

ORDINANCE NO. 629

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA ADOPTING CHAPTER 15.54 OF TITLE 15 OF THE LOMA LINDA MUNICIPAL CODE PERTAINING TO THE LOMA LINDA CONNECTED COMMUNITY PROGRAM FOR ALL NEW DEVELOPMENT PROJECTS IN THE CITY AND ADDITIONS THAT EXCEED MORE THAN FIFTY (50) PERCENT OF THE ORIGINAL STRUCTURE AND WITHIN THE FIBER-OPTIC MASTER PLAN AREA.

WHEREAS, the City has identified a need to provide local residents and businesses with additional options to meet their telecommunication needs, and has prepared and included in the Loma Linda Connected Community Program a Design, Installation and Product Specification, attached hereto as Exhibit "A," that outlines the Program details, which will act as a living document allowing for adjustments, which have been approved by the City Council, to facilitate advancements and efficiencies in the technology and its implementation;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOMA LINDA DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Chapter 15.54 is hereby added to Title 15 of the Municipal Code to read as follows:

"15.54. Connected Community Program – Participation in Program.

In recognition of the need to provide local residents and businesses within the community with additional options to meet their telecommunications needs, as adopted by City Council resolution, all new development projects within the City, regardless of whether such new development falls within the fiber-optic master plan area, and additions that exceed more than fifty (50) percent of the original structure that fall within the fiber-optic master plan area, will be required to participate in, and will be bound by, the Connected Community Program and all conditions and requirements contained therein. Further, any conditions or requirements of the Connected Community Program may be required as a condition of approval of any such new development or addition exceeding fifty (50) percent of the original structure."

Section 2. Validity. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such holding or holdings shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each

section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

Section 3. Posting. Prior to the expiration of fifteen (15) days from its passage, the City Clerk shall cause this Ordinance to be posted pursuant to law in three (3) public places designated for such purpose by the City Council.

This Ordinance was introduced at the regular meeting of the City Council of the City of Loma Linda, California, held on the 28th day of September, 2004, and was adopted on the 12th day of October 2004, by the following vote to wit:

Ayes:	Hansberger, Petersen, Christman, Brauer, Ziprick
Noes:	None
Abstain:	None
Absent:	None

Karen L. Gaio Hansberger, Mayor

Attest:

Pamela Byrnes-O'Camb, City Clerk