

ORDINANCE NO. 121.

A Bill for an Ordinance entitled "An Ordinance to regulate the placing and erecting of electric light poles and wires, telephone poles and wires, Telegraph poles and wires, signal poles and wires, or any other poles and wires, over, along, or across the streets, alleys, road ways, and walks of the Town of Stayton, Oregon, and to provide for the repair and maintenance, and to provide a penalty for violations of this Ordinance.

THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1. That after the passage of this ordinance, all electric light, telephone, telegraph, power or signal poles erected within the corporate limits of the Town of Stayton, Oregon, for the purpose of stringing wires over, along or across any of the streets, alleys or road ways or walks within said Town, shall be placed approximately 9 feet from the property line and just inside the street curb, when in the streets, and when in the alleys or road ways, as near the side of such alley or road way as may be practical, and where they will be the least obstruction to traffic thereon, and all poles hereafter erected for any of the purposes named in this ordinance shall be not less than 24 feet long, nor less than 10 inches in diameter at the largest end, and shall be set 4 feet in the ground and the earth firmly tamped around them, and where angles or turns occur they shall be strengthened by suitable guy wires.

Section 2. All electric light, telephone, telegraph, power or signal wires, or any other wires hereafter strung over, along, or across any of the streets, alleys or road ways, within the limits of the Town of Stayton, and carrying not exceeding 600 volts of electricity, shall have a clearance above such street, alley or roadway, of not less than 18 feet, and power lines carrying from 600 to 15,000 volts, 24 feet and power lines carrying above 15,000 volts 30 feet, and all such wires shall be securely fastened to the poles or across arms, and stretched sufficiently tight to prevent undue sagging.

Section 3. After the passage of this ordinance, electric light and power lines shall be constructed along one side of the street, or alley or roadway, and telephone, telegraph and signal lines on the opposite side of such street, alley or roadway, unless it is shown to be impractical, and no person, firm or corporation shall construct a pole line which will parallel on the same side of the street, alley or roadway, or over build or under build any existing line without first giving the owner of such line reasonable notice in writing of his or their intention to do so, provided that this provision shall not apply to wires crossing under or over existing wires at an angle in excess of 15 degrees.

Section 4. Telephone, telegraph and signal wires crossing power lines shall be placed below such power line with a clearance of not less than 2 feet, where it may be shown to be impractical to string telephone and telegraph wires below power wires which carry in excess of 600 volts they may be permitted to pass over the same, but must have a clearance of not less than 4 feet, and have sufficient strength of construction to render them safe from falling, or in any way coming in contact with such power wires.

Section 5. Telephone, telegraph and power drops or service wires must be placed below power wires carrying 600 volts or more, and must have a clearance of 2 feet when passing under power wires and where they cross over any street, alley or roadway, they shall have a clearance of not less than 16 feet above the surface of such street, alley or roadway, and where it may be impractical to string such drops or service wires below power wires which carry 600 volts or more,

they may be permitted to pass over such wires by employing sufficient strength of construction to render them safe from falling, and have sufficient clearance to make them safe from coming in contact with such power wires.

Section 6. All fixtures for the support of wires on any building shall be sufficiently high to permit the free passage of traffic on the street, alley or roadway, and strong enough to withstand any strain they may be subject to by the snapping of wires or other causes, and any wire or service cable so fastened, and carrying more than 600 volts shall be marked with the word "Danger" in letters at least 3 inches high upon the supporting structure, and at all other points where there is hazard.

Section 7. Whenever any of the poles or wires mentioned in the foregoing sections of this Ordinance shall become out of repair or liable to fall, or shall sag and liable to come in contact with any other line of poles and wires, the owner or operator using the same shall immediately repair the same and in case of storms or other causes if the wires shall become crossed or tangled, or poles thrown down and be in the way of traffic, or intempt the use of any other line or lines, the person, firm or corporation shall immediately repair the same upon notice by the street commissioner, or other town officer.

Section 8. After the passage of this ordinance any person, firm or corporation erecting any new line of poles and wires, or repairing any existing line of poles and wires shall cause the same to conform to the provisions of this ordinance as nearly as possible, and each person, firm or corporation owning or operating any line of poles and wires within the said town of Stayton, shall, where possible, confine his or their wires to their own poles, and in all cases where telephone, telegraph, or signal wires are strung on power poles they shall not approach nearer than 3 feet of such power wires, and all wires hereafter strung over, along or across any of the streets alleys or roadways in said town, shall be securely fastened to the poles or insulators.

Section 9. Any person, firm or corporation making any excavation in any of the streets, alleys or roadways in said Town for the purpose of erecting, altering or repairing any line of poles and wires, shall refill the same immediately upon the completion of the improvement or repairs and shall restore the street, alley, roadway or walk to as good condition as it was before the excavation was made, and in no case shall any such excavation remain open longer than is necessary to the completion of the improvement or repairs, and in case it becomes necessary to leave any such excavation open over night, a light shall be placed and maintained thereon during all the hours of darkness, that any such excavation may be left open.

Section 10. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and on conviction before the Recorder, shall be fined in any sum not exceeding \$100.00 or imprisoned in the town jail not exceeding fifty days.

Section 11. It is the judgment of this council that an Emergency exists, and that it is necessary for the preservation of the peace, health and safety of the town of Stayton, that this ordinance shall take effect and be in operation immediately upon its passage and approval by the Mayor.

Passed the Council Feb. 6, 1914.

Approved by the Mayor Feb. 7, 1914.

H. A. Beauchamp,

Mayor.

Attest- J. B. Grier,

Recorder.