

Ordinance Committee Report to the Town Council, September 30, 2009
Street Acceptance Ordinance and Connectivity Policy

Background

The Council charged the Ordinance Committee with the review and development of a rewrite of the existing Street Acceptance Ordinance and the development of a connectivity policy at their January 12, 2009 meeting. The Ordinance Committee met with staff in February 2009 to review drafts of these documents. As a result of that staff prepared a final draft of the ordinance and connectivity policy. Due to multiple factors the Ordinance Committee did not meet again until September.

Status

The Committee recommends at this time that certain existing streets that have met the current ordinance requirements be considered for acceptance. To date, two streets have been submitted for acceptance, Sherman Drive and Red Oak Way. The committee is not recommending acceptance, only that review for acceptance take place under the current ordinance. Further, the committee recommends that all existing streets that may be eligible for acceptance be given an opportunity to apply under the current ordinance. Consideration might be made for a sunset date for application.

The existing policy of the Council is that acceptance will not be considered under the current ordinance and will be postponed until the new ordinance is in place. No specific decision has been made regarding grandfathering of current private streets.

Policy Decision Required

Should the Council choose to hear existing streets, a definition of existing should be decided. This might rely on one of the following thresholds:

1. date of subdivision approval
2. street under construction at some level
3. building permits or certificates of occupancy issued
4. street performance guarantee released

Possible Timeframe for hearing applicants under the current ordinance

October - If policy is changed to allow streets to apply under the current ordinance	
	■ Staff will notify all existing streets of the option of applying under the current ordinance and work with applicants to determine if they meet the minimum requirements.
	■ Staff will advise applicants who wish

	prepare applications.
November	Staff will review applications and prepare recommendations for the Council. This would include any testing that would be required.
December	Council will schedule applications to be heard.