

MAY 14 2009

Washington County
County Clerk

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR WASHINGTON COUNTY, OREGON

ORDINANCE 714

An Ordinance Amending Chapter 15.08
of the Washington County Code
Relating to Sidewalk Standards

The Board of County Commissioners for Washington County, Oregon, ordains:

SECTION 1.

A. The Board of County Commissioners ("Board") recognizes the need to assure uniform standards for sidewalk construction as part of its efforts to safeguard health, safety, private property protection, and public welfare of Washington County and its citizens.

B. Accordingly, the Board finds that certain portions of Chapter 15.08 of the Washington County Code need to be revised to clarify sidewalk construction standards, to clarify the process to obtain a modification or variance to the standards, and to comply with the Americans with Disabilities Act ("ADA") standards.

C. Nothing herein is intended, nor shall it be construed, as amending, replacing or otherwise being in conflict with any other ordinances of Washington County, the Community Development Code or any other code or statutory provisions unless expressly so stated.

SECTION 2.

The Board finds and takes public notice that it is in receipt of all matters and information necessary to consider this Ordinance in an adequate manner, and that this Ordinance complies with the requirements set forth in the Washington County Charter and the Washington County Code.

1 SECTION 3.

2 The following exhibit, which is marked as Exhibit 1 (2 pages), is hereby adopted and
3 incorporated herein as amendments to Chapter 15.08 of the Washington County Code. New
4 material is underlined; deleted material is strikethrough. All other language is unchanged.

5 SECTION 4.

6 If any section, clause, phrase, or word of this Ordinance, including the exhibit, shall for
7 any reason be held invalid, unconstitutional, or unenforceable by a body of competent
8 jurisdiction, the remainder of this Ordinance or its application and all portions not so stricken
9 shall not be affected thereby and shall remain in full force and effect.

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Section 15.08.126 (SIDEWALKS) of the Washington County Code is amended to reflect the following:

15.08.126 Sidewalks.

A. The following specifies the requirements for sidewalks:

1. Sidewalks shall be built in accordance with adopted county standards, including Table 1 of the County Road Standards and Technical Appendix B-8 of the county Transportation System Plan, and shall be separated from the curb by a minimum four (4) foot wide planter strip, except where a different width or a wide curbside sidewalk is required. The County Engineer may approve modifications to this requirement pursuant to Article III Design Specifications of Chapter 15.08 of the Washington County Code (Section 250 of the County Road Standards). Alternate sidewalk locations (e.g., curbside sidewalks) may be approved in those instances where topography or other environmental constraints warrant a modification.

Sidewalks shall be at least five (5) feet wide except where county standards require wider sidewalks or as necessary to provide adequate horizontal clearance around structures (e.g., mailboxes) located in the sidewalk. Where mailboxes or other large objects are located in the sidewalk, the sidewalk shall be widened to provide a horizontal clearance equal to at least the minimum required sidewalk width.

Sidewalks shall be constructed according to Standard Drawing CS-305 and shall comply with the American with Disabilities Act (ADA).

~~The location and width of the sidewalks shall be as required by the land development review and the sidewalk ordinance. Curbside sidewalks are allowed as determined and approved by the land development process or in those instances where topography or other circumstances dictate that the sidewalk be placed adjacent to the curb. Additional considerations will be necessary, at minimum the following shall be addressed; ADA (latest version published by the U.S. Architectural & Transportation barriers Compliance Board) requirements and the monumentation of property corners, including cul-de-sacs, will have to be installed by a licensed surveyor following the installation of sidewalk. The monumentation shall be installed to the County Surveyor's specifications.~~

- ~~2. Cul-de-sac designs, including the The installation of the optional cul-de-sac design per standard drawing M-405.1-5 shall also be ADA-compliant be required to address the ADA and the property corner monumentation issues discussed above.~~
- ~~3. Where clustered mailboxes or other objects larger than single mailboxes are within a sidewalk, the walk shall be widened to provide clearance equal to the required sidewalk width.~~

- ~~4.3.~~ In ~~the~~ instances where ~~a~~ it is required to install sidewalks and permanent sidewalk cannot be constructed ~~or standards met~~, a temporary walkway may be constructed pursuant to Section 502 of the Community Development Code. The temporary sidewalks may be constructed ~~consist of either~~ an asphaltic concrete or Portland cement concrete to a design, width, and location ~~and structure~~ approved by the County Engineer.
5. ~~Except for some Special Area roads, the standard location for a sidewalk shall be four (4) feet from the back of curb and shall be five (5) foot sidewalk.~~