

RINGGOLD COUNTY LEVEL "B" ROAD ORDINANCE

Title. An Ordinance establishing the Area Service System B Road Classification in Ringgold County, Iowa.

Be It Enacted by the Board of Supervisors of Ringgold County, Iowa.

SECTION 1. Purpose. The purpose of this ordinance is to classify certain roads on the area service system in Ringgold 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.

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 be construed to include privately owned driveways or a private lane to a farm building or dwelling.

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

3. "Engineer" shall mean the County Engineer of Ringgold 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 Supervisors of Ringgold County.

SECTION 4. Authority to Establish. The Board of Supervisors of Ringgold County is empowered under authority of Chapter 309 of the 1983 Code of Iowa to classify secondary roads on the area 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 Ringgold County after consultation with the County Engineer.

SECTION 5. Notice of Hearing. The Board shall fix a time and place for a hearing on the Ringgold County Level B Road Ordinance and cause notice to be published as provided by law. The notice shall set forth the time and place of the hearing and shall state that all persons interested may appear and be heard at such hearing.

SECTION 6. Area Service System B Road Established by Resolution. On or after the day fixed for the hearing on the Level B Road Ordinance, 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. The Engineer shall maintain an accurate record of all segments of Level "B" Roads and shall cause the necessary signing to be erected.

SECTION 7. Maintenance Policy. Only minimum effort, expense and attention will be provided to keep area service system B roads open to traffic. Bridges need 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. Surface Maintenance - Blading or dragging will be performed on an irregular basis and only after rock surfaced roads have been satisfactorily maintained. There may be no surfacing materials applied.

2. Signing - All Area Service System Level "B" classified roads will be identified with signs at all points of public road access to warn the traveling public of the reduced level of maintenance. Traffic control signing on the Level "B" segment of road will not be improved or maintained except for load limit postings for bridges and existing stop signs.

3. Drainage Structures - Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss of the existing facility, the structure may not be replaced or its replacement will be appropriate for the traffic thereupon. Bridge handrails and object markers will not be maintained.

4. Weed and Brush Control - Mowing or spraying weeds, cutting brush and removal of trees from the road right of way will be performed on a limited and irregular basis. Sight distance and clear view of signs will not be maintained and may be restricted.

5. Snow and Ice Removal - Snow will not be removed nor will de-icing agents and abrasives be applied except in an emergency situation.

6. Cross Section - Shoulders and road crown may be irregular and will be minimally maintained during the infrequent blading operations. The width of the traveled portion of the road may vary.

7. Inspections - Monitoring of road conditions will be conducted on an irregular basis.

SECTION 8. Nothing in Section 7 shall be construed to limit such further or other maintenance that the Ringgold County Engineer and Ringgold County Board of Supervisors may deem appropriate from time to time with respect to an Area Service Level B Road.

Should the Ringgold County Engineer and the Ringgold County Board of Supervisors deem further or other maintenance than that set forth in Section 7 with respect to an Area Service Level B Road to be appropriate, performing such maintenance shall be construed as a modification of the maintenance standards set forth in Section 7.

SECTION 9. Exemption from Liability. As provided in Section 309.57, 1983 Code of Iowa, Ringgold County and its officers, elected officials, agents and employees shall not be liable for injury to any person or for damage to any vehicle, tangible property 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 10. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 11. 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 12. When Effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law and completion of installation of signs as provided by Section 309.57, 1983 Code of Iowa.

Passed and approved this 16th day of April, 1985.

Recommended:

Thomas W. Snyler
Ringgold County Engineer

Lane A. Jones
Chairman, Board of Supervisors

Attest:

Calvin E. Still
Board Member

Glenn E. Braun
Ringgold County Auditor

Quane D. Poore
Board Member