

AFFIDAVIT OF POSTING ORDINANCE NO. 39

STATE OF OREGON)
)
Counties of Clackamas)
and Washington) ss.
)
City of Wilsonville)

I, the undersigned, City Recorder of the City of Wilsonville, Oregon, being first duly sworn on oath depose and say:

On Tuesday the 16th day of October, 1973, I caused to be posted copies of the attached Ordinance No. 39 in the following three (3) public and conspicuous places of the City, to-wit:

1. Wilsonville City Hall
2. Kopper Kitchen Restaurant
3. Wilsonville United States Post Office

The Notices remained posted for more than five (5) consecutive days prior to the time for final reading and passage of the Ordinance on the 22nd day of October, 1973.

Dated at Wilsonville, Oregon this 16th day of October, 1973.

Margorie A. Hintz
City Recorder

Subscribed and sworn to before me this 16th day of October, 1973.

Steven Peters
Notary Public for Oregon
My Commission expires: 9-6-77

ORDINANCE NO. 39

AN ORDINANCE RELATING TO UNDERGROUND UTILITIES AND REQUIRING THEIR INSTALLATION IN ALL NEW SUBDIVISIONS.

THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

SECTION 1:

A. The City Council deems it reasonable and necessary in order to accomplish the orderly and desirable development of land within the corporate limits of the City of Wilsonville to require the underground installation of utilities in all new subdivisions.

B. After the effective date of this Ordinance, the approval of any plat or subdivision of land within the City will be upon the express condition that all new utility lines, including but not limited to those required for power, communication, street lighting, gas, cable television services and related facilities, shall be placed underground.

SECTION 2:

A. Section 1 of this Ordinance shall not apply to surface mounted transformers, surface mounted connection boxes, and meter cabinets and other appurtenances which are reasonable necessary to be placed above ground, or to temporary utility service facilities during construction, or to high capacity electric and communication feeder lines, or to utility transmission lines operating at 50,000 volts or above.

SECTION 3:

A. The subdivider shall be responsible for and shall make all necessary arrangement with the serving utility to provide the underground services described in Section 1 hereof (including cost of rearranging any existing overhead facilities). All such underground electric and communication facilities as described above shall be constructed in compliance with the rules and regulations of the Public Utility Commissioner of the State of Oregon relating to the installation and safety of underground lines, plant, system, equipment and apparatus.

B. The location of the buried facilities shall conform to standards supplied to the subdivider by the City. The City also reserves the right to approve location of all surface mounted transformers.

C. Interior easements (back lot lines) will only be used for storm or sanitary sewers, and front easements will be used for other utilities unless different locations are approved by the Planning Commission. Easements satisfactory to the serving utility shall be provided by the subdivider and shall be set forth on the plat.

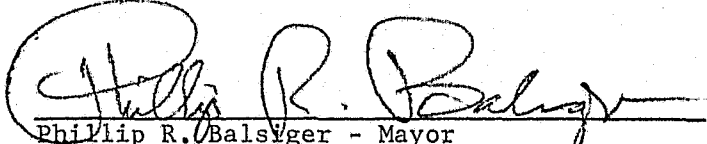
SECTION 4:

A. All Ordinances, or parts of Ordinances, in conflict herewith are hereby repealed

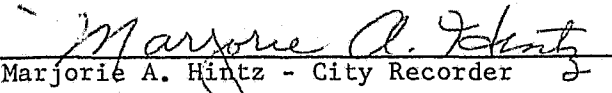
SECTION 5:

This Ordinance shall take effect immediately upon its final reading and passage by the City Council.

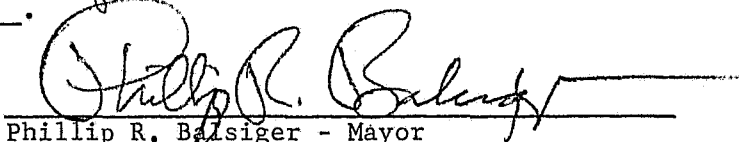
Passed on first reading at a regular meeting of the Wilsonville City Council on the 8th day of October, 1973; ordered posted in three (3) public and conspicuous places in the City of Wilsonville for a period of five (5) consecutive days as required by the Wilsonville City Charter, and to come up for final reading and action of the Wilsonville City Council at a regular meeting thereof on the 22nd day of October, 1973, at the hour of 7:30 o'clock p.m. at the Council's regular meeting place in the Wilsonville City Hall.


Phillip R. Balsiger - Mayor

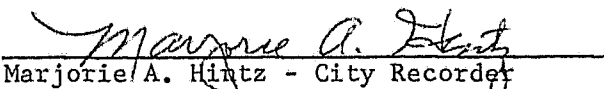
ATTEST:


Marjorie A. Hintz - City Recorder

Passed on final reading of the Wilsonville City Council at a meeting thereof on the _____ day of 22nd October, 1973, by the following vote: Yeas 5. Nays _____.


Phillip R. Balsiger - Mayor

ATTEST:


Marjorie A. Hintz - City Recorder