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FREMONT COUNTY RECORDER
SIDNEY, IOWA
No fee

FREMONT COUNTY IOWA ORDINANCE NO. 2002-1

AN ORDINANCE FOR A UNIFORM FREMONT COUNTY, IOWA RURAL ADDRESSING SYSTEM

Section 1.

TITLE: Uniform Rural Address System Ordinance of Fremont County, Iowa

PURPOSE: This ordinance mandates the use of uniform rural address system for residents of Fremont County in order to promote the convenience, safety, and general welfare of those residents and provides for a penalty.

Section 2.

DEFINITIONS: For use in this ordinance, the following terms or words shall be interpreted or defined as follows:

1. Words used in the present tense shall include the future, the singular number shall include the plural, and the plural includes the singular. The word "shall" and "will" are mandatory, the word "may" is permissive.
2. COUNTY: Fremont County, Iowa
3. BOARD: The Board of Supervisors of Fremont County, Iowa
4. COUNTY ENGINEER: The County Engineer of Fremont County, Iowa
5. NATIONAL MANUAL OF UNIFORM TRAFFIC CONTROL (2000) The manual for traffic control devices for streets and highways as approved by the Iowa Department of Transportation including revisions adopted in accordance with Title 23 of the U.S. Code.
6. PERSON: Any individual, firm, corporation, unincorporated association or other entity.
7. BUILDING: Any structure used or intended for supporting or sheltering any commercial use, individual use or for residential occupancy.
8. PRIVATE EASEMENT ROAD: A private easement on private property which provides access to more than one (1) building. These roadways are not recognized as private roads, nor as public roads by the State of Iowa and the County and are, therefore, not maintained as such.

9. PRIVATE ROAD: A non-public roadway officially recognized by the county as an access for vehicles from public roads to private driveway leading to a building. Generally these roadways were established through the platting of subdivision. These roadways are not recognized as public roads by definition of the State of Iowa and the County and are, therefore, not maintained as such.

10. PSAP COORDINATOR: The Public Safety Answering Point Coordinator, also known as the 911-Coordinator.

11. PUBLIC ROAD: All land between the right-of-way lines perpetually dedicated to the City, County, State or Federal government as an access for vehicles. The term does not include public or private easement on private property where the roadway has not been dedicated to a jurisdiction or the jurisdiction has not accepted ownership. These roads are recognized by the State of Iowa and the County as public roadways and maintained by the appropriate jurisdiction.

12. ROAD DESIGNATIONS: For the purpose of this Chapter, following road designations are hereby defined:

A. STREET: A roadway that generally runs East and West and has a numerical designation preceding the word "Street". Example 110th St.

B. AVENUE: A roadway that generally runs north and south and has a numerical designation preceding the word "Avenue" Example: 110th Av.

C. Names of some roadways may carry an existing designation of street, drive, lane, road, avenue, or circle. While these designations may not meet with the categories denoted above, inasmuch as they generally have been named through an official platting process, they will be allowed to maintain that designation.

13. ROAD MARKER: The street name sign, along with the required hardware and post, specified in Manual of Uniform Traffic Control Devices, Section 2D.38.

14. RURAL ADDRESS MAP: The maps used to coordinate the uniform rural address system in Fremont County, Iowa. Such terminology shall include maps utilized to indicate all addresses as they are assigned and the maps utilized to indicate the official roadway names in Fremont County, Iowa.

15. SUBDIVISION: The division of a tract of land into separate lots or parcels for the purpose of transfer of ownership for building development.

16. SITE NUMBER: Any location where electricity is in service.

17. UNINCORPORATED AREA: All land located outside the city limits of municipalities which are incorporated with the State of Iowa. Such land is within the jurisdiction of the Fremont County Board of Supervisors.

Section 3

1. EXTENT OF SYSTEM: The uniform rural address system shall extend from the date of adoption, over the entire unincorporated area of Fremont County.

2. RURAL ADDRESS MAP(S): The uniform rural address system to be used in the County, shall be as shown on maps which are titled "Rural Address Maps" and which together with all explanatory matter thereon, shall be adopted by resolution by the Board as the official addressing map(s) and no other building numbers shall be used or displayed in the County. No changes of any nature shall be made to the Rural Address Maps except in conformity with the procedures set forth in this Chapter. Updates to show addresses assigned to new buildings and to include new roadway names shall be deemed acceptable changes to the Rural Address Maps. Updates to include new roadway names shall require approval through adoption of a resolution of the Board. The Rural Address Maps shall be provided by the E911 Board and kept on file with the County Auditor.

Section 4

ADDRESS SYSTEM: For the purpose of this Chapter, the following procedure establishes the development of the uniform rural address system for the County.

1. Address numbers on east-west roads shall commence at 1000 along a north and south meridian that forms the county boundary between Fremont County and Otoe County, Nebraska and increase progressively 100 numbers per mile towards the east, ending at 4300 at the county boundary between Fremont County and Page County.

2. Address numbers on the north-south roads shall commence at 1000 along an east-west meridian that forms the county boundaries between Fremont County and Mills County, and increase progressively 100 numbers per mile towards the south, ending at 3220 at the county boundary between Fremont County and Atchison County, Missouri.

3. Generally roadways which are located along a section line and generally run north and south shall be designated "Avenues: and abbreviated as "Av". Numerical naming for through roads will begin on the west side of the county and increase numerically to the eastern edge of the county.

4. Generally roadways which are located in between section lines or which are a short stretch of roadway that does not maintain a continuous route generally running north and south shall be designated "avenues" and abbreviated as "Av". Numerical naming shall begin on the west side of the county and increase numerically to the eastern edge of the county.
5. Generally roadways which are located on a section line and which generally run east and west shall be designated "Streets", and abbreviated as "St." Numbering will begin north at the county line with one hundred (100) and increase consecutively 10 streets per section to the far southern edge of the county. Fremont County and Atchison County line will be named 322nd Street.
6. Whenever possible, one hundred (100) numbers shall be allowed for each mile section. Said numbers shall be divided as ten (10) numbers per block ten (10) blocks per section evenly distributed to each side of the road. The South and East sides of roadways shall have even numbers and the North and West sides shall have odd numbers.
7. (Essentially there are 100 numbers per mile, 50 per side of the road. One number allowed for every 52.8 feet.) One (1) pair of odd/even numbers shall be available for approximately every one hundred five point six (105.6) feet of ground along a roadway.
8. The site number assignments will be assigned by noting the point where a perpendicular line running from the center of the principal building intersects the roadway. The roadway must be the one where the driveway provides access to the building.
9. Existing subdivisions with official road names recorded in the Recorder's Office, and with an established approved site-numbering system as of the adoption date of this Ordinance, are accepted as is. They are encouraged to adopt the Fremont County Rural Address System. All other existing subdivisions are required to comply with this Ordinance and Rural Address Map. All new subdivisions shall comply with the Fremont County Rural Address System as described above.

Section 5

ASSIGNMENT OF ROADWAY NAMES: The responsibility for naming all public and private roadways for the Rural Address Map shall be the responsibility of the Fremont County E-911 Board in compliance with section 3 and 4.

Section 6

INSTALLING AND MAINTAINING ROAD MARKERS: The County Engineer

shall supervise the installation of road markers at each roadway intersection in the County.

1. The specification for road markers shall be developed in accordance with the Manual of Uniform Traffic Control Devices.
2. Road markers for private roadways shall be designated by being blue in color.
3. The County shall not be responsible for the purchase, installation or maintenance of road markers on private roads which do not intersect a public road. Only those names/numbers assigned in the Rural Address Maps are allowed on private road intersections. Any other roadway designations are in violation of this Chapter and must be removed within a 60 day time period.
4. The County Engineer is responsible for the repair, replacement and maintenance of the road markers as required per actual replacement cost. Costs shall be paid by the 911 Board.

Section 7

ASSIGNMENT OF SITE NUMBERS: Any person owning, controlling, occupying or using any building that has access onto any public road, private road or private easement road shall display a permanent marker on such premises indicating the assigned site number.

1. The site number for each building shall be posted on the driveway post of the size and type as specified in the specifications for site numbers. The post will be put along the right of way, 15 to 30 ft. on either side of the driveway/entrance.
2. Any site number marker existing at the time the provisions of this Chapter takes effect which is different than the newly assigned number shall be removed at the time the new site number is installed.
3. Every person erecting a new building after the date the uniform rural address system becomes effective shall contact the Sheriff's Office fourteen (14) working days prior to commencing any construction on new residential/building to receive a site number. The PSAP Coordinator will provide the assigned number to the resident and appropriate County offices. The property owner will be responsible for cost of new site number.
4. The County Engineer will be responsible for installing new site number markers on public right of way issued after the date the uniform rural addressing system becomes effective, per actual replacement cost. All costs incurred in the placement and procurement of a site number marker shall be the responsibility of the property owner proprietor or occupant of the site.

5. When more than one residence uses the same driveway and multiple house numbers are on the post at the entrance to the driveway, each house shall purchase an E911 sign and post from the E911 Coordinator and install according to section 7 paragraph 1.

6. It shall be the responsibility of the property owner proprietor or occupant of the site to report any damage to marker. All costs and installation shall be the responsibility of the owner.

Section 8

MAINTENANCE OF UNIFORM RURAL ADDRESS SYSTEM: The Board of Supervisors, the County Engineer, the 911 Board, the 911 Coordinator and the County Sheriff shall be jointly responsible for the continued maintenance of the uniform rural address system in the County.

Section 9

VIOLATIONS AND PENALTIES: It shall be unlawful to refuse to use the Uniform Rural Address System, by the refusal to place the Uniform Rural Address Marker. It shall further be unlawful to remove, damage, deface, alter or destroy any Uniform Rural Address Marker which indicates a premises assigned number or any other Road Marker assigned pursuant to this ordinance when done intentionally by one who has no right to so act. Violation of this Ordinance shall be punishable by a fine of not more than \$500 or imprisonment of not more than thirty days. The criminal penalty surcharge required by section 911.2 shall be added to a county fine and is not a part of the county's penalty. Each and every day that the violation is permitted to exist after notification shall constitute a separate offense. Each separate provision of this Ordinance violated shall constitute a separate offense. The Fremont County Sheriff is charged with the enforcement of the violations and penalties of this Ordinance in accordance with its provisions.

The prosecution of a violation of this chapter does not preclude seeking alternative relief from the court in the same action, including, but not limited to an order for abatement or cessation of the violation.

Nothing herein contained shall prevent the County from taking such other lawful action as necessary to prevent or remedy any violation.

Section 10.

Validity. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or void, such decision shall not affect the validity of the remaining portions of this ordinance.

When Effective: This Ordinance shall be in effect after its final passage, approval, and

publication as provided by law.

First consideration 3-19-02

Second consideration 4-02-02

Third consideration WAIVED - 4-2-02

Waiver of _____ third consideration. Moved by Whipple, Seconded
by Hickey, Roll Call:

David Aistrop

David Aistrop, Chairman
Fremont County Board of Supervisors

John E Whipple

John Whipple

Keith Hickey

Keith Hickey

Attest:

Lucille Hunt

Lucille Hunt, Auditor

by Vicki R. Danley, Atty. Auditor

Prepared and submitted by Vicki R. Danley, Fremont County Attorney
Approved by Angela Rasmussen, PSAP Coordinator