

5.26 UNDERGROUND UTILITY FACILITIES REQUIRED.

(1) DEFINITIONS. Terms used in this Section shall have the following meanings:

- (a) *Electrical services*. The conductors and equipment for delivering energy from the electrical supply system to the wiring system of the premises served.
- (b) *Permanent electrical services*. Electrical services which are anticipated to remain in place or actually remain in place for more than ninety (90) days; provided, however, overhead services of a temporary nature which are installed to provide electrical service during construction, remodeling, renovation, repair or demolition of bridges, structures, equipment, or similar activities, or during emergencies or for tests or experiments relating to public safety, shall not constitute *permanent electrical services*.
- (c) *Underground utility facilities*. The conductors, cable, conduit and/or equipment necessary to transmit electrical or communications energy from the aerial or underground distribution system of the supplier to the main disconnect, junction, or protector panel in or on the customer's premises, including all electric, communications, signal and cable television facilities.

(2) PURPOSE. The Village Board does hereby declare it to be the public policy of the Village to favor underground utility facilities. The exercise of the police power to implement this public policy is based on the public benefit received including but not limited to, the following reasons:

- (a) Enhancing scenic, aesthetic and other recreational values;
- (b) Improving civic appearance;
- (c) Removing safety hazards which are a danger to pedestrians, motorists and wildlife;
- (d) Overcoming the threat of temporary loss of service due to high winds, ice, accident or equipment failure;
- (e) Protecting the integrity of trees and other vegetation; and
- (f) Eliminating damage to overhead lines and poles caused by vandalism, wildlife or accident.

(3) RELOCATION OF UTILITY LINES. Any property owner who desires or is required to relocate a utility servicing his property shall install underground utility facilities.

(DRAFT FOR CONSIDERATION ONLY)

(4) NEW CONSTRUCTION. Any building, sign, signal or structure hereafter constructed in the Village and requiring permanent electric service shall be constructed with underground utility facilities.

(5) REMODELING. Every existing building or structure requiring permanent electric service which is being remodeled and where the cost of such remodeling is estimated to exceed or actually exceeds fifty (50) percent of the assessor's full market value of said building or structure shall be remodeled with underground utility facilities.

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