

Ordinance No. 24-09
In the Matter of Authorizing
the Exercise of Power
to Charge Utilities
Right-of-Way Permit Fees

LANE COUNTY BOARD OF COMMISSIONERS

Background

Facility Permits are required for infrastructure and activities within County right-of-way.

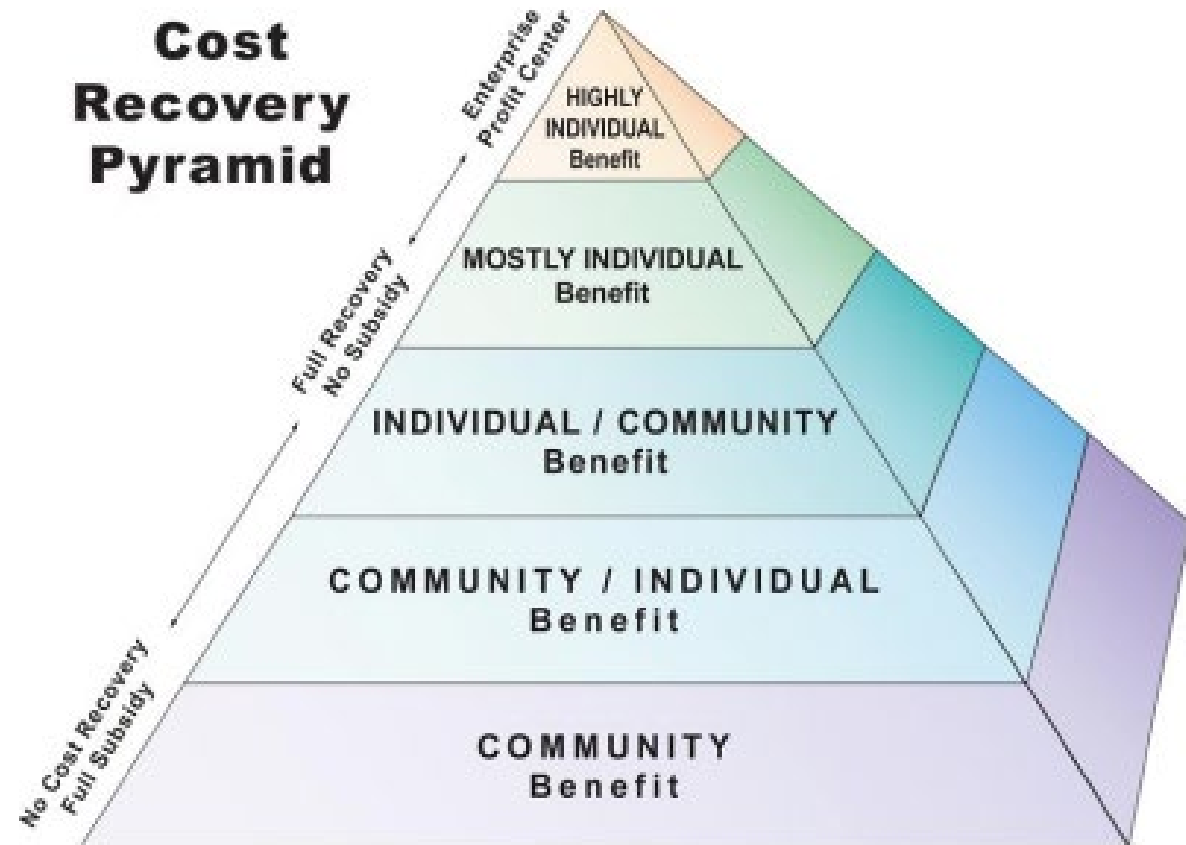
(Lane Code 15.500.020)



Background

Facility Permit fees were established by the Board in 2005.

(Order 05-10-19-2)

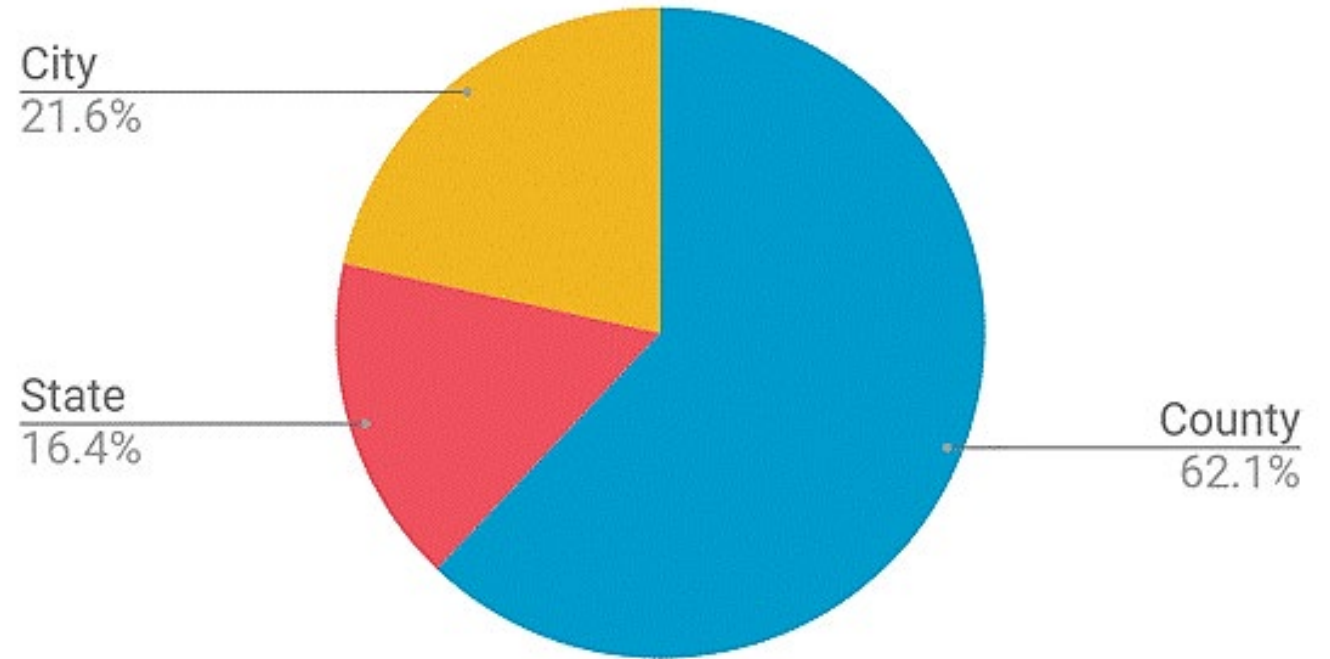


Background

State law prohibited counties from charging permit fees for utilities.

(ORS 758.010)

Oregon Road Responsibility



Senate Bill 1566 (2024)

Allows counties to charge cost-recovery fees for permits issued to utilities.



Legislature Grants Counties Long-Sought Right-Of-Way Permit Fee Authority

Mar 26, 2024



Until the passage of [Senate Bill 1566](#) during the 2024 short session, Oregon law prohibited counties from charging fees for permits issued to water, gas, electric, and communications utilities for construction, repair, or maintenance work in the county right of way.

Policy Issue

Exercise Authority

- Enable Some Cost Recovery
- Reduce Road Fund Subsidy

Forgo Opportunity

- Prohibit Permit Fee
- Continue Road Fund Subsidy

Questions?

Stakeholder
input and utility
outreach

Utility service
trends impacts
on financial
projections

Other?