

CITY OF CERRITOS

ORDINANCE NO. 1004

**AN ORDINANCE OF THE CITY OF CERRITOS AMENDING CHAPTER
12.16 OF THE CERRITOS MUNICIPAL CODE ADDING SECTION
12.16.330 ESTABLISHING A STREET CUT MORATORIUM ON NEWLY
PAVED STREETS**

THE CITY COUNCIL OF THE CITY OF CERRITOS DOES ORDAIN AS FOLLOWS:

SECTION 1. Chapter 12.16 of the Cerritos Municipal Code is hereby amended by adding Section 12.16.330 to read as follows:

12.16.330 Street cut moratorium.

On a paved, constructed, reconstructed or resurfaced street, the pavement surface shall not be cut or opened for a period of five (5) years after completion or from the recordation of a notice of completion. On a slurry sealed street, the pavement surface shall not be cut or opened for a period of two (2) years.

The City Engineer shall grant exemptions to the moratorium (i) for emergencies which endanger life or property or interrupt essential utility service, as determined by the City Engineer; (ii) for work that is mandated by City, State or Federal law; (iii) for where no other reasonable means of providing service exists to a building, as determined by the City Engineer; (iv) for any public utility possessing a franchise from the City and acting in accordance with said franchise; or (v) for other situations deemed by the City Engineer to be in the best interest of the City. When granting exemptions to this regulation, the City Engineer may impose conditions determined appropriate to ensure the rapid and complete restoration of the street and street paving. Repaving may include street grinding, base and sub-base repairs, restoration of pavement markings, and other related work as determined by the City Engineer, and may include up to the full-width street paving of the roadway.

Any person who is required to repave a street shall obtain an encroachment permit and shall be responsible for the full cost of plan preparation, plan review, construction inspection, material testing, bonding, and all other expenses related to the work.

Repaving shall be completed per the City of Cerritos Engineering standards. For concrete streets, repaving shall be from joint to joint of Portland Cement Concrete pavement.

Pavement improvements shall be completed within 30 days of the completion of the work or project that required the pavement cut. If the City Engineer determines that restoration of the street is not appropriate at a particular time for reasons relating to weather or other short term factors, the City Engineer may order a postponement until proper conditions allow for restoration work.


SECTION 2. The City Clerk shall certify to the adoption of this Ordinance and shall cause the same to be published in a newspaper of general circulation, at least once, within fifteen (15) days after its final passage. This Ordinance shall take effect thirty (30) days after its adoption.

PASSED, APPROVED AND ADOPTED this 14th day of July 2016.



George Ray, Mayor

ATTEST:



Vida Barone, City Clerk

State of California)
County of Los Angeles) ss.
City of Cerritos)

I, Vida Barone, City Clerk of the City of Cerritos, California, do hereby certify that the foregoing **Ordinance No. 1004** was introduced for first reading on June 20, 2016. Thereafter, said Ordinance was duly approved and adopted at a regular meeting of the City Council on July 14, 2016 by the following vote:

AYES: COUNCILMEMBERS: Chen, Edwards, Pulido, Solanki, Ray
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

Dated: July 14, 2016



Vida P. Barone, City Clerk