

MIDVALE CITY, UTAH  
ORDINANCE No. 2014-O-08

AN ORDINANCE AMENDING MIDVALE CITY CODE  
CHAPTER 5.52, TELECOMMUNICATIONS SERVICES.

WHEREAS, the City Council desires to amend Midvale Municipal Code Chapter 5.52, Telecommunications Services; and

WHEREAS, the City Council finds it in the City's best interest to amend Midvale Municipal Code Chapter 5.52, Telecommunications Services to bring the ordinance up-to-date, and

WHEREAS, the City Council finds it in the City's best interest to increase the City's flexibility in administering telecommunication franchises; and

WHEREAS, the City Council of Midvale City, Utah, finds it appropriate to adopt such an ordinance in an effort to become more consistent with neighboring communities.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Midvale City, Utah as follows:

**Section 1.** The City Council desires to amend Midvale Municipal Code Chapter 5.52, Telecommunications Services as set forth in Exhibit A.

**Section 2.** This Ordinance shall be effective upon date of first publication.

PASSED AND APPROVED this 5<sup>th</sup> day of August, 2014.

[Seal]



*JoAnn B. Seghini*  
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JoAnn B. Seghini, Mayor

VOTING BY THE COUNCIL:

Stephen Brown	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>
Paul Glover	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>
Robert Hale	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>
Paul Hunt	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>
Wayne Sharp	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>

ATTEST:

*Rori L. Andreason*  
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Rori L. Andreason, MMC  
City Recorder

Published this 10<sup>th</sup> day of August, 2014.

## Chapter 5.52 TELECOMMUNICATIONS SERVICES

Sections:

### Article I. Declaration of Findings and Intent—Scope of Ordinance

- [5.52.010](#) Findings regarding rights-of-way.
- [5.52.020](#) Scope of ordinance.
- [5.52.030](#) Excluded activity.

### Article II. Defined Terms

- [5.52.040](#) Definitions.

### Article III. Franchise Required

- [5.52.050](#) Nonexclusive franchise.
- [5.52.060](#) Every provider must obtain.
- [5.52.070](#) Nature of grant.
- [5.52.080](#) Current providers.
- [5.52.090](#) Nature of franchise.
- [5.52.100](#) Regulatory approval needed.
- [5.52.110](#) Term.

### Article IV. Compensation and Other Payments

- [5.52.120](#) Compensation.
- [5.52.130](#) Timing.
- [5.52.140](#) Fee statement and certification.
- [5.52.150](#) Future costs.
- [5.52.160](#) Taxes and assessments.
- [5.52.170](#) Interest on late payments.
- [5.52.180](#) No accord and satisfaction.
- [5.52.190](#) Not in lieu of other taxes or fees.
- [5.52.200](#) Continuing obligation and holdover.
- [5.52.210](#) Costs of publication.

### Article V. Franchise Applications

- [5.52.220](#) Franchise application.
- [5.52.230](#) Application criteria.
- [5.52.240](#) Franchise determination.