

PUBLIC UTILITY EASEMENTS

2004 GENERAL SESSION

STATE OF UTAH

Sponsor: R. Curt Webb

LONG TITLE

General Description:

This bill modifies the Public Utilities Code to enact provisions related to public utility easements.

Highlighted Provisions:

This bill:

- ▶ enacts provisions governing:
 - the use of a public utility easement;
 - the use of property on which a public utility easement is located; and
 - the recording of a subdivision plat that includes a public utility easement.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

§ AMENDS:

10-8-14.5, AS ENACTED BY CHAPTER 106, LAWS OF UTAH 1995 §

ENACTS:

54-3-27, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

§ Section 1. Section 10-8-14.5 is amended to read:

10-8-14.5. Utility easements -- Use for water or sewerage service.

(1) If a municipality grants a general utility easement for the provision of electric, gas, or §



24d **§ telephone service, the grant may also provide that the easement can be used by the corporation or**
24e **other entity that provides water or sewerage service to the municipality's residents.**

24f **(2) A GENERAL UTILITY EASEMENT DESCRIBED IN SUBSECTION (1) IS SUBJECT TO THE**
24g **PROVISIONS IMPOSED ON A PUBLIC UTILITY EASEMENT UNDER SECTION 54-3-27.** §

25 Section 1. Section **54-3-27** is enacted to read:

26 **54-3-27. Public utility easement.**

27 **(1) As used in this section, "public utility easement" means the area on a recorded plat**

58a days prior to recording.

Legislative Review Note

as of 1-12-04 11:31 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HB0229

Public Utility Easements

23-Jan-04

4:07 PM

State Impact

No fiscal impact.

Individual and Business Impact

Costs will be minimal.

Office of the Legislative Fiscal Analyst