

ORDINANCE NO. 095, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING SECTION 15-361 OF THE CODE OF THE CITY OF
FORT COLLINS TO CLARIFY RIGHT-OF-WAY CONTRACTOR
LICENSING REQUIREMENTS

A. Article XIII of Chapter 15 of the City Code describes licensing requirements for right-of-way contractors.

B. Section 15-361 of the City Code specifies when a right-of-way contractor license is required.

C. The right-of-way contractor license requirements are intended to apply to those performing construction, installations, repairs, or work of a similar nature in the public right-of-way.

D. However, as currently written, Section 15-361 states that such license is required to perform “work of any kind in the public right-of-way,” which could be read to include many types of services, such as outdoor vendors or shared micromobility operations.

E. This Ordinance amends Section 15-361 to clarify the types of work for which a right-of-way contractor license is required.

F. This Ordinance also removes extraneous language from Section 15-361, which is already covered by the definition of “person” under City Code Section 1-2.

G. These updates further the City’s and the public’s interest by helping provide clarity for businesses seeking to operate in the public right-of-way and allowing for a more fair and equitable application of the law.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that Section 15-361 of the Code of the City of Fort Collins is hereby amended as follows:

Sec. 15-361. - License required.

It shall be unlawful for any person, ~~company, corporation, partnership, joint venture, limited liability company or other association (hereinafter referred to as person)~~ (1) to perform or contract to perform work of any kind in the public right-of-way without first obtaining a license to perform such work, or (2) to perform work in any category described in § 15-365 without first obtaining an endorsement as provided therein for the specific category of work sought to be performed. It shall be unlawful for any person to perform or contract to perform work on any utility which is or will be owned or maintained by the City or which will connect to and become a part of a City-owned or -maintained utility,

whether located in the public right-of-way or in an easement, without first obtaining a license and endorsement to perform such work.

As used in this Article, *work* shall mean constructing, installing, altering or repairing any sidewalk, curb, gutter, driveway, curb cut, street, alley or any other improvement in or under a public right-of-way, in the City.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025
Approving Attorney: Madelene Shehan
Exhibits: None