

APPANOOSE COUNTY ORDINANCE NO. 8

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

BE IT ENACTED by the Board of Supervisors of Appanoose County, Iowa:

SECTION 1. Purpose. The purpose of this ordinance is to classify certain roads on the Area Service System in Appanoose 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 mean what is construed in a normal sense as a driveway or a privately owned lane to a farm building or dwelling.
2. "Board" shall mean the Board of Supervisors of Appanoose County.
3. "Engineer" shall mean the County Engineer of Appanoose County.

SECTION 3. Power 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 Appanoose County.

SECTION 4. Authority to Establish. The Board of Supervisors of Appanoose County is empowered under authority of Section 309.57 of the 1989 Code of Iowa to classify secondary roads on the Area Service System to provide for a reduced level of maintenance on roads so designated.

SECTION 5. Area Service System B Designation. The Board, after consultation with the Engineer, shall by resolution establish the termini of the roads classified as Area Service System B roads.

SECTION 6. Maintenance Policy. Only the minimum effort, expense, and attention will be provided to Area Service System B roads. The Board shall establish by resolution the maintenance policies which describe the minimum maintenance activities for Area Service Level B System roads.

SECTION 7. Exemption of Liability. As provided in Section 309.57 of the 1989 Code of Iowa, the county and officers, agents, and employees of the county agree not liable for injury to any person or for damage to any vehicle or equipment, or contents of any vehicle or equipment, which occurs proximately as a result of the maintenance of a road which is classified as area service "B" if the road has been maintained to the level as provided by the policies established under Section 6 of this ordinance.

SECTION 8. Administration. The Engineer shall maintain an accurate record of all segments of roads classified by the Board as Area Service System B and shall cause the necessary signs to be erected at every public road access on those roads so classified as Area Service System B.

SECTION 9. Repealability 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 10. Effective Date. This ordinance shall be in effect upon publication in the county newspaper following final approval.