



MEMORANDUM

MEETING TYPE: Planning Commission
MEETING DATE: January 12, 2023
ITEM NAME: Roadway Design and Construction Standards
SUBMITTED BY: Sky Tallman

SUMMARY:

Proposal to incorporate the County's Roadway Design and Construction Standards, adopted as Resolution 15-07 into the County Land Use Code. The resolution can be found on the Huerfano County website by clicking on the Huerfano County Roadway Standards here:

<https://huerfano.us/departments/road-bridge/>

This change will assist the County in improving oversight and compliance with the standards. The Land Use Department will be able to process applications such as access permits and conduct inspections of work on roads.

County Staff would like to suggest two modifications to the existing standards:

1. To improve clarity on responsibility for repairs when a gravel road is cut for utilities or another purpose.
 - a. Section 10.11(B) add:

After a disturbance in the surface of the road, the road must be restored to have 4"-6" inches of gravel across the whole width of the road and to be inspected by Road and Bridge Department.

Repair to roads in poor condition or roads lacking road base at the time of disturbance is to be negotiated with Road and Bridge prior to any disturbance. See 10.11.1.
2. Add a section 10.16 to address nuisances such as blocking or damaging roads.
 - a. Intentionally or unintentionally causing a County Road to become blocked, partially blocked, or damaged shall be considered a nuisance and the responsible party may be fined.
 - i. Causing a road to be blocked or partially blocked without a permit shall make responsible party subject to a fine of up to \$500/day for each 24-hour period in which a road was blocked for any amount of time over 30 minutes, to be determined by the Board of County Commissioners.
 1. Livestock Exception: Moving, herding or driving livestock along County roads is allowed and shall not be considered a violation of this section.

2. Livestock blocking a road due to improperly kept fences shall be subject to a fine if the owner of the livestock has been made aware of an issue with a fence, or if fence was improperly closed or constructed.
- ii. Causing a County road to be damaged or flooded will make responsible party subject to a fine of \$500 plus the costs associated with repair.
- iii. Creating obstructions or hazards in the right-of-way may be subject to prosecution under CRS 43-5-301.