

ORDINANCE 11-02

WHEREAS, on January 6, 1994, the Hyrum City Council passed and posted an ordinance adopting the "Hyrum City Municipal Code", a recodification of municipal ordinances encompassing the "Revised Ordinances of Hyrum City" and ordinances adopted through July 15, 1993; and

WHEREAS, Title 13 of the Hyrum City Municipal Code sets forth regulations governing municipal utility services, including electrical power; and

WHEREAS, the City Council has determined there is a need to amend Section 13.16.110 to allow Hyrum City's electric utility department to install electrical service lines for developers based upon the City's availability and workload at an agreed upon price.

NOW, THEREFORE, the Hyrum City Council hereby adopts, passes, and publishes the following:

AN ORDINANCE AMENDING SECTION 13.16.110 OF TITLE 13 OF THE HYRUM CITY MUNICIPAL CODE TO ALLOW A DEVELOPER TO CONTRACT WITH THE CITY FOR INSTALLATION OF ELECTRICAL SERVICE LINES.

BE IT ORDAINED by the City Council of Hyrum City, Cache County, State of Utah, as follows:

1. Section 13.16.110 of Title 13 of the Hyrum City Municipal Code is hereby amended as follows:

13.16.110 Residential subdivisions-Service-Placement.

All electrical service to a subdivision shall be placed underground unless otherwise approved or specified by the city. The developer or contractor shall install both primary (where applicable) and secondary electrical service by a duly licensed and authorized electrician according to city specifications and at his own expense; or contract with the City for installation according to availability and workload at a negotiated price. Underground service and equipment must be installed and inspected by the building inspector or his authorized representative before the surfacing of streets and installation of road base, curb and gutter, sidewalks, etc. (Ord. 84-13 § 1 (part): prior code § 14-323 (A))

2. REPEALER. All ordinances, resolutions, and zoning maps of the city, or parts thereof inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution or ordinance or part thereof.

3. DECLARATION OF SEVERABILITY. Should any provision, clause, or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Hyrum City Municipal Code to which these amendments apply. The valid part of any provision, clause, or paragraph of this ordinance shall be given independence from the invalid provisions or applications and to this end the parts, sections, and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.

4. EFFECTIVE DATE. This ordinance shall become effective upon posting three (3) copies in three (3) public places within Hyrum City.

5. ADOPTION. This ordinance is hereby adopted and passed by the Hyrum City Council this 17th day of February, 2011.

HYRUM CITY

BY: _____
W. Dean Howard
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Posted: