



Department of Engineering and Public Works

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MEMORANDUM

DATE: March 9, 2026
TO: Chairman Blount and Members of County Council
FROM: Hunter Crumley, P.E. County Engineer for Engineering & Maintenance
SUBJECT: Proposed Updated Encroachment Ordinance

Please find attached a proposed update to the current Encroachment Ordinance. Staff has worked to bring the current ordinance up to date with the following major changes:

1. Simplified verbiage to make the content of the ordinance clearer and more concise for all parties.
2. Modernized application fees, road cut fees, and bonding requirements to ensure the county's roads and infrastructure are adequately protected. The county invests heavily in its roads, and these assets must be protected and well maintained.
3. Updated licensing requirements to be inline with state requirements. This will ensure only those properly qualified are working within County rights-of-way.
4. Updated penalties for working without permits or working outside the bounds of the ordinance. The current ordinance does not provide strong enough penalties to effectively enforce its requirements.
5. Improved construction standards for all encroachment types and improved restoration requirements to ensure the protection and restoration of County roads following encroachment activities.
6. Updated Cooperative Agreement between participating utilities and the county to improve cooperation and for the protection and improvement of all participants' assets.

Thank you for your review and any input or questions you may have.

cc: Joseph M. Kernell, County Administrator
Hesha Gamble, Assistant County Administrator for Engineering and Public Works