



## Legislation Text

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**File #:** 19-0474, **Version:** 2

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**Agenda Item Name:**

Utilities in County ROW

**Presenter:**

Lalit Lalwani

**Description:**

This is a joint presentation by County Attorneys Office, Public Works Department, and Growth Management Department to respond to Commissioner Byerly's January 29<sup>th</sup>, 2019 motion regarding Utilities in the Rights-of-way.

**Recommended Action:**

N/A

**Prior Board Motions:**

January 29<sup>th</sup>, 2019

**Fiscal Consideration:**

N/A

**Background:**

On January 29, 2019 Special Meeting, Commissioner Byerly moved the following:

1. Staff to provide expanded code language that would make landscaping one of the conditions for which the County could request the movement of utilities.
2. Staff to provide a list of County maintained roadways collector size or larger that have the types of permits described. A map format would be the preferred method.
3. Provide the standard language used by the County in such permits.
4. Staff to provide for Board consideration a more formal process for when and how landscaping by utilities can be approved by the County Engineer for a utility with a permit.
5. Staff to provide language for criteria for landscaping in the development review process for new corridors and allow for some process to follow if the developer and utility do not agree. The proposed language should be fairly loose approach were the County gets in ahead of the development review process and gives the County some rights with the developer. The code should specify landscaping requirements for corridors. With a provision that allows the County to reopen the process if the utility refused to put in service.

This is a joint presentation by County Attorneys Office, Public Works Department, and Growth Management Department to respond to the above motion.