

**Sec. 22-54. Use and occupancy--Regulation by city.**

(a) *Temporary rearrangement or removal of aerial facilities.* Upon request, a registered user shall remove, raise, or lower its aerial wires, fiber or cables temporarily to permit the moving of houses or other bulky structures. The expense of such temporary rearrangements shall be paid by the person requesting them, and the registered user may require payment in advance. The registered user shall be given at least 15 working days notice to arrange for such temporary arrangements. If the temporary rearrangement or removal will require longer than 15 working days to complete, the registered user shall notify the person requesting the move of the time period required.

(b) *Right to trim trees.* The registered user, its contractors and agents have the right, permission and license to trim trees upon and overhanging the rights-of-way to prevent trees from coming in contact with the registered user's facilities. Except in emergency situations created by major storms or disasters, or where an individual customer has requested trees be trimmed because of interference with his lines. Registered users shall notify the city 48 hours prior to tree trimming activities beginning within the city and provide an estimate of the duration of the tree trimming activity. In emergency situations, the notice to the city shall be as soon as reasonably possible. All trimming shall be done in consideration of the health of the trees. When directed by the city, tree trimming shall be done under the supervision and direction of the city or under the supervision of the city's delegated representative. Any tree trimmings generated by the registered user, its contractors or agents, shall be removed within 24 hours, except in the event of emergency situations created by major storms or disasters, in which event the tree trimmings will be removed within a reasonable time after services are restored. Should the registered user, its contractors or agents, fail to timely remove such trimmings, the city may remove same or have them removed, and shall bill registered user for all costs incurred, which costs shall be promptly paid by the registered user. Nothing herein shall be construed to grant to a registered user the right of access to private property.