

ORDINANCE NO. 24-_____

AN ORDINANCE AMENDING SECTIONS OF ARTICLE 1 (GENERAL PROVISIONS) OF CHAPTER 12 (UTILITIES) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO REAL ESTATE MANUAL

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Article 1 (General Provisions) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

12.1.107: AUTHORITIES, POWERS AND DUTIES OF UTILITIES CHIEF EXECUTIVE OFFICER:

* * *

H: Issue revocable permits **and licenses** for the use of public property primarily used by Colorado Springs Utilities, including watershed areas, for any purpose not inconsistent with this Code, regulations established by the Chief Executive Officer, or other laws and ordinances regulating the use and occupancy of public property.

I. Establish regulations governing the issuance or denial of a revocable permit **or license** and setting insurance requirements, fees and permit terms and conditions necessary to protect the public health, safety and welfare and the safety and welfare of Colorado Springs Utilities operations, equipment and facilities.

12.1.118: REVOCABLE PERMITS:

A. The space below the surface, upon the surface, and above the surface of **specialized** public property primarily used by Utilities, including watershed areas, may be used and occupied for any purpose not inconsistent with this chapter, other provisions of this Code, regulations established by the Utilities Chief Executive Officer, or other laws and ordinances regulating the use and occupancy of the public property; provided, however, it shall be unlawful for any person to use or occupy the space, whether below, upon or above the surface of the public property, or to construct any device or structure thereupon as

hereinafter set forth except by and under the authority of a revocable permit granted and issued by the Utilities Chief Executive Officer.

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Section 2. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 3. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2024.

Finally passed: _____

Randy Helms, Council President

ATTEST:

Sarah B. Johnson, City Clerk