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STORY COUNTY ORDINANCE NO. 23

Title. An Ordinance Establishing the Area Service System "B" Road Classification in Story County, Iowa.

Be It Enacted by the Board of Supervisors of Story County, Iowa:

SECTION 1. Purpose. The purpose of this ordinance is to classify certain roads on the Area Service System in Story County to provide for a reduced level of maintenance.

SECTION 2. Definitions. For use in this ordinance, certain terms or words used herein shall be interpreted or defined as follows:

1. "Area Service System" includes those public roads outside of municipalities not otherwise classified.

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a. Area Service System "A" roads shall be maintained in conformance with applicable state statutes.

b. Area Service System "B" roads shall not require standards of maintenance equal to trunk, trunk collector, or Area Service System "A" roads. Area Service System "B" roads shall not mean what is construed in the normal sense as a driveway or a private lane to a farm building or dwelling.

2. "Board" shall mean the Board of Supervisors of Story County.

3. "Engineer" shall mean the County Engineer of Story County.

SECTION 3. Powers of the "Board". All jurisdiction and control over Area Service System "B" roads as provided by this ordinance shall rest with the "Board" of Story County.

SECTION 4. Authority to Establish. The "Board is empowered under authority of Chapter 309, Iowa Code, to classify secondary roads on the Area Service System to provide for a reduced level of maintenance on roads so designated. The "Board" shall, by resolution, declare its intention to establish an Area Service System "B" road in Story County after consultation with the "Engineer".

INST. NO. 06030
STORY COUNTY, IOWA
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SUSAN L. VANDE KAMP, Recorder
Recording Fee \$ NF
Auditor's Fee \$ NF

SECTION 5. Notice of Hearing. The "Board" shall fix a time and place for a hearing and cause notice to be published as provided by law. The notice shall set forth the termini of the Area Service System "B" road as set out in the resolution of the "Board", and shall state that all persons interested may appear and be heard at such hearing.

SECTION 6. Hearing-Area Service System "B" Road Established by Resolution. On the day fixed for the hearing or any day to which the hearing has been adjourned, upon proof to its satisfaction made by affidavit of due publication and posting of the notice of hearing, the "Board" shall consider any and all relevant evidence and if the "Board" finds that the proposed Area Service System "B" road is practicable, it may establish it by proper resolution.

SECTION 7. Maintenance Policy. Only the minimum effort, expense, and attention will be provided to keep Area Service System "B" roads open to traffic. Bridges may not be maintained to carry legal loads but will be posted as appropriate to advise of any load limitations. For the various maintenance activities, the minimum maintenance on Area Service Level "B" roads will be as follows:

1. Blading. Blading or dragging will not be performed on a regular basis.
2. Snow and Ice Removal. Snow and ice will not be removed nor will the road surface be sanded, salted, or have other abrasives applied.
3. Signing. Except for load limit posting for bridges, signing shall not be continued or provided. All Area Service "B" roads shall be identified with a sign at all points of public access to warn the public of the lower level of maintenance.
4. Weeds, Brush and Trees. Mowing or spraying weeds, cutting brush, and tree removal will not be performed on a regular basis. Adequate sight distances will not be maintained.
5. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
6. Road Surfacing. There will be no surfacing materials applied.

7. Shoulders. Shoulders will not be maintained.
8. Crown. A crown will not be maintained.
9. Repairs. There will be no road repair on a regular basis.
10. Uniform Width. Uniform width for the traveled portion of the road will not be maintained.
11. Inspections. Regular inspections will not be conducted.

SECTION 8. Exemption from Liability. As provided in Section 309.57, 1987 Code of Iowa, the county officers, agents, and employees of the county are not liable for injury to any person or for damage to any vehicle or equipment, which occurs proximately as a result of the maintenance of a road which is classified as Area Service System "B", if the road has been maintained as provided in Section 7 of this ordinance.

SECTION 9. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 10. Severability Clause. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 11. When Effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Approved on first consideration the 20th day of February, 1990.

Approved on second consideration the 20th day of March, 1990.

Larry N. Larson
Larry N. Larson, Chair

Jane E. Halliburton
Jane Halliburton

Fred L. Mathison
Fred L. Mathison

ATTEST

Alvina M. McHone
Alvina M. McHone
County Auditor

Story County
Ordinance No. 23

FILED
STORY COUNTY RECORDS... 06030

1990 MAR 21 PM 3:23
Susan J. Vandekamp
SUSAN L. VANDEKAMP RECORDER
BOOK 290 PAGE 238 CW

STATE OF IOWA | SS
Story County
Entered for taxation this 21st
day of March A.D. 1990
Susan J. Vandekamp
County Auditor

By _____ Deputy

No Fee

Deirda Zell
Auditors Office