



ORDINANCE 2006-020

AN ORDINANCE AMENDING TITLE 12 (STREETS, SIDEWALKS AND PUBLIC PLACES) OF THE SHERWOOD MUNICIPAL CODE BY ADDING A NEW CHAPTER (12.02) RELATING TO WORK IN THE PUBLIC RIGHT OF WAY; REQUIRING PERMITS; AND REPEALING RESOLUTION 93-567.

WHEREAS, the City of Sherwood wishes to maintain the quality and integrity of the existing roads and streets constructed within the City; and

WHEREAS, the City has developed and established construction standards to insure the quality of the construction and the installed facilities; and

WHEREAS, from time to time it becomes necessary install or connect to utilities within or across the existing street, sidewalks, or other public areas.

NOW, THEREFORE, BASED ON THE FOREGOING, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1: The Sherwood Municipal Code, Title 12 is amended by adding a new Chapter 12.02 to read as follows:

Right of Way Permits

- 12.02.005 Purpose**
- 12.02.010 Applicability**
- 12.02.015 Permit Required**
- 12.02.020 Authority Delegated to City Engineer**
- 12.02.025 Requirement to provide bonds and pay fees**
- 12.02.030 Exemptions**

12.02.005 Purpose

The provisions of this chapter are intended to protect public health and safety and to insure the integrity of existing streets and other public right of way (ROW).

The City has established standards to insure the quality and longevity of existing streets and other items in the public ROW. This ordinance is established to protect the public investment in those improvements as well as to insure the protection of the public.

12.02.010 Applicability

This Chapter 12.02 applies to all work in the public ROW that is performed by individuals, contractors, and all utilities. This chapter does not apply to the City or its agents with regard to work it may perform in the public ROW.

12.02.015 Permit Required

All construction activities in the public ROW or within a public utility easement must have a valid City issued Right Of Way Permit. An approved permit is subject to revocation if any regulations or specifications are violated. The permit shall automatically expire if work is not begun within 30 days of issuance.

12.02.020 Authority delegated to the City Engineer

The City Engineer is hereby authorized to develop and revise ROW Permits, standard permit conditions and construction standards necessary to insure that all work performed in the public right of way is conducted in a manner that minimizes disturbance to the public, controls quality of the repairs and otherwise protects the public interest.

12.02.025 Requirement to provide bonds and fees

The application shall be accompanied by appropriate permit review and inspection fees as well as the required bond. These fees will be listed in the City of Sherwood Schedule of Fees.

12.02.030 Exemptions from bonds and fees


While all work in the ROW requires a permit, permit fees and bonds are waived for the following types of work.

- Development work permitted under a valid compliance agreement
- Sidewalk or driveway repair (less than 20 lineal feet)
- Relocation or replacement of mailbox
- Ditch cleaning that does not involve regrading
- Weep-hole repair
- Curb repair or replacement (less than 20 lineal feet)
- Lawn sprinkler system installation or repair
- Street tree pruning or planting
- Planter strip landscape maintenance
- Minor improvements valued less than \$500 as approved by the City Engineer

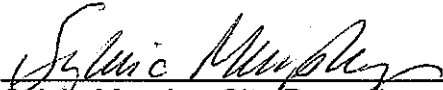
Section 2: Resolution 93-567 is hereby repealed in its entirety.

Section 3: This Ordinance shall be effective 30 days after its approval and adoption.

Duly passed by the City Council this 21st day of November, 2006.


Keith Mays, Mayor

ATTEST:


Sylvia Murphy, City Recorder

	AYE	NAY
Luman	<input checked="" type="checkbox"/>	_____
King	<input checked="" type="checkbox"/>	_____
Henderson	<input checked="" type="checkbox"/>	_____
Heironimus	<input checked="" type="checkbox"/>	_____
Grant	<input checked="" type="checkbox"/>	_____
Durrell	<input checked="" type="checkbox"/>	_____
Mays	<input checked="" type="checkbox"/>	_____