



# Property Entry for Utility Work

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Presentation 21-122  
Study Session, April 12, 2021

# Purpose

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- Establish Council direction for issues of access to property by utilities or their contractors



# Issues

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- Criminal regulations
  - Trespass
  - Damaging property
- Civil trespass claims
- Easements & property rights
  - Right to enter private property by contract, plat, operation of law, etc.
  - Notice not necessarily required
  - May be entitled to remove vegetation, structures, and other items that interfere



# Utility Feedback

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- Signified opposition due to interference with service and easement rights
  - Disruption of inspection access and maintenance response could seriously jeopardize service to areas or region
- Strongly urge not criminalizing utility work
- Source of access rights vary, especially across



# Possible Solutions

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- Provide information to community and contact information for utilities
- Establish policies for use of utility easements on City plats (may be limited to future plats)
- Establish non-binding policy of notice and publicity of intended access





# Discussion

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