



ORDINANCE NO. 6037

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE (AMC) TITLE 14 TO SPECIFY THE PERMIT REQUIRED FOR TEMPORARY USE OF PUBLIC RIGHT-OF-WAY

WHEREAS, current AMC references to a “temporary right-of-way” permit may apply to either work on a public or private project or to special events; and

WHEREAS, a special event permit has been created in the parks and recreation department that will appropriately regulate aspects of a proposed event other than use of the right-of-way; and

WHEREAS, determining permit requirements for work in the right-of-way is appropriate to the public works department, and separating and clarifying the uses will streamline the permit process and enhance enforcement; and

WHEREAS, the proposed amendments to the AMC will not change its intent;

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: A permit for work in the public right-of-way is hereby designated an “encroachment permit.”

Section 2: Title 14 of the AMC is hereby amended, as shown in bold type for additions and strikethrough text for deletions:

14.08.010 Permit.

~~No person shall use or occupy a street, alley, or public sidewalk for performance of work under a building permit except in accordance with the provision of Chapter 44 of the Structural Specialty Code.~~

No person shall occupy or make use of a public right-of-way in a way that would limit the unobstructed use of such by the general public, without first obtaining an encroachment permit.

14.08.020 Application

Application for an ~~temporary right-of-way use~~ encroachment permit shall be made on the form provided by the City of Albany Public Works Department and shall contain:

- (1) The name of the person or organization requesting the permit; and**
- (2) A description of the intended use, dates of use, and, if required, a drawing or site plan that indicates size, materials, and location of the intended use.**
- (3) If required, a traffic control plan for any impacts to vehicle movements or accessible route plan for any impacts to pedestrian movements.**

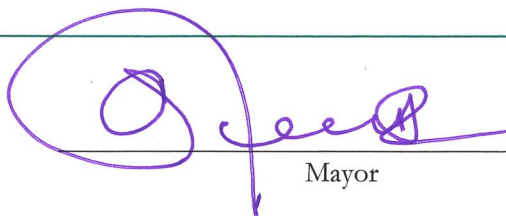
14.08.030 Permit Duration

The permit shall be valid for the period specified thereon or ~~sixty~~ 60 days. Permits may be renewed at the discretion of the public works director. Permits may be revoked, or renewal thereof denied, for violation of conditions placed on the permit, or for any fraud or misrepresentation in the application.

Passed by the Council: March 27, 2024

Approved by the Mayor: March 27, 2024

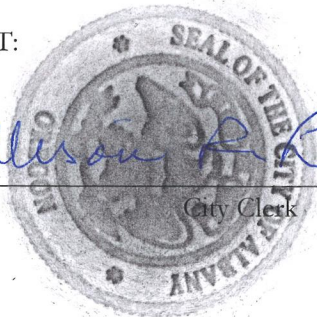
Effective Date: April 26, 2024



Mayor

ATTEST:





City Clerk