

ORDINANCE 2024-O-XXX

AN ORDINANCE OF THE CITY OF LAREDO, TEXAS, AMENDING THE CODE OF ORDINANCES CHAPTER 28, STREETS, SIDEWALKS, AND PUBLIC PLACES, ARTICLE IX. – PUBLIC RIGHT-OF-WAY MANAGEMENT, DIVISION 1. – GENERAL PROVISIONS, SECTION 28-165. – DEFINITIONS, BY DELETING DEFINITIONS MAJOR PROJECTS AND MINOR PROJECTS AND ADDING PROPERTY FRONTAGE IMPACT PROJECTS, ADJACENT PROPERTY FRONTAGE IMPACT PROJECTS, AND CURB/STREET/PAVED AREA IMPACT PROJECTS, AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, the City of Laredo, through mutual agreement with other entities, has been requiring that all projects having an impact on the public right of way shall follow a utility coordination process to properly identify all utilities in advance to minimize project delays and damages to existing utilities, and

WHEREAS, this ordinance amendment will require that all projects that will have an impact on the public right of way shall have to follow the Utility Coordination Process as specified in the Utility Planning and Coordination Guide before the issuance of a Right-of-Way permit and

WHEREAS, the City Council agrees that it is in the best interest of the city that all projects that will have an impact on the public right of way shall follow the Utility Planning and Coordination Guide before securing a Right-of-Way permit,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

SECTION 1. The City of Laredo Code of Ordinances, Chapter 28, Article IX, Section 165, is hereby amended as follows:

Section 28-165. - Definitions.

Area of influence means that area around a utility excavation where the pavement and subgrade are impacted by the excavation and is subject to more rapid deterioration due to the trench excavation.

~~Minor Impact project means lot development connecting utilities services from existing infrastructure onto lot.~~

~~Major Impact project means development along Right of Way affecting various lots by installing or maintaining mains and services.~~

[Property Frontage Impact - Where construction activity impacts Right-of-way behind the curb and adjacent to the front and/or side of the property. (Does not require Right-of-way Clearance Letter). *Limited to 10' on either side of the property line.]

[Adjacent Property Frontage Impact – Where construction activity impacts the Right-of-way adjacent to the property frontage outside of the 10' limit. (Requires Right-of-way Clearance Letter)]

[Curb/Street/Paved Area Impact – Where construction activity impacts the curb and/or street area. (Requires Right-of-way Clearance Letter)]

Section 2. This ordinance shall be cumulative of all provisions of ordinances of the City of Laredo, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 3. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 4. This Ordinance shall become effective immediately upon passage.

**PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR
ON THIS__DAY OF_____2024.**

**DR. VICTOR D TREVINO
MAYOR**

ATTESTED:

**JOSE A. VALDEZ, JR.
CITY SECRETARY**

APPROVED AS TO FORM:

**DOANH “ZONE” T. NGUYEN
CITY ATTORNEY**