

**CITY OF SCANDIA
ORDINANCE NO. 135**

**AN ORDINANCE AMENDING SECTION 1.1 OF ORDINANCE NO. 39 REGULATING
THE CONSTRUCTION OF PUBLIC UTILITIES ON OR UNDER THE PUBLIC
GROUNDS AND RIGHTS OF WAY IN THE CITY AND PROVIDING FOR PERMITS
FOR THE INSTALLATION THEREOF**

The City Council of the City of Scandia, Washington County, Minnesota hereby ordains:

Section 1. AMENDMENT. Section 1.1 of Ordinance No. 39 is hereby amended to read as follows:

Section 1.1

No utility company shall open or disturb the surface of any public ground, right of way or easement for any purpose without first having obtained a permit from the City. The permit application shall describe the type of facility to be installed and the proposed location and depth of installation within the right of way or easement. The facilities are to be installed pursuant to such permit and shall be located as directed by the City, taking into account existing and planned for installation of services or repairs and maintenance of previously installed facilities. A permit shall be issued by the Maintenance Superintendent . A nonrefundable fee of \$150.00 shall be paid by the utility company with its application for permit.

The Maintenance Superintendent may, as a condition of issuance of a permit, require a financial guarantee for restoration of all disturbed areas to the standards provided by this ordinance. The guarantee shall be in a form acceptable to the City and in an amount established by the Maintenance Superintendent . The Maintenance Superintendent shall inspect the site 12 months following completion of the restoration, and if the restoration has been completed and maintained according to city requirements may release the guarantee.

Section 2. REPEAL. Ordinance No. 113 adopted December 16, 2008 is hereby repealed.

Section 3. EFFECTIVE DATE. This ordinance shall be in full force and effect upon its adoption and publication according to law.

Passed and adopted by the City Council of the City of Scandia this 20th day of November 2012.

Randall Simonson, Mayor

ATTEST:

Kristina Handt, Clerk/Administrator