

COUNCIL BILL NO. 1973
INTRODUCED BY: Jim Aughenbaugh
ORDINANCE NO. 1874

A N O R D I N A N C E

OF THE CITY OF DUBOIS AMENDING CHAPTER 385, ARTICLE IV ENTITLED "STREET EXCAVATIONS AND OPENINGS", SECTION 385-23 OF THE CODE OF ORDINANCES OF THE CITY OF DUBOIS TO EXEMPT PUBLIC UTILITIES REGULATED BY THE PENNSYLVANIA UTILITY COMMISSION FROM ANY DEGRADATION FEES WHICH HAVE OR WILL BE ADOPTED OR IMPLEMENTED BY THE CITY OF DUBOIS BEFORE ANY PERMIT SHALL BE ISSUED TO OPEN OR EXCAVATE ANY STREET IN THE CITY OF DUBOIS.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the City of DuBois, in Council assembled, and it is hereby enacted and ordained by authority of the same, as follows:

Section 1. § 385-23 of Chapter 385, Article IV entitled "Permit Fee" shall be amended to read as follows:

§ 385-23. Permit Fee

Before any permit shall be issued to open or excavate any street in the City of DuBois, the applicant shall pay a permit fee in the amount fixed according to a schedule established pursuant to resolution. When application shall be made to open or excavate any longitudinal opening or excavation in excess of 10 feet, before any permit shall be issued so to open or excavate, the applicant shall pay, in addition to such minimum fee, an additional fee at the rate for each 100 feet or fraction thereof to be opened or excavated upon such street, pursuant to the fee schedule.

Notwithstanding any other provision to the contrary, public utilities regulated by the Pennsylvania Utility Commission shall be exempt from any degradation fees which have been adopted or implemented by the City of DuBois or will in the future be adopted or implemented by the City of DuBois.

Section 2. All other portions of Chapter 385, Article IV are hereby reaffirmed and re-ratified insofar as the same are not in conflict herewith.

Section 3. All other Ordinances or parts of Ordinances or Resolutions in conflict herewith be and the same are herewith repealed.

Section 4. The within Ordinance shall become effective upon final enactment hereof.

ATTEST:


City Secretary

By:



Edward L. Walsh
Mayor & President of Council

PASSED BY COUNCIL:

June 26, 2023

APPROVED: 