

RESOLUTION NO. 24-

A RESOLUTION OF THE CITY OF COLUSA PROHIBITING THE EXCAVATION, CUTTING, OR POTHOLING WITHIN CITY STREETS WHICH HAVE RECEIVED SURFACE TREATMENT WITHIN THE PAST 5 YEARS

WHEREAS, the City of Colusa in recent history has dedicated significant public resources to enhance and maintain their public streets, including the passage of a special sales tax specifically adopted for the sole purpose of improving said streets called Measure B and the installation of new subdivision infrastructure, and other street projects;

WHEREAS, the public streets and rights-of-way are unique public assets held in trust for the benefit of the public. This physical asset requires proper management to maximize its longevity and minimize the costs to taxpayers, due to premature destruction which can be caused by contractors and utility companies when installing underground infrastructure via digging, trenching or potholing;

WHEREAS, the City of Colusa shall endeavor to coordinate its Capital Improvement Programs with those of utility companies and franchisees with facilities in, on, under or above the public right-of-way. Information about any planned work in the right-of-way shall be shared at the earliest possible time. Utility owners and franchisees are encouraged to coordinate their street excavations so that all work is done simultaneously and the street is not excavated following thirty six months following any resurfacing;

WHEREAS, for purposes of this Resolution resurfacing constitutes the following operations or equivalent thereof: Asphalt Overlays, Micro Surfacing, Cape Sealing, Chip Sealing, or other asphaltic/oil based preventative maintenance;

WHEREAS, person shall excavate in a street that has been resurfaced in the prior 60 months, unless a waiver has been granted by the City Engineer or City Manager. Utilities shall plan well enough in advance to determine alternate methods of making necessary repairs to avoid excavating in newly resurfaced streets; and

WHEREAS, in the event a waiver is granted the street must receive a complete resurfacing of like means and methods for a minimum of 1 block, covering the excavated area. To request a waiver, the applicant must submit a written request to the City Engineer, which request must include:

- a. The location of the excavation.
- b. Description of the work to be performed.
- c. Standard encroachment permit application which outlines the street resurfacing to take place.

NOW THEREFORE BE IT RESOLVED that the City of Colusa hereby adopts this Resolution prohibiting any type of street excavation within the city public streets that have received surface treatment within the past 60 months without a waiver, as described above.

PASSED AND ADOPTED on this 4th day of June 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Daniel Vaca, MAYOR

ATTEST:

Shelly Kittle, City Clerk