

Charlotte County ROW Ordinance

History

- **Current Ordinance**
 - 1985
 - Very minor additions in 1992
- **Contains both processes and design standards**
 - Proposed ordinance separates the two
 - Processes and procedures – ordinance
 - Design standards – Design Manual (by resolution)

Charlotte County ROW Ordinance Status

- Held 3 stakeholder meetings
 - Engineers and contractors
- Went over proposed ordinance
- Staff made revisions based on discussion
- The last stakeholder meeting went over these revisions

Charlotte County ROW Ordinance Changes

- Added definitions
- Added Exemptions from permitting
- Prohibited Activities in ROW
- If worked without permit
 - Quadruple the application fees

Charlotte County ROW Ordinance Changes

- **Permits issued in error**
 - The County reserves the right to rescind any permit that was issued in error, including, but not limited to, permits issued based on a misrepresentation in the permit application.
- **Qualifications of Permittee**
 - Utility Companies must be registered with the County
 - Must be licensed contractor for work being performed
 - Minor work can be done by home owner if approved

Charlotte County ROW Ordinance Changes

- Design and Construction Standards
 - Must be done in accordance with the design manual
 - No open cutting under asphalt (Unless approved for special circumstances)
 - No torpedoes or other similar underground tunneling devices in ROW
 - Directional drill only with bore logs

Charlotte County ROW Ordinance Changes

- **Coordination of Work**
 - Utility work must be coordinated with County construction
- **Hours of Work to match County's project hours**
 - Other hours can be approved when necessary (nighttime work)
- **Restoration of ROW after construction**
 - Updated language
 - Added a warranty period

Charlotte County ROW Ordinance Changes

- Insurance Requirements
 - Must provide County with proof of insurance
- Indemnification Clause
 - County will be held harmless for work done by others
- Relocation of permitted facility
 - County may ask to relocate items in ROW
 - If not done in timeframe, County has the right to remove at owner's expense

Charlotte County ROW Ordinance Changes

- **Abandoned Facilities**
 - Cannot leave abandoned facilities in ROW
 - Special circumstances can be approved by County
- **Responsibility of adjacent property owners (Developed Properties)**
 - Mowing grass, maintaining shrubbery (even if shrubbery is on property but extends into ROW)
 - If not, code violation

Charlotte County ROW Ordinance Changes

- **Inspections**
 - Driveway pre-pour footer inspection
 - County willing to accept photos of this instead of inspection
 - Added language to state Erosion inspections can be done at any time
- **Surety Bond**
 - Updated language
- **Variance and Appeal**
 - Variances – approved by County Engineer
 - Appeals – go to County Administrator

Charlotte County Design Manual Changes

- **Drainage Swales**
 - Must install culvert under driveway
 - Swaled driveways will only be done under variance
 - Positive drainage must be maintained during construction
- **Pipes**
 - No HDPE in ROW (policy but not in ordinance)
 - Contech A-2000 will be allowed under driveways only
- **Mitered End Sections**
 - Instead of listing roadways, states road and bridge roads

Charlotte County Design Manual Changes

- **Driveways**

- Added detail sheets to help clarify
- Changed concrete from 2500psi to 3000psi
- Added temporary driveway provision
 - Driveway only considered permanent when constructed with an approved project
- Added when achievable must construct driveway slope less than 2% within ROW
 - Will help with sidewalk design

Charlotte County Design Manual Changes

- **Catch Basins**
 - Removed County details and refer to FDOT standards
- **Pavement Repairs**
 - Added details and notes to help clarify what County has been requiring

Charlotte County Design Manual Changes

- **Sidewalks**
 - Added details and notes to help clarify what County has been requiring

Next steps

- BCC Approval
 - Ordinance – Public Hearing
 - Design Manual - Resolution

Questions?