FACT SHEET

Title	Date	Originating Department
A RESOLUTION AUTHORIZING AND PROVIDING FOR THE WAIVER OF SERVITUDE AND ENCROACHMENT FEES FOR THE CONSTRUCTION OF A FIBER OPTIC COMMUNICATION CABLE FOR CADDO PARISH WITHIN THE STREET RIGHTS OF WAY AND ACROSS CITY OWNED PROPERTY, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.	August 13, 2013	Department of Engineering and Environmental Services **Sponsor** Ron Norwood, P.E. – City Engineer

Purpose

Waiver of servitude and encroachment fees for Caddo Parish for the construction of a fiber optic communication cable within the street rights of way and across city owned property.

This Ordinance or Resolution will have direct impact on Council District: **A,B**

Background Information

Caddo Parish is proposing to install a fiber optic cable in and across City property and rights of way (see attached map).

The City of Shreveport Code of Ordinances Sec 26-109 paragraphs 14 (facility permit $1,500), 15 (servitude fee, appraised value) and 16 (encroachment fee $1.30 per lin. Ft.) requires the payment of these facility permit, servitude, and encroachment fees for entities using city-owned property or city owned rights-of-way not a party to a franchise agreement.

The fiber optic cable being installed for Caddo Parish is a communication cable for the exclusive use of Caddo Parish. Caddo Parish will not receive any revenue for the use of the fiber optic cable. The fiber optic cable is not to be used for commercial purposes.

Timetable

Introduction: August 13, 2013
Final Adoption: August 27, 2013

Finances		SOURCE OF FUNDS

Conclusion

The Department of Engineering and Environmental Services recommends approval of this ordinance.

FACT SHEET PREPARED BY: Robert Westerman, P.E. Assistant City Engineer

RESOLUTION NO. _____ OF 2013

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE WAIVER OF SERVITUDE AND ENCROACHMENT FEES FOR THE CONSTRUCTION OF A FIBER OPTIC COMMUNICATION CABLE FOR CADDO PARISH WITHIN THE STREET RIGHT OF WAY AND ACROSS CITY OWNED PROPERTY, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

BY:

WHEREAS, the City of Shreveport Code of Ordinances Sec 26-109 paragraphs 14 (Facility Permit), 15 (Servitude Fee) and 16 (Encroachment Fee) requires the payment of facility permit, servitude and encroachment fees for entities using city-owned property or city owned rights-of-way not a party to a franchise agreement, and

WHEREAS, the City of Shreveport, Department of Engineering and Environmental Services, has received a request to waive the servitude and encroachment related fees for the construction of a fiber optic communication cable for Caddo Parish within the street rights of way and across city owned property, and

WHEREAS, this request is not adverse to the public interest of the citizens of the City of Shreveport; and

WHEREAS, Caddo Parish is responsible for the payment of the $1,500.00 Facility Permit Fee; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened, that the City of Shreveport is hereby authorized and empowered to waive all servitude and encroachment related fees for the construction of a fiber optic communication cable for Caddo Parish;

BE IT FURTHER RESOLVED that if any provision of this resolution or the application thereof is invalid, such invalidity shall not affect other provisions, items, or applications of this resolution which can be given effect without invalid provisions, items, or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

APPROVED AS TO LEGAL FORM:

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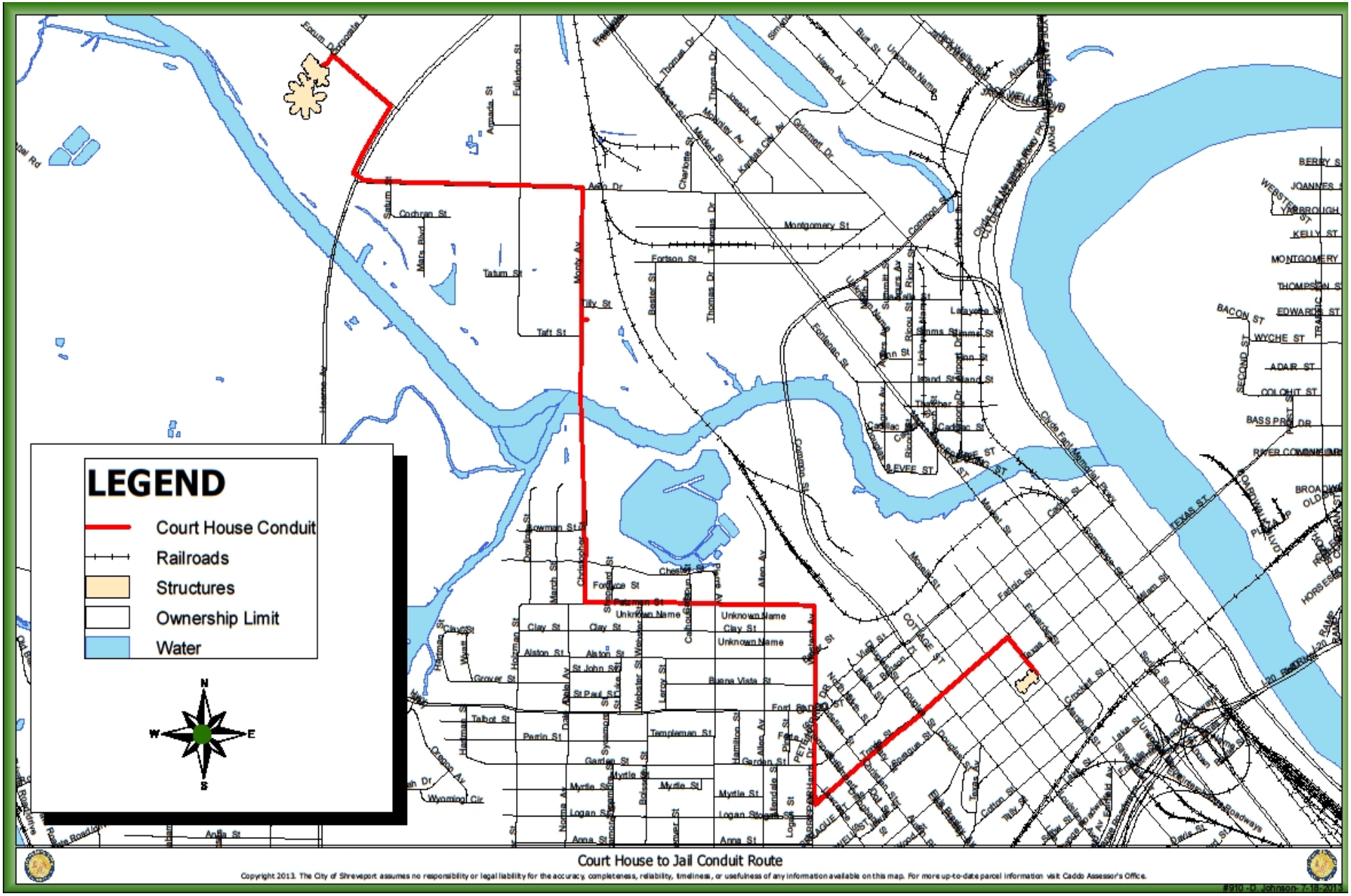
City Attorney's Office



Court House to Jail Conduit Route

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#910 -D. Johnson- 7-18-2013