



# City of Somerville, Massachusetts

## Legislation Details (With Text)

**File #:** 22-0835      **Version:** 1

**Type:** Ordinance      **Status:** Approved

**File created:** 8/4/2022      **In control:** City Council

**On agenda:** 4/28/2022      **Final action:** 12/31/2023

**Enactment date:** 11/10/2022      **Enactment #:** 213611

**Title:** Amending Sec. 11-63 of the Code of Ordinances regarding the removal of poles, conduits and wires.

**Sponsors:** Kristen Strezo, Judy Pineda Neufeld, Beatriz Gomez Mouakad

**Indexes:**

**Code sections:**

**Attachments:** 1. 2022- Amending Ordinance for Removal of Poles, Conduits, and or Wires.pdf, 2. 2022- Amending Ordinance for Removal of Poles, Conduits, and or Wires, 3. Photo 1, 4. Photo 2, 5. Photo 3, 6. Photo 4

| Date       | Ver. | Action By                                   | Action                                | Result |
|------------|------|---|---------------------------------------|--------|
| 12/31/2023 | 1    | City Council                                | Expired with final action taken       |        |
| 12/4/2023  | 1    | Public Utilities and Public Works Committee | Kept in committee                     |        |
| 11/10/2022 | 1    | City Council                                | Approved and sent for discussion      | Pass   |
| 11/1/2022  | 1    | Legislative Matters Committee               | Recommended to be approved as amended | Pass   |
| 10/18/2022 | 1    | Legislative Matters Committee               | Kept in committee                     |        |
| 4/28/2022  | 1    | City Council                                | Referred for recommendation           |        |

### Agenda Text

Amending Sec. 11-63 of the Code of Ordinances regarding the removal of poles, conduits and wires.

### Official Text

## CITY OF SOMERVILLE ORDINANCE NO. 2022- IN THE CITY COUNCIL: \_\_\_\_\_, 2022

### An Ordinance Amending Sec. 11-63. - Removing poles, conduits and wires.

Be it ordained by the Somerville City Council in session assembled, that Chapter 11, Article III, Division 2, Section 11-63 of the Code of Ordinances of the City of Somerville is hereby amended to read as follows:

- (a) No pole shall be removed without permission of the city council.
- (b) The city council may order the removal of poles, conduits, and/or wires by an entity granted permission to lay conduit and wires, or erect poles, or who is operating such, after granting said entity an opportunity to be heard, if:

- (1) In the city council’s judgment removal is in the best interest of the public; or,
- (2) The entity operating the poles, conduits, and/or wires has not complied with all the conditions, terms, and requirements associated with the grant of permission to lay conduit and wires, or erect poles.
- (c) If an entity neglects to execute an order to remove poles, conduits, and/or wires within 30 days after its passage by the city council, they shall be subject to a fine in accordance with the provisions of section 1-11 (b). Each location at which poles, wires, and/or conduits should have been removed and have not shall be considered a separate violation of this section.

Be it further ordained by the city council that Section 1-11(b) of the Code of Ordinances of the City of Somerville is hereby amended as follows:

| Offense   | Fine          | Enforcing Personnel                                 |
|---|---------------|---|
| Failure to remove poles, conduits, and/or wires | \$300 per day | Commissioner of Public Works; Inspectional services |

Approved:

President

Approved:

Mayor