ORDINANCE 2012-08.

AN ORDINANCE REPEALING CHAPTER 12.04 (ENERGY DEPARTMENT TELECOMMUNICATIONS DIVISION) OF THE PROVO CITY CODE. (12-044)

WHEREAS, Chapter 12.04 (Energy Department Telecommunications Division) was originally enacted to create a Telecommunications Division within the Energy Department, which Division was created and authorized to construct, own, purchase, hire, lease, maintain, and operate a Provo City telecommunications system, which system was sold by the City in 2008; and

WHEREAS, the Telecommunications Division has not been staffed or operated since the sale of the telecommunications system; and

WHEREAS, the Mayor has recommended that Chapter 12.04 be repealed in order to do away with any Telecommunications Division within the Energy Department; and

WHEREAS, on March 6, 2012 and April 17, 2012, the Municipal Council held duly noticed public meetings to ascertain the facts regarding this matter, which facts are found in the meeting records; and

WHEREAS, after considering the facts presented to the Municipal Council, the Council finds (i) Chapter 12.04 of the Provo City Code should be repealed; and (ii) this action reasonably furthers the health, safety and general welfare of the citizens of Provo City.

NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as follows:

PART I:

Chapter 12.04 (Energy Department Telecommunications Division) of the Provo City Code is hereby repealed in its entirety.

PART II:

A. The Municipal Council hereby directs that the official copy of the Provo City Code be updated to reflect the deletion of the provisions repealed by this ordinance.

B. This ordinance shall take effect immediately after being posted or published as required by law.

END OF ORDINANCE.