



To: Town Council  
From: Madison Harris  
Date: July 9, 2024  
Agenda Item: Resolution 39 - Series 2024 - Minturn North - Request for Exemption from Sec. 16-17-110 - Underground utilities

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**REQUEST:**

Review Resolution 39 - Series 2024 and make a decision to approve, approve with conditions, or deny the request by the developers of the Minturn North PUD to be granted temporary exemption from Sec. 16-17-110 - Underground utilities.

**INTRODUCTION:**

The developers of Minturn North PUD would like to request temporary exemption from Sec. 16-17-110 - Underground utilities for the duration of infrastructure work.

**ANALYSIS:**

Sec. 16-17-110 - Underground utilities states the following: *“Except as otherwise approved by the Town Council, all wires, cables or other equipment for the distribution of electric energy and telecommunications signals, with the exception of transformers, meters, junction boxes and similar equipment, shall be placed underground. Where developments are approved along or with crossing existing overhead power and communication facilities, energy and telecommunications may be obtained from these existing facilities. The service connections to these facilities shall be placed underground unless otherwise approved by the Town Council due to economic, engineering or aesthetic reasons. Utility easements and right-of-way shall be provided as part of the development.”*

The Applicant is requesting a two year exemption from Sec. 16-17-110, as this need is temporary in nature. Per the Applicant’s email: “The temporary overhead power line will supply electricity to the job site through the duration of infrastructure work. Use of this line should not exceed two years.”

**COMMUNITY INPUT:**

Ongoing.

**BUDGET / STAFF IMPACT: TBD**

**STRATEGIC PLAN ALIGNMENT:**

PRACTICE FAIR, TRANSPARENT AND COMMUNICATIVE LOCAL GOVERNMENT

**ATTACHMENTS:**

- Resolution 39 - Series 2024
- Email from Taylor Hermes dated June 28, 2024
- Site plan for Minturn North PUD showing temporary overhead utility line