

RESOLUTION NO. 02-37

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL
OF THE CITY OF BANDON, OREGON, PROVIDING FOR
LIMITED EXCEPTIONS TO THE STREET CONSTRUCTION STANDARDS.**

WHEREAS, on December 4, 2000, the Mayor and City Council approved Resolution No. 00-43, which adopted street construction standards as Appendix B of Volume 6 of the Transportation System Plan; and

WHEREAS, the Mayor and City Council have determined it is in the best interest of the City of Bandon to amend those street construction standards, to allow exceptions to the width, curb, gutter, and sidewalk requirements in certain limited situations.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council that the street construction standards, as included in Appendix B of Volume 6 of the Transportation System Plan, are hereby amended to allow a waiver of the requirements for width, curbs, gutters, and sidewalks for opening and constructing new streets where the City Manager or designee determines that such proposed new street opening and construction meet all of the following conditions:

1. The exceptions can be applied only to streets designated as “local” streets in accordance with the Transportation System Plan; and
2. The proposed street must be an extension of an existing open street; and
3. The proposed street must be located within a pre-existing City street right-of-way; and
4. The proposed street extension must be no greater than one hundred and twenty-five (125) feet long; and
5. The proposed street extension cannot be located within a commercial or industrial zone; and
6. The proposed street will not serve more than two (2) single family residences at the time of the extension or in the future; and
7. Physical, topographical, property configuration, or other characteristics will preclude the subject street from being extended in the future to serve properties beyond those served at the time of the subject opening and construction; and
8. The width of the proposed paving can be no narrower than the width of the existing street which is being extended or sixteen (16) feet, whichever is greater; and
9. A cul-de-sac, “hammerhead,” or other suitable vehicular turn-around, of a design

approved by the City, must be provided at the closed end of the street extension; and

10. The street shall be constructed in full conformance with the pavement depth and base rock depth requirements as provided by the street construction standards adopted pursuant to the Transportation System Plan, and shall fully comply with all other City street development and construction requirements, with the exception of the pavement width, curb, gutter, sidewalk, and underground drainage requirements as provided herein; and
11. Gravel shoulders shall be provided on both sides of the pavement, each of which shall be no less than five (5) feet wide, graded to match the top edge of the pavement, and compacted to provide suitable pedestrian walkways; and
12. If no underground drainage is provided, surface drainage facilities shall be provided, including ditches, drainage ways, culverts, and other improvements as necessary to ensure proper drainage for the paved surface, pedestrian walkway shoulders, connecting driveways, and adjacent right-of-way and private properties; and
13. Plans for the street extension and drainage shall be prepared and signed by an engineer properly licensed by the State of Oregon, who shall also inspect the construction and certify that the work complies with all applicable City requirements and standards; and
14. The owners of all properties served by the proposed street extension shall sign an anti-remonstrance agreement regarding participation in future local improvement districts for the purpose of additional improvements to the subject street extension. The individual requesting the exception shall be responsible for securing the required signatures.

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its adoption and approval.

ADOPTED by the City Council and APPROVED by the Mayor of the City of Bandon, this 7th day of October, 2002.

Brian M. Vick, Mayor

Attest:

Marie Ducharme, CMC
City Recorder