

MEMORANDUM

February 6, 2015

TO: County Council

FROM: Jeffrey L. Zyontz,  Legislative Attorney

SUBJECT: **Public Hearing:** Bill 3-15, Streets and Roads – Obstruction Signage

Bill 3-15, Streets and Roads – Obstruction Signage, sponsored by the Councilmembers Berliner, Navarro, Floreen and Elrich was introduced on January 20. A Transportation, Infrastructure, Energy and Environment Committee worksession is tentatively scheduled for March 18, 2015 at 2:00 p.m.

Bill 3-15 would require signage concerning a permit to obstruct a right-of-way. Currently pedestrians faced with a closed sidewalk have no easy way to determine how long the sidewalk will be closed and who to contact if they have any questions.

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Bill No. 3-15
Concerning: Streets and Roads -
Obstruction Signage
Revised: Jan. 6, 2015 Draft No. 1
Introduced: January 20, 2015
Expires: July 20, 2016
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Councilmember Berliner, Navarro, Floreen, and Elrich

AN ACT to:

- (1) require signage concerning a permit to obstruct a right-of way; and
- (2) generally amend the law concerning a permit to obstruct any public right-of-way.

By amending

Montgomery County Code
Chapter 49, Streets and Roads
Section 49-11

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Amendment:

LEGISLATIVE REQUEST REPORT

Bill 3-15

Streets and Roads – Obstruction Signage

DESCRIPTION: Permits that allow an obstruction in public right-of-way will be required to post informational signs. These signs will be intended to inform pedestrians about the obstruction and contact information.

PROBLEM: Pedestrians face closed sidewalks without knowing the terms and conditions of the closure or contact information for the party responsible for the closure.

GOALS AND OBJECTIVES: To provide information for pedestrians.

COORDINATION: Department of Permitting Services, Department of Transportation

FISCAL IMPACT: To be requested.

ECONOMIC IMPACT: To be requested.

EVALUATION: To be requested.

EXPERIENCE ELSEWHERE: To be researched.

SOURCE OF INFORMATION: Jeff Zyontz, Legislative Attorney, 240-777-7896

APPLICATION WITHIN MUNICIPALITIES: Applies to all areas where County issues right-of-way obstruction permits.

PENALTIES: Revocation of a permit and a cease and desist order concerning the obstruction.