



Town of Windham

Town Offices
8 School Road
Windham, Maine

Legislation Details (With Text)

File #: 14-474 **Version:** 1 **Name:**

Type: Order **Status:** Passed

File created: 11/10/2014 **In control:** Town Council

On agenda: 11/18/2014 **Final action:** 11/18/2014

Title: To approve an application submitted by Northern New England Telephone Operations LLC and Central Maine Power company to locate one (1) utility pole and cables and wires thereon on Smith Road, approximately (250') northwesterly of Brand Road.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 14-474 CoverSheet, 2. fairpoint pole-Smith Rd.pdf

Date	Ver.	Action By	Action	Result
11/18/2014	1	Town Council	approved	Pass

I. Council Action Requested.

To approve an application submitted by Northern New England Telephone Operations LLC and Central Maine Power company to locate one (1) utility pole and cables and wires thereon on Smith Road, approximately (250') northwesterly of Brand Road.

II. Basis for Council Action.

Council approval of this item is required because;

- a) M.R.S.A. 35A § 2501 (2) states that “[E]xcept as otherwise provided, a person may not construct facilities upon and along highways and public roads without applying for and obtaining a written location permit from the applicable licensing authority.”
- b) M.R.S.A. 35A 2502 (1) B defines applicable licensing authority as “[T]he municipal officers of their designees, when the public way is a city street or town way or a state or state-aid highway in the compact areas of urban compact municipalities...”
- c) Pursuant to Article II, Section 1 of the Charter’ [t]he Town Council, hereinafter called the ‘Council’, shall be and constitute the municipal officers of the Town.

III. Issue Summary.

Please refer to the attached application.