

## Section 300.05 Beautification of the Right-of-Way (BROW)

Property owners immediately adjacent to a City drainage right-of-way that may be suitable for recreational purposes may apply for a Beautification of the Right-of-Way (BROW) permit to maintain the upland area for purposes of passive recreation and access to the waterbody. The permit grants passive access within the public right-of-way and does not convey any right of ownership.

- A. Initial Permit Application
  - 1. Right-of-Way Application.
  - 2. Two (2) site plans indicating the measurements from both sides of the rear property line to the waters' edge, measurements from both side property lines to the limits of the proposed BROW. The site plan needs to indicate the quantity and type of trees proposed to be removed from the BROW.
- B. General Requirements
  - 1. The BROW must be set back a minimum of 10' from each side property line, but may be located anywhere within the setbacks.
  - 2. The maximum width of the BROW is 20'.
  - 3. All work within the BROW must be done by hand with nothing more than hand tools (HEAVY EQUIPMENT IS **NOT** ALLOWED).
  - 4. Any excavation or grading, including disturbing existing root systems, within the BROW is not permitted.
  - 5. Any and all disturbed areas must be stabilized immediately to prevent soil erosion.
  - 6. All areas outside the approved BROW must remain in their natural condition.
  - 7. Other than the placing of stepping stones or mulched walkways, construction activities are not permitted within the BROW. This includes, but is not limited to, paver installation, concrete slab walkways, retaining walls, etc. within the City right-of-way.
  - 8. A stormwater final inspection must be conducted by a stormwater inspector.

### Drawing # 300.A – Sample of Beautification of the Right-of-Way Plan

