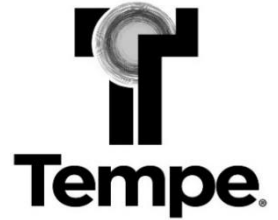


**PRIVATE DEVELOPMENT
ENGINEERING
AGREEMENT TO UNDERGROUND
OVERHEAD UTILITY LINES**



Project Name: _____

Project Address: _____

DS / EN Numbers: _____

Tempe City Code Section 25-122(a) States the Requirements for the placement of overhead utility lines underground, and reads, in pertinent part, as follows:

(a) All new or existing utility lines fronting onto the on-site development/redevelopment, other than transmission lines, shall be placed underground in conjunction with a development/redevelopment project (other than an existing detached, single family dwelling) that has been submitted for approval under the provision of the Tempe City Code. This requirement shall also apply to primary distribution lines and all communication lines, including underbuild on transmission poles. If there is a deferment or a waiver, new aerial communication lines, including upgraded replacement lines, will not be allowed to be underbuilt on existing utility poles, except for communication lines installed on transmission poles in the static neutral position. The required undergrounding shall be completed prior to approval and occupancy of the project.

Acknowledgment and Agreement:

I hereby acknowledge that I have read and understand the above requirement and agree to comply with said undergrounding ordinance established in the Tempe city code. I also acknowledge that the requirement must be satisfied prior to issuance of a certificate of occupancy.

Company Name: _____

By: _____
Print Name Signature

Title: _____
Date

CITY USE ONLY:

City of Tempe: _____ Date _____