

ORDINANCE NO. 1096

AN ORDINANCE AMENDING ORDINANCE NO. 1078 TO REVISE SECTION 8 TREE TRIMMING AND GRANTING TO PACIFICORP, AN OREGON CORPORATION, DOING BUSINESS AS PACIFIC POWER & LIGHT COMPANY, AND TO ITS SUCCESSORS AND ASSIGNS, A NONEXCLUSIVE RIGHT AND FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE, IN, ON, AND UNDER THE PRESENT AND FUTURE STREETS, ALLEYS, BRIDGES, AND PUBLIC PLACES IN THE CITY OF PRINEVILLE, CROOK COUNTY, OREGON, ELECTRIC LIGHT AND POWER LINES AND APPURTENANCES AND COMMUNICATION FACILITIES FOR THE PURPOSE OF SUPPLYING ELECTRICITY AND ELECTRIC SERVE TO THE CITY OF PRINEVILLE, THE INHABITANTS THEREOF AND OTHERS.

THE PEOPLE OF THE CITY OF PRINEVILLE ORDAIN AS FOLLOWS:

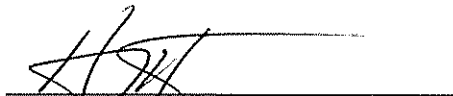
1 Section 8 of Ordinance # 1078 is amended to read as follows: Grantee may trim all trees and vegetation which overhang said City streets, whether such trees or vegetation originate within the streets or outside said streets, in such a manner and to such an extent as will prevent the branches or limbs or other parts of such trees or vegetation from touching or interfering with its facilities so long as no trees and vegetation are trimmed or cut back further than may be reasonably necessary to prevent such interference and to allow the proper operation and maintenance of said facilities. A growth inhibitor treatment may be utilized for trees and vegetation species that are fast growing and problematic and are located in the public right of way. Nothing contained in this section shall prevent Grantee, when necessary and with the approval of the owner of the property on which they may be located, from cutting down and removing any trees and vegetation which overhang said streets.

2. This ordinance shall take effect thirty (30) days after its enactment by the Council and signed by the Mayor, but shall become null and void unless within sixty (60) days after such enactment Grantee shall file with the Recorder Grantee's written acceptance of the terms, conditions, and obligations to be complied with or performed by it hereunder.

Passed by the City Council this 26<sup>th</sup> day of March, 2002.

  
STEPHEN P. UFFELMAN, Mayor

ATTEST:

  
Henry Hartley, City Manager