

TITLE IV STREETS, ROADS, PUBLIC WAYS AND TRANSPORTATION

CHAPTER 4 AREA SERVICE SYSTEMS “B” ROADS

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4-4-1 PURPOSE. The purpose of this Ordinance is to classify certain roads on the area service system in Clinton County to provide for a reduced level of maintenance consistent with their usage.

4-4-2 DEFINITIONS. For use in this Ordinance, certain terms and words used herein shall be interpreted or defined as follows:

1. “Area Service System” includes those roads outside of municipalities not otherwise classified.

a. “Area Service Systems A” roads shall be maintained in accordance with applicable state statutes.

b. “Area Service System B” roads shall not require standards of maintenance applicable to Farm-To-Market or “Area Service System A” roads. “Area Service Systems B” roads shall not mean what is construed in the normal sense driveways or private lanes to farm buildings or dwellings unless they are designated public roads on the county systems as adopted by the Board of Supervisors.

2. “Board” shall mean the Board of Supervisors of Clinton County.

3. “Engineer” shall mean the County Engineer of Clinton County.

4-4-3 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 Clinton County.

4-4-4 AUTHORITY TO ESTABLISH. The Board of Supervisors of Clinton County is empowered under authority of Chapter 309.57 of the Code of Iowa, 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 system in Clinton County after consultation with the County Engineer.

4-4-5 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.

4-4-6 HEARING: AREA SERVICE SYSTEMS B ROADS ESTABLISHED BY RESOLUTION. On the day fixed for the hearing or any day to which the hearing has been adjourned, upon proof of 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 the proposed Area Service System B road classification practical it may establish it by proper resolution.

4-4-7 MAINTENANCE POLICY. Only the minimum effort, expense, and attention will be provided to keep the Area Service System B roads open to traffic. Additional services may be requested by the abutting property owners and may be performed as deemed necessary by the County Engineer operating under Board policies. Bridges may not be maintained to carry legal loads but will be posted as appropriate to advise of any load limitations. The various maintenance activities performed on the Area Service System B roads will be as follows:

1. Blading. Blading or dragging will be in accordance with actual required road usage but will not be done on a regular basis.
2. Snow and Ice Removal. Snow and ice removal will only be provided to open the road to residential dwellings and will be the county's lowest priority operation. Neither salt nor abrasives will be utilized. Any additional snow plowing may be done on a special request basis as deemed necessary by the County Engineer operating under the Board policy. Snow and ice may not be removed.
3. Signing. Except for load limit posting signing may not be continued or provided. All Area Service System B roads will be identified with a sign at all points of access to warn the public of the lower level of maintenance.
4. Weeds, Brush, and Trees. Mowing or spraying of weeds, brush cutting and removal, tree cutting and removal will not be performed by the Secondary Road Department. Clear vision areas and site distances will not be maintained at intersecting roadways and driveways.
5. Structure and Drainage. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structures will be appropriate for the traffic thereon. Adequate drainage across the roadway will be provided in accordance with state drainage law. Roadside ditches will not be maintained or cleaned out on a periodic basis.
6. Road Surfacing. Surface materials (aggregate) will be placed only on as needed basis and will not be placed on a regular basis. No surface material will be placed on an un-surfaced (dirt) road.
7. Shoulders. Shoulders and roadsides will not be maintained.

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

4-4-8 EXEMPTION FROM LIABILITY. As provided by Chapter 309.57, Code of Iowa, the County and officers, agents, and employees of the County are not liable for injury to any person or damage to any vehicle or equipment, which occurs approximately as a result of the maintenance of a road which is classified as Area Service System B, if the road has been maintain as provided in Section 4-4-7 of this chapter

(Ord. 2006-07, Passed July 31, 2006).