



## County of El Paso Agenda Item Details

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<b>Item Title:</b>	Planning & Development - Right-of-Way Access Order Violation Appeals Hearing - 800 Acton Street
<b>Submitted By:</b>	Michael McElroy, Director
<b>Department:</b>	Planning and Development
<b>Department Phone Number:</b>	915-273-3330
<b>Subject:</b>	Discuss and take appropriate action on the appeal hearing for a violation of the County's Right-of-Way Access Order at 800 Acton Street.
<b>Background:</b>	<p>On April 23, 2024, the Planning &amp; Development Department sent a Notice to Abandon the Unauthorized Access Point letter to the property owner, Mr. Isaac Rodarte. The notice cites a violation to the Right-of-Way Access Management Policies and Procedures Order (aka Driveway Order) that was adopted by Commissioners Court on December 20, 2021. The driveway was constructed without a permit and is located at the corner of the property that does not comply with the County residential driveway standards. This results in ingress and egress directly to the intersection of Acton Street and Eltham Drive intersection, posing a threat to the public health, safety and welfare of the community. Mr. Rodarte has requested an appeal hearing that shall be conducted by the Commissioners Court in an open meeting in accordance with the Driveway Order.</p>
<b>Fiscal Impact:</b>	<p>Fiscal Impact Historical</p> <p>Fiscal Impact Projected</p> <p>Long Account Number: Amount:</p> <p>Long Account Number: Amount:</p>
<b>Budget or Unbudgeted Match:</b>	
<b>Recommendation:</b>	Planning & Development Department recommends the property owner remove the concrete driveway within the

County right-of-way and restore it to its original condition. Further, the curb restoration method should be approved by the Department and require County inspections before and after pouring concrete. The Department also recommends waiving any fees if restoration is completed within 45 days of this hearing date.

**Prior Action:**

None

**Strategic Plan:**

Goal:

null

Objective:

**Strategic Plan Information:**

**Estimated Time Needed  
For This Item:**

20 minutes