

Resolution: 16-931
Introduced: February 24, 2009
Adopted: April 21, 2009

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Councilmembers Floreen, Andrews, Elrich, Ervin, Leventhal and Trachtenberg

SUBJECT: Policy Regarding the Use of Brick and Other Pavements in the Public Right-of-Way

Background

1. The Commission on People with Disabilities has noted that wheelchair users and others with limited mobility find pavements of brick, chamfered and cobblestone pavers, and stamped concrete to be extremely difficult to travel over and can increase injuries due to falls. The Commission states that these pavements create barriers for people with mobility and visual disabilities.
2. The County Department of Transportation has reported that brick pavements are more difficult and costly to maintain than concrete or asphalt surfaces.

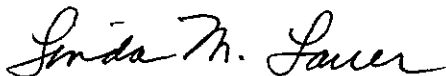
Action

The County Council for Montgomery County approves the following resolution:

Chamfered and cobblestone pavers and stamped concrete may continue to be used in public rights of way as edge treatments and decorative elements, but they must no longer be installed in the paths of travel in the public right of way in Montgomery County, unless they are included in a County capital improvement for which construction funds have been appropriated prior to February 24, 2009, or they are included in a requirement for a project plan, subdivision or site plan approved prior to February 24, 2009.

Brick pavements may be constructed or substantially replaced in the paths of travel in public rights-of-way as long as they are installed according to specifications to be developed by the Department of Transportation that are in accordance with the Bethesda Streetscape Standards. The specific installation requirements must be included on the plans required for permits for brick pavement installation in public rights-of-way. Brick pavements may be installed only in urban districts charged with maintaining them or where there is a permanent maintenance and liability agreement in effect that provides for their maintenance. These provisions apply to any County capital improvement for which construction funds are appropriated on or after February 24, 2009 and to any brick pavements required in a project plan, subdivision or site plan approved on or after February 24, 2009.

This is a correct copy of Council action.



Linda M. Lauer, Clerk of the Council