

MEETING DATE: 10/24/11

AGENDA ITEM: Adoption of a Resolution Approving an Encroachment Agreement with AboveNet, Inc. for Use of the Public Right of Way along Ince Boulevard and Washington Boulevard

ATTACHMENTS

		<u>Pages</u>
1	Resolution, Proposed	1-2
2	System Exhibit	3

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RESOLUTION NO. 2011-R _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CULVER CITY, CALIFORNIA, APPROVING AN
ENCROACHMENT AGREEMENT WITH ABOVE NET
COMMUNICATIONS, INC.

WHEREAS, AboveNet Communications, Inc. ("AboveNet") has applied for a
permit to encroach upon Culver City's public rights-of-way in order to install fiber optic cable
on a project located at the intersection of Ince and W. Washington Boulevards and
described in AboveNet's application dated September 7, 2011;

WHEREAS, AboveNet is a telecommunications company duly authorized to
provide telecommunication services by the California Public Utilities Commission;

WHEREAS, the City of Culver City is authorized to regulate the time, place
and manner of the placement of telecommunication facilities in its public rights-of-way;

WHEREAS, Section 11.20.025(D) of the Culver City Municipal Code provides
that encroachment permits are subject to approval by the City Council.

NOW, THEREFORE, the City Council of the City of Culver City, California,
DOES HEREBY RESOLVE, as follows:

1. The encroachment permit application for the project located at the
intersection of Ince and W. Washington Boulevards, designated by AboveNet as File Name
17759 ABV and described in AboveNet's application dated September 7, 2011 is hereby
approved.

2. The City Manager is authorized to execute the related

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...

1 encroachment agreement on behalf of the City of Culver City.

2 APPROVED and ADOPTED this _____ day of _____ 2011.

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5 MICHEAL O'LEARY, MAYOR
6 City of Culver City, California

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8 ATTEST:

APPROVED AS TO FORM:

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11 MARTIN COLE, City Clerk

12 A11-00657

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for CAROL A. SCHWAB,
City Attorney

