



Mendocino County

Legislation Details (With Text)

File #: 17-0585 **Version:** 1 **Name:**
Type: Communication **Status:** Agenda Ready
File created: 6/29/2017 **In control:** Transportation
On agenda: 7/10/2017 **Final action:**
Title: Discussion and Possible Direction to Staff Regarding Mendocino County Code Section 15.20 "Encroachment Upon County Highways" and Possible Encroachment Permit Policy Considerations
Sponsors: Transportation
Indexes:
Code sections:
Attachments: 1. Draft Ordinance - Encroachment, 2. Draft Encroachment Permit Policy 14

Date	Ver.	Action By	Action	Result
7/10/2017	1	Public Health, Safety, and Resources Committee		

To: Board of Supervisors Public Health, Safety, and Resources Committee

From: Transportation

Meeting Date: July 10, 2017

Department Contact: Howard N. Dashiell **Phone:** 463-4363
CEO Resource/ Contact: Amber Munoz **Phone:** 234-2838

Time Allocated for Item: 30 Min

Agenda Title:

Discussion and Possible Direction to Staff Regarding Mendocino County Code Section 15.20 "Encroachment Upon County Highways" and Possible Encroachment Permit Policy Considerations

Recommendation:

Receive information from staff and provide further direction to staff as appropriate.

Previous Board/Board Committee Actions:

On March 7, 2017, the Board of Supervisors referred this matter to Committee for review.

Summary of Referral:

On June 12, 2017, after referral from the Board of Supervisors, this matter was presented before the Committee for discussion and possible direction to staff. Following discussion and public comment, direction was given to Mendocino County Department of Transportation (MCDOT) to return to the Committee with a draft ordinance to amend Mendocino County Code Section 15.20 "Encroachment Upon County Highways" and a draft amendment to Mendocino County Policy Number (No.) 14 "Street Closure". Staff has prepared drafts for the Committee's consideration and recommendation to the Board of Supervisors. As directed by the Committee, and supported by Risk Management and County Counsel, both the proposed policy and County

Code amendments include language requiring encroachment permit applicants to submit proof of general liability insurance in the amount of \$1,000,000, with some discretion given to MCDOT to increase or decrease this limit. Additionally, the current encroachment permit indemnification language has been provided to County Counsel to undergo review and possible update. MCDOT recommends renaming Policy No. 14 “Street Closure” to “Encroachment Permits”, and rewriting it, including policy on street closure. If given the direction, MCDOT will prepare a Resolution for the Board of Supervisors adopting the new Policy No. 14 language and an ordinance to amend Mendocino County Code Section 15.20. Additional direction was given to staff by the Committee to create a mechanism for the public to access permit documents electronically. Since that time it was discovered that the current permit portal on the Department of Planning & Building’s website already does provide access to encroachment permits. MCDOT is working with the appropriate County staff to provide this same access through the Department of Transportation’s website.

Supplemental Information Available Online at: N/A

Fiscal Impact:

Source of Funding: N/A

Budgeted in Current F/Y: N/A

Current F/Y Cost: N/A

Annual Recurring Cost: N/A

Supervisory District: All

CEO Liaison: Janelle Rau, Deputy CEO

CEO Review: Yes

Comments: