

ATTACHMENT B

The following provisions of Chapter 2.48 are amended as follows. Additions are underlined and deletions are indicated with ~~strikethroughs~~.

SECTION ONE – ADDITION OF NEW SECTION.

Section 2.48.040 is hereby added to Title II of the Cupertino Municipal Code:

2.48.040. Authority of Director of Public Works and City Engineer to Approve Plans and Designs.

- A. The Director of Public Works if a licensed professional engineer designated by the State of California, and the City Engineer as a licensed professional engineer designated by the State of California, are delegated the authority to exercise discretionary approval (“Design Approval”) of plans, designs and any design amendments or addenda for any public improvement or subdivision improvement project of the City of Cupertino (“Public Improvements”). The Director of Public Works or the City Engineer shall sign the plans and designs to attest their approval.
- B. Design Approval of Public Improvements shall be exercised broadly, in accordance with state law, and shall include the authority to approve modifications to plans or designs previously accepted by the City; approval of City standard details and specifications for design and construction of Public Improvements; acceptance of Public Improvements on behalf of the City; and issuance of notices of completion, cessation notices, and any other instruments and documents related to the exercise of Design Approval of Public Improvements.

SECTION TWO – AMENDMENTS AND UPDATES.

2.48.020.C. Department of Public Works.

1. This department shall have the following divisions:

- a. ~~Engineering and~~ **Administrative Division**. This division shall be responsible for providing ~~engineering services and~~ general administration for the Department of Public Works.
- b. **Development Services Division**. This division shall be responsible for all coordination of reviews for private development applications as well as permitting for encroachments into the public right of way.
- c. ~~Streets~~ **Maintenance Division**. This division shall be responsible for the maintenance of all streets, storm drains, street lights, sidewalks, curbs, gutters, easements and medians.
- d. **Facilities and** ~~Water~~ **Fleet Division**. This division shall be responsible for all buildings, and the ~~operation and~~ maintenance of the ~~water utility~~ city's vehicle and equipment fleet.
- e. ~~Parks~~ **Grounds Division**. This division shall be responsible for the maintenance of all park sites, ~~and the~~ leased school sites and grounds around other City owned properties.
- f. **Trees and Right of Way Division**. This division shall be responsible for public trees, street medians, and other landscaped areas within the public right of way.
- g. ~~Traffic~~ **Transportation Division**. This division shall be responsible for the planning and design ~~and maintenance~~ of transportation facilities, oversight of the Safe Routes to Schools Program, and the operation and maintenance of the city's traffic signals.
- h. **Environmental Programs Division**. This division shall be responsible for the garbage and recycling franchised hauler contract and provides garbage and recycling customer service for residents and business owners, as well as overseeing compliance with the state stormwater permit.
- i. **Capital Improvement Program (CIP) Division**. This division shall be responsible for the design and construction administration for all capital improvement projects including streets, storm drainage, buildings, parks, and other public facilities.