

City of Roseville
ORDINANCE NO. 1665

AN ORDINANCE AMENDING

TITLE 7, SECTION 703

AMENDING TITLE 7, SECTION 703.05 OF THE ROSEVILLE CITY CODE TO
OUTLINE LICENSING REQUIREMENTS FOR COURTESY BENCHES

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1: Title 7, Section 703.05 of the Roseville City Code is amended and renumbered to read as follows:

703.05: ~~BUS BENCHES IN RIGHT-OF-WAY~~COURTESY BENCHES:

No Courtesy bBench may be placed or maintained in a public right-of-way without securing a permit license from the Public Works Director ~~and which includes the payment of a~~ an annual two-year license fee as established in Section 314.05. The number, size, and locations of all benches, shall be in accordance with the City of Roseville/Metro Transit bus route plan or be adjacent to a city pathway ~~The Public Works and Transportation Commission will review the annual site application for input regarding the siting application. A~~ and permit shall not be issued unless the bench and its placement comply in compliance with the following conditions: (Ord. 1379A, 11-17-2008)

- A. Courtesy Bench means any bench on public property for purposes of providing a location for people to wait or rest. A separate license is required for each Courtesy Bench at each location.
- B. License Term and fees: The term for all licenses shall be two years. Fees for the license will be defined in the city fee schedule.
- C. License Renewal: At least 60 days prior to the expiration of license, lessee may make application of renewal for another licensed term. Failure to make application prior to the expiration of the license term will result in a late fee.
- D. Change of ownership: If a courtesy bench owned or controlled by a current licensee is sold or control is transferred, the owner or controller must apply for a new license within thirty (30) days of sale or transfer and must go through the new license application process.
- E. ~~Bus Stops: A bench shall only be placed at a bus stop on an established route.~~

- E. Location: A Courtesy Bench shall be placed parallel to and no nearer ~~closer~~ than four feet from the roadway curb or the edge of the roadway where no curb exists and shall not obstruct a pathway. A bench may be located on a sidewalk, provided that the minimum remaining width of the sidewalk after bench installation is six feet. No bench shall be fixed to any city property including city sidewalks, utility poles and signs without prior approval of the City.
- F. Number: No more than one ~~bus~~ Courtesy Bench may be placed at a roadway intersection in the direction of traffic flow, unless the Public Works Director authorizes more benches in writing after finding that the passenger load justifies more than one Courtesy Bench at a bus stop. All bus benches shall bear the local telephone number at which the permittee may be reached concerning issues with the bench.
- G. Proximity to Other ~~Benches~~ Structures: No ~~bus~~ Courtesy Bench may be placed within 500 feet of any other bench or within 15 feet of an existing Transit Shelter on a roadway, unless the Public Works Director authorizes more Courtesy Benches in writing after finding that the passenger load justifies more than one Courtesy Bench at a bus stop or closer proximity. Courtesy Benches shall not be located within 5 feet of fire hydrants, driveways, or crosswalks.
- H. Size: The maximum size of a Courtesy Bench shall be three and one-half feet high, seven feet long and three feet wide erected upon a concrete pad, or approved of equal, of a maximum eight foot eight-foot length and four-foot four-foot width. The maximum amount of advertising on a bus bench shall not exceed eleven square feet.
- I. ADA Compliance: All Courtesy Benches in construction and location must comply with the Americans with Disabilities Act.
- J. Color: A Courtesy Bench shall be of a single color except a multicolored advertising sign. The bench signage may be affixed to or may be used as the backrest of the Courtesy Bench. Signage shall be affixed only to the street-side portion of the Courtesy Bench backrest
- K. Material: Materials used in constructing Courtesy Benches must be constructed using durable materials including, but not limited to, wood, steel, concrete, or plastic.
- L. Advertising: Courtesy Benches may display Signs as defined by Roseville City Code Sec. 1010.02 (A)(1) and must be approved by the Director of Public Works. Such signs do not require a sign permit. Such signs may not contain a dynamic display. The maximum amount of advertising on a Courtesy Bench shall not exceed eleven square feet and may only be displayed on the front surface of the back rest.
- M. Structure Maintenance: When directed by the Public Works Director as necessary to address refuse and litter issues, bench sites shall be equipped with an architecturally

complementary trash receptacle. Courtesy Benches shall be maintained a minimum of once per week with such maintenance to include picking-up litter/debris about the Courtesy Bench, removing graffiti/stickers, removal of ice and snow in a manner such that each bench shall be fully accessible within 72 hours of a snow fall or other weather event. Courtesy Benches shall be inspected weekly for any damaged or broken parts and shall repair or replace damaged or broken parts within 48 hours after damage or breakage is discovered or reported.

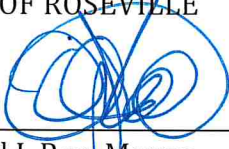
- N. Liability Insurance: A certificate of liability insurance shall be filed with the city covering claims for damages which might arise out of the use or placement of a bench in the public right of way naming the city as an additional insured. The minimum limit of liability shall be ~~six hundred thousand~~ one million dollars (\$61,000,000.00).
- O. Revocation of License: The city may suspend or revoke any license under this Chapter pursuant to Section 301.09 of the Roseville City Code.
- P. Removal: At the request of the Public Works Director, a Courtesy Bench shall be removed at the ~~permittee-licensee's~~ sole expense in order to permit right-of-way improvements or maintenance. If the location of the Courtesy Bench is a safety hazard or if it interferes with pedestrian or vehicular traffic on the right of way, or if the bus route changes, the ~~provider~~ licensee must removal remove the Courtesy Bench within 30 days of the route change. A Courtesy Bench shall also be removed thirty (30) days following expiration of the license
- Q. State or County Permission: If the Courtesy Bench placement is in a Minnesota Department of Transportation or County right of way, written permission must be secured from the Minnesota Department of Transportation or the County and filed with the City. (Ord. 1267, 7-15-2002)
- R. Applicants and ~~permittees-licensees~~ must meet all local, state, and federal requirements applicable to ~~bus-Courtesy Benches~~, their placement, and their use for public transit services. (Ord. 1294, 9-15-2003)

SECTION 2: Effective date. This ordinance shall take effect upon its passage and publication.

Passed by the City Council of the City of Roseville this 26th day of February, 2024.

(SEAL)

CITY OF ROSEVILLE

BY: 
Daniel J. Roe, Mayor

ATTEST:


Patrick Trudgeon, City Manager