERMIT, **CLASS 8.**

This permit provided for by this section applies to any person desiring to place, in-stall construct, operate or maintain any pipe, equipment, lines, cable or other facilities in,

upon or under the surface of any highway, public place, street or right-of-way but for which use not of the other classes of encroachment permit is deemed applicable.

(A) *Purpose and findings.* The City Council recognizes the findings set forth hereinabove in § [151.081](#) and finds them relevant and applicable to licenses and encroachment permits for all street excavation encroachment permits regulated by this section of the code.

(B) *Application process.* Applications for permits pursuant to this section shall be processed, conditioned, and approved in the same manner as any one of the above listed encroachment permits as determined by the Department.

(C) *Fees.*

(1) Entities subject to this permit shall pay:

(a) The encroachment permit application processing fee which covers the cost of reviewing and processing the application;

(b) The inspection fee which covers the cost of inspection of the construction, work or installation to insure it meets all city requirements;

(c) A fee to recover all of the reasonable costs associated with construction, maintenance, and operation of permittee's facilities in the highway, including but not limited to all reasonable costs associated with damage caused to the highway; and

(d) In addition to the permit fees, the permittee shall also pay use fees as set forth in the encroachment permit or in any use agreement with the city required as a condition of this encroachment permit.

(2) Each of these fees will be established by Council resolution, provided however the application processing fee may be established based on cost as set forth hereinabove.

(Prior Code, § 18-10)

HIGH-VOLTAGE ELECTRIC TRANSMISSION LINES

§ 151.162 PUBLIC ROADS.

All high-voltage electric transmission lines shall be set back from the nearest public roadway a distance of not less than one and one-half times the tower height, as measured from the **ULTIMATE** right-of-way line of the nearest public roadway to the center of the tower base.

(Res. R23-04-04, passed 4-18-2023; Ord. O23-04-04, passed 4-18-2023)

§ 151.999 PENALTY.

Any person violating any of the provisions of this chapter shall **severally SEVERELY**, for each and every such violation and non-compliance, be punished as provided in City Code Ord. O87-07-004.

(Prior Code, § 18-2-15)

APPENDIX A: PUBLIC WORKS ENCROACHMENT AND INSPECTION

1. ~~Encroachment permit~~

~~— a. Class 1 encroachment permit application base fee [§§ 151.030 to 151.035]: \$75.~~

~~— b. Class 2 encroachment permit application base fee [§§ 151.050 to 151.054]: \$75.~~

~~— c. Class 3 encroachment permit application base fee [§§ 151.065, 151.066]: \$75.~~

~~— d. Class 4 encroachment permit application base fee [§§ 151.080 to 151.090]: \$75.~~

~~— e. Class 5 encroachment permit application base fee [§§ 151.105 to 151.113]: \$75.~~

~~— f. Class 6 encroachment permit application base fee [§§ 151.125 to 151.129]: \$75.~~

~~— g. Class 7 encroachment permit fee [§ 151.140]: \$75.~~

~~— h. Class 8 encroachment permit fee [§ 151.140]: \$75.~~

~~2. Cable television license application base fee [§§ 151.125 to 151.129]: \$5,000.~~

~~3. License applications base fee for all encroachment licenses, except cable: \$2,000.~~

~~4. Penalty assessment for failure to obtain encroachment or street cut permit: \$1,000.~~

~~5. Pavement damage restoration fee: (reserved).~~

~~6. Within two years of construction of new streets, renovation or reconstruction of a street:~~

~~— For each cut: (per square yard of cut): \$30.~~

~~— For cuts within the first two years, the fee is in addition to the requirement for street sealing in accordance with City Code § 151.009 (per sq. yd. of cut).~~

~~7. After construction of new streets, renovation or reconstruction of a street:~~

~~— For Each Cut: (per square yard of cut): \$30.~~

~~8. From three to five years after construction of new streets or renovation of a street: \$25.50.~~

~~9. From five to ten years after construction of new streets or renovation of reconstruction of a street: \$20.~~

~~10.— Within one year prior to a city street renovation or reconstruction project approved in the capital improvement program of the city’s annual budget: No charge.~~

~~The minimum fee shall be based on one square yard. If a pavement cut is so extensive, or the cuts in one area are so numerous that the permittee prefers to perform a renovation (major rehabilitation) of the street in accordance with the Public Works Department requirements, or the full width of any impacted lane and the full length of any cuts plus pavement seal as required to reconstruct the street to the satisfaction of the Public Works Department.~~

~~11.— If a pothole cut is done in advance of construction that will remove that portion of the pavement within a reasonable time as specified by the Public Works Department, no fee will be charged.~~

~~12.— Plan review fees:~~

~~— a.— Fees for review of plans and specifications for parcels of ground to be fully developed with this submittal shall be as follows:~~

-

<i>ACRES</i>	<i>FEE</i>	<i>ADDITIONAL FEE/ACRE</i>
Up to 10 acres	\$250	+\$75 per acre
10-25 acres	\$1,000	+\$65 per acre
25-50 acres	\$2,000	+\$40 per acre
50 acres	\$3,000	+\$30 per acre

-

~~— b.— Fees for review of plans and specifications for parcels of ground which are to be subdivided into large sections for future development and for which the major infrastructure only is to be developed with this submittal shall be as follows:~~

-

<i>ACRES</i>	<i>PLAN REVIEW FEE</i>	<i>ADDITIONAL FEE/ACRE</i>
Up to 10 acres	\$62.50	\$18.75
10-25 acres	\$250	\$16.25
25 to 50 acres	\$500	\$10
50 acres	\$750	\$7.50

-

~~— c.— Fees for review of plans and specifications for the individual developments within the parcels shall be charged in accordance with division 12.a. above, except the acreage used for fee computation shall not include perimeter rights-of-way which have been previously dedicated and approved.~~

~~—d. Fees for review of the plan revisions which are initiated by the developer or required due to an error or oversight of the developer after plans have been approved by the Public Works Department, shall be charged the flat rate for each revision or set of revisions reviewed: \$100.~~

~~13. Street clean up fee [§ 152.078] non-refundable: \$100.~~

~~14. Application for disposition of roadway or easement [§ 152.232]~~

~~—a. ROW vacation application fee (developed residential): \$400.~~

~~—b. ROW vacation application fee (non-residential): \$500.~~

~~—c. ROW appraisal fee (deposit of \$200 required): actual cost.~~

~~15. Reimbursement agreement transaction fee [§ 152.142]: 5% of agreement amount.~~

~~16. Median and street light construction buy-in assessment [§§ 152.155 to 152.158 and §§ 152.215 to 152.217]~~

-

<i>1/2 FRONT FOOT</i>	<i>PER FOOT</i>
—a. Median construction	\$10.50 LF
—b. Street lighting in median	\$100 LF
—c. Landscaping in median	\$1.75 SF
—d. Street lighting behind curb	\$9 LF

-

~~17. Inspection and testing fees [§ 152.077]~~

<i>PAVEMENT</i>	<i>UNIT</i>	<i>FEE/UNIT (\$/UNIT)</i>
PAVEMENT	UNIT	FEE/UNIT (\$/UNIT)
Paving public right of way/private streets & drives	SY	\$0.26
Parking areas	SY	\$0.07
Overlay (all)	SY	\$0.09
Alley surface	SY	\$0.26
Street sign bases	EA	\$10
Street sign (city)	EA	\$80
Mill & overlay	SY	\$0.18

-

CONCRETE	UNIT	FEE/UNIT (\$/UNIT)
CONCRETE	UNIT	FEE/UNIT (\$/UNIT)
Driveway or alley entrance	EA	\$19.57
Valley gutter	LF	\$0.26
Apron	EA	\$8
Curb and gutter	LF	\$0.14
Sidewalk	SF	\$0.05
Catch basin	EA	\$22.25
Sidewalk ramp	EA	\$17

WATER	UNIT	FEE/UNIT (\$/UNIT)
Water pipe (4" or larger)	LF	\$0.41
Water services	LF	\$0.35
Pavement cut	SY	\$17.40
Tapping sleeve and valve	EA	\$60
Landscape irrigation system with backflow device	EA	\$35
Fire line	LF	\$0.41

SEWER	UNIT	FEE/UNIT (\$/UNIT)
Sewer pipe (8" or larger)	LF	\$0.42
Sewer service	LF	\$0.31
Manhole	EA	\$31.50
Pavement cut	SY	\$17.40
Cleanout/drop connection	EA	\$31

DRAINAGE	UNIT	FEE/UNIT (\$/UNIT)
DRAINAGE	UNIT	FEE/UNIT (\$/UNIT)
Retention basin (grading)	ACRE	\$50
Irrigation pipe	LF	\$0.78

Stormwater pipe (including box culverts)	LF	\$0.84
Headwalls	EA	\$31
Pavement cut	SY	\$17.40
Drywells	EA	\$56
Stormwater retention pipe	LF	\$0.84

-

-

UTILITIES	UNIT	FEE/UNIT (\$/UNIT)
Utility trenching in ROW/easement	LF	\$0.16
Boring	EA	\$15
Pavement cut	SY	\$20
Service drops	EA	\$15
Offsite after hours inspection	HR	\$73

-

-

PERMITS	UNIT	FEE/UNIT (\$/UNIT)
Permit application fee (non-refundable)	EA	\$75