



COLORADO

Transportation Commission

4201 East Arkansas Avenue, Room 270
Denver, CO 80222-3406

DATE: March 16, 2017
TO: Transportation Commission
FROM: Amy Ford / Herman Stockinger
SUBJECT: Updated Policy Directive 1604.0 “Construction Public Notification Policy”

Purpose and Action

To request that the Commission approve updated Policy Directive 1604.0 “Construction Public Notification Policy”

Background

The existing Policy Directive 1604.0 was adopted by the Commission on November 18, 1999. This Policy Directive is specifically required under § 43-1-106(9.5), C.R.S., which states:

“(a) The commission shall promulgate and implement written policies based upon the policy directive number 1604.0 issued by the commission on November 18, 1999, or any subsequent policy directive as amended or revised requiring the department to notify and disseminate information regarding transportation construction projects to the public and to residential neighborhoods and businesses that may be affected by transportation construction projects. Such policies shall include at a minimum:

- (I) Notification procedures to communities, residences, and businesses affected by a proposed transportation construction project, including time periods for notification and information about lane closures and detours;
- (II) Notification and signage requirements to be followed by contractors for a transportation construction project;
- (III) Requirements for mitigation of impacts, including but not limited to noise, dust, and access to property caused by a transportation construction project.

(b) The policies issued pursuant to this subsection (9.5) shall not be construed to reopen the project public participation process for any transportation construction project for which the public participation process has been completed prior to June 1, 2002.”

The updated Policy Directive 1604.0 removes the detailed requirements on how to comply with the statute, and instead directs the Communications Office to establish procedures to notify the public of such construction projects. For clarity, the language in the updated PD mirrors the statute.

Key Benefits

Compliance with statutory requirement to maintain this policy, and clarity by citing and incorporating statutory requirements to ensure this Policy Directive will be maintained by the Department with minimum future revisions.



Options and Recommendations

- 1) Approve updated Policy Directive 1604.0 “Construction Public Notification Policy” (staff recommendation);
- 2) Request a workshop to learn more about the statutory requirements before determining whether the Policy Directive needs to be updated; or
- 3) Conclude that Policy Directive 1604.0 should not be updated, and provide guidance on any amendments to staff.

Attachments

Resolution

Updated Policy Directive 1604.0

Existing Policy Directive 1604.0 (available upon request)



Resolution # TC-

Updated Policy Directive 1604.0 “Construction Public Notification Policy”

WHEREAS, under § 43-1-106(8), C.R.S., the Transportation Commission of Colorado has the statutory responsibility to set policies for the Colorado Department of Transportation (“CDOT”); and

WHEREAS, the Commission is required under § 43-1-106(9.5), C.R.S., to promulgate and issue policies based upon the Policy Directive 1604.0, issued on November 18, 1999, or any subsequent policy directive as amended or revised requiring the department to notify and disseminate information regarding transportation construction projects to the public and to residential neighborhoods and businesses that may be affected by transportation construction projects; and

WHEREAS, Policy Directive 1604.0 has been updated to require the Department to establish notification procedures that comply with the requirements set forth in § 43-1-106(9.5), C.R.S.; and

WHEREAS, updated Policy Directive 1604.0 remains in compliance with § 43-1-106(9.5), C.R.S.

NOW THEREFORE BE IT RESOLVED, the Commission herein adopts updated Policy Directive 1604.0 “Construction Public Notification Policy.”

Herman Stockinger
Transportation Secretary

Date of Approval

COLORADO DEPARTMENT OF TRANSPORTATION		<input checked="" type="checkbox"/> POLICY DIRECTIVE	<input type="checkbox"/> PROCEDURAL DIRECTIVE
Subject Construction Public Notification Policy		Number 1604.0	
Effective	Supersedes 11/18/99	Originating Office Office of Communications	

I. PURPOSE

To ensure that the public is informed of an upcoming construction project that may affect their homes, businesses, or travel.

II. AUTHORITY

Transportation Commission, § 43-1-106(8), (9.5)(a), C.R.S.

III. APPLICABILITY

This Policy Directive applies to all Divisions and Regions of the Colorado Department of Transportation, and where applicable, any contractors or entities that work on construction projects for the Department.

IV. POLICY

A. Pursuant to § 43-1-106(9.5)(a), C.R.S., the Colorado Department of Transportation (“CDOT”) shall provide notification and information regarding construction projects to the public, and provide timely information regarding projects which may impact the driving public as well as nearby residential and business areas.

B. The Communications Office shall establish notification procedures to notify the traveling public, communities, residences, and businesses affected by a proposed transportation construction project, including time periods for notification and information about lane closures and detours, and mitigation of impacts, including but not limited to noise, dust, and access to property caused by a transportation construction project.

C. The Communications Office shall establish notification and signage requirements in the contract to be strictly followed by contractors for a transportation construction project.

D. This Policy is strictly intended to address notification of future construction and does not reopen the project public participation process.

V. IMPLEMENTATION

This Policy Directive shall be effective immediately upon signature.

The Office of Policy and Government Relations shall post this Policy Directive on CDOT’s intranet and on public announcements.

Subject Construction Public Notification Policy	Number 1604.0
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The Communications Office shall ensure compliance with the requirements set forth in this Policy Directive.

VI. REVIEW DATE

This Policy Directive shall be reviewed on or before February 2022.

Herman Stockinger, III
Transportation Commission Secretary

Date Approved