

## Board of Directors Policy

Subject: <b>Overhead Power Line Encroachments</b>			Policy No: <b>355</b>
Original Issue: 6/19/96	Last Revised: 6/21/17	Last Reviewed: 6/21/17	Page 1 of 2

### I. OBJECTIVE

To protect La Plata Electric Association, Inc.'s (Cooperative's) electric facilities from encroachment to enhance safety and operations of said electrical facilities, and to insure compliance with the National Electric Safety Code (NESC) and other regulatory bodies.

### II. POLICY

- A. The Cooperative will deny requests to build or place structures under or over its primary distribution and transmission lines or on the Association's established rights-of-way.
- B. The Cooperative will require the requesting party that wishes to build under electrical facilities to pay for any needed relocation of said electrical facilities in accordance with the existing service extension policy.
- C. In cases where there exists a structure within the Cooperative's right-of-way or underneath the Cooperative's facilities, and the structures meet NESC specifications, modifications to the existing structure will be allowed as long as the modifications do not cause further encroachments. Before modifications are taken, the Cooperative will review the situation and advise customer/member of issues involved with construction near power lines. If the Cooperative determines that the existing structure may cause a dangerous situation or be unsafe, the Cooperative may deny the customer/member's request to modify the existing structure and require its removal or relocation of the electric line.

### III. ENFORCEMENT

- A. Enforcement and implementation of this policy may be through any means available to the Cooperative at law or equity, including, but not limited to:
  - 1. The county and city planning process;
  - 2. Building codes;
  - 3. Requirements of the Cooperative's right-of-way documents;
  - 4. Use of law enforcement; and
  - 5. Other legal process.

LA PLATA ELECTRIC ASSOCIATION, INC.  
DURANGO, COLORADO

**Board of Directors Policy**

Subject: <b>Overhead Power Line Encroachments</b>			Policy No: <b>355</b>
Original Issue: 6/19/96	Last Revised: 6/21/17	Last Reviewed: 6/21/17	Page 2 of 2

- B. The Chief Executive Officer (CEO) may waive this policy in circumstances he/she determines to be in the best interest of the Cooperative provided NESC specifications are met.

IV. RESPONSIBILITY

The CEO shall be responsible for the administration of this policy.

6/21/17  
Date



Secretary