

CHAPTER 923
Electricity

EDITOR'S NOTE: See City of Rocky River vs. the Cleveland Electric Illuminating Company as decided December 27, 1973, by the Eighth District Ohio Court of Appeals Docket Numbers 32640 and 32660. Appeal by the City was dismissed April 4, 1974, by the Ohio Supreme Court, Docket Number 74-150. The City contracts with the Cleveland Electric Illuminating Company for street lighting services by ordinance. Consult the Council Clerk for the current contract ordinance.

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| 923.01 Permit for power lines exceeding 33 KV; plans and method of installation. | 923.03 Permit for power lines under 33 KV; plans and method of installation. |
| 923.02 Permit for power lines along railroad right of way; plans and method of installation. | 923.99 Penalty. |

CROSS REFERENCES

Local regulation and facilities (Hot Wires Act) - see Ohio R.C. 4905.65
 Local control - see Ohio R.C. 715.27(B), 4933.16
 Power to regulate electrical rates - see Ohio R.C. 743.26, 743.28, 4904.34 et seq.
 Contract for electricity - see Ohio R.C. 743.38
 Public Utilities Commission; fixation of rates - see Ohio R.C. Ch. 4909
 Electric companies - see Ohio R.C. Ch. 4933
 Community Antenna Television - see BUS. REG. Ch. 747

923.01 PERMIT FOR POWER LINES EXCEEDING 33 KV; PLANS AND METHOD OF INSTALLATION.

(a) No person shall construct or maintain an electric power line carrying greater voltage than thirty-three (33) KV without first obtaining a permit therefor from Council. No charge shall be made for such permit.

(b) The applicant shall file plans and specifications which shall show the course and the route of such proposed line in or through the City. (Ord. 46-67. Passed 5-22-67.)

(c) The installation of any line referred to in Subsection (a) hereof shall be underground except as provided by Ohio R.C. 4905.65.

The method of installation shall be any method of construction which is in accordance with generally accepted safety standards and with the minimum

requirements as approved by the Public Utilities Commission of Ohio or the National Electric Safety Code.

923.02 PERMIT FOR POWER LINES ALONG RAILROAD RIGHT OF WAY; PLANS AND METHOD OF INSTALLATION.

(a) No person shall construct or maintain within a railroad right of way, or within one hundred (100) feet thereof, an electric power line carrying greater voltage than two hundred fifty (250) volts without first obtaining a permit therefor from Council. No charge shall be made for such permit.

(b) The applicant shall file plans and specifications which shall show the course and the route of such proposed line in or through the City. (Ord. 19-72. Passed 2-28-72.)

(c) The installation of any line referred to in Subsection (a) hereof shall be underground except as provided by Ohio R.C. 4905.65.

The method of installation shall be any method of construction which is in accordance with generally accepted safety standards and with the minimum requirements as approved by the Public Utilities Commission of Ohio or the National Electric Safety Code.

923.03 PERMIT FOR POWER LINES UNDER 33 KV; PLANS AND METHOD OF INSTALLATION.

(a) No person shall construct or maintain an electric power line carrying any voltage within the range of two hundred fifty (250) to thirty-three thousand (33,000) volts, without first obtaining a permit therefor from Council. No charge shall be made for such a permit.

(b) The applicant shall file plans and specifications which shall show the course and the route of such proposed line in or through the City. (Ord. 20-72. Passed 2-28-72.)

(c) The installation of any line referred to in Subsection (a) hereof shall be underground except as provided by Ohio R.C. 4905.65.

The method of installation shall be any method of construction which is in accordance with generally accepted safety standards and with the minimum requirements as approved by the Public Utilities Commission of Ohio or the National Electric Safety Code.

923.99 PENALTY.

Whoever violates any provision of this Chapter shall be guilty of a minor misdemeanor for the first offense. Whoever violates any provision of this Chapter shall be guilty of a fourth degree misdemeanor for the second offense or subsequent offenses.

(Ord. 7-82. Passed 2-8-82.)