

BYLAW NUMBER 41M2017

**BEING A BYLAW OF THE CITY OF CALGARY
TO AMEND 17M2016 TO REGULATE
THE PROCESS FOR ACCESS AND USE
OF MUNICIPAL RIGHTS-OF-WAY**

WHEREAS the purpose of the Municipal Rights of Way Bylaw (the Bylaw) is to address the requirements of The City (safety, environmental, financial) when utility providers access municipal rights of way; and,

WHEREAS the Bylaw requires any utility provider who is undertaking work within a service corridor or City structure to obtain a utility alignment permit prior to commencing the work; and,

WHEREAS the requirements of the utility alignment permit are set out in section 17 of the Bylaw; and,

WHEREAS there are times when a utility provider may need to quickly address a network connectivity issue and temporary service drops provide an effective and near-immediate solution for lost connectivity; and,

WHEREAS there is no inventory of these temporary service drops which poses safety and operational issues for The City; and,

WHEREAS Section 57, together with section 75, of the Bylaw were drafted to balance the needs of the utility providers to serve their client efficiently with the needs of The City to be apprised of, and to enable monitoring of, temporary services drops to ensure that they were being replaced with a permanent solution within a reasonable period of time; and,

WHEREAS given the nature of the temporary service drops, notification by the utility providers, without the need of a permit, is sufficient to allow The City to know where these temporary lines are located within the municipality and to follow up to ensure they are permanently resolved within one year, as described in the attached Report CP2017-0645.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

1. Bylaw 17M2016, the Municipal Rights-of-Way Bylaw, is amended.
2. In section 55, delete the following:

“, whether temporary or permanent,”
3. Delete section 57 in its entirety and substitute the following:

“57. *A utility provider must provide written notification to The City of the utility provider's placement of a temporary service drop no later than 5 business days after the installation of the equipment. The notification must be submitted in the electronic format set by The City in its web interface with*

utility providers, and include the specific location of the temporary service drop and the date on which the temporary service drop was placed.”

4. This Bylaw comes into force on the day that it is passed.

READ A FIRST TIME THIS ____ DAY OF _____, 2017.

READ A SECOND TIME THIS ____ DAY OF _____, 2017.

READ A THIRD TIME THIS ____ DAY OF _____, 2017.

MAYOR
SIGNED THIS ____ DAY OF _____, 2017.

CITY CLERK
SIGNED THIS ____ DAY OF _____, 2017.