



To: Mayor and Town Council Members

From: Mark C. Meyers, Town Manager

Date: April 16, 2026

Subject: UDOT Master Landscape Agreement and Private Landowner Agreement

Background

SR9 through Virgin is a UDOT highway. The right of way (ROW) typically extends beyond the edge of pavement and may include paved or unpaved shoulder and sidewalk. UDOT generally does not landscape these areas. However, adjacent property owners have landscaped along SR9 in the past. And in the future, the Town may wish to make certain improvements in UDOT's ROW.

With the adoption of the 2023 Transportation Master Plan, it would behoove the Town to execute a landscape agreement with UDOT to formalize any ROW improvements consistent with the plan. Further, UDOT requires a separate landscape maintenance agreement with any private property owners who wish to make improvements in the ROW. This agreement is between the Town and the private landowner and transfers responsibility for maintenance from the Town to the property owner.

Attached is the UDOT Master Landscape Agreement as well as a sample private landscape agreement. The agreements were discussed April 15, 2026, Town Council work meeting and the consensus was to consider executing the master agreement at a regular meeting.

Recommendation

It is recommended that the Town Council authorize the Mayor to execute a master landscape agreement with UDOT in anticipation of any future public improvements within the SR 9 right of way.