

CITY OF SANGER, TEXAS

ORDINANCE 10-19-24

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANGER, DENTON COUNTY, TEXAS, AMENDING THE CODE OF ORDINANCES, CHAPTER 13 UTILITIES, ARTICLE 13.1300 INSTALLATION OF UNDERGROUND ELECTRICAL SERVICE, SECTION 13.1301(a)(10) INSTALLATION OF UNDERGROUND ELECTRICAL SERVICE ADDING A DISTANCE REQUIREMENT TO REGULATE THE DISTANCE BETWEEN THE POWER SUBSURFACE PEDESTAL AND THE LIGHT POLE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE; AUTHORIZING PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Sanger (the “City”) is a home rule municipality regulated by state law and Charter; and

WHEREAS, the City Council approved Ordinance 11-37-17 adopting underground utility installation procedures on Nov. 20, 2017; and

WHEREAS the City Council finds it necessary for the public health, safety and welfare that development occurs in a controlled and orderly manner; and

WHEREAS, the City Council finds that the passage of this Ordinance is in the best interest of the citizens of Sanger.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANGER, TEXAS:

SECTION 1. That Chapter 13 Utilities, Article 13.1300 Installation of Underground Electrical Service, Section 13.1301 (a)(10) Installation of Underground Electrical Service is amended as follows:

Chapter 13 Utilities, Article 13.1300 Installation of Underground Electrical Service, Section 13.1301(a)(10), Installation of Underground Electrical Service 13.1301(a)

(10) Street lighting must meet city ordinances and must be stubbed and marked at those locations by the developer. The cost of street lighting will be the developer’s responsibility. The power provider shall be responsible for the service up to the subsurface pedestal, and the subsurface pedestal may be no further than 2 feet from the light pole it serves.

SECTION 2. That all matters stated in the preamble are found to be true and correct and are incorporated herein as if copied in their entirety.

SECTION 3. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, phrases and words of this Ordinance are severable and, if any word, phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining portions of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional word, phrase, clause, sentence, paragraph, or section.

SECTION 4. That this Ordinance shall be cumulative of all other City Ordinances and all other provisions of other Ordinances adopted by the City which are inconsistent with the terms or provisions of this Ordinance are hereby repealed.

SECTION 5. This ordinance will take effect immediately from and after its passage and the publication of the caption, as the law and Charter in such case provides.

PASSED AND APPROVED by the City Council of the City of Sanger, Texas, on this 21st day of October, 2024.

APPROVED:

Thomas E. Muir, Mayor

ATTEST:

Kelly Edwards, City Secretary

APPROVED TO FORM:

Hugh Coleman, City Attorney