

Resolution # 1010

Resolution to classify road(s) to Area Service Level C – (230<sup>th</sup> St & Cedar Ave)

Moved by Heidenwirth and seconded by Eddy to approve the following resolution:

*WHEREAS*, Butler County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance and access by means of a gate or barrier; and

*WHEREAS*, the County, after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Level Service "C" roads pursuant to Iowa Code Section 309.57; and

*WHEREAS*, the County has previously adopted Ordinance Title IV, Number 9 Class "C" Roads; and

*WHEREAS*, the County has received a petition, signed by all adjoining landowners, requesting that:

230th Street from the SW Corner of Section 4, T91N, R18W (Madison Twp) east a distance of 0.34 miles; and

Cedar Ave from the SW Corner of Section 4, T91N, R18W (Madison Twp) north a distance of 0.28 miles

be reclassified from an Area Level Service "B" to Area Level Service "C"; and

*WHEREAS*, upon reclassification to Area Service Level C, the only persons who will have access rights to the previously described road(s) shall be:

- The owner, lessee, or person in lawful possession of any adjoining land,
- The agent or employee of the owner, lessee or person in lawful possession of any adjoining land,
- Any peace officer,
- Any magistrate,
- Any public employee whose duty it is to supervise the use or perform maintenance of the road,
- Any agent or employee of any utility located upon the road; and

*WHEREAS*, upon reclassification to Area Service Level C, the minimum level of maintenance on the previously described road(s) shall be as follows:

- Blading. Blading or dragging will not be performed on a regular basis
- Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded or salted on a regular basis
- Signing. Road shall be identified with a sign at all points of access to warn the public of the lower level of maintenance and except for load limit posting for bridges, other signing shall not be continued or provided

- Weeds, Brush and Trees. Mowing or spraying of weeds, cutting brush and tree removal will not be performed on a regular basis. Adequate sight distances will not be maintained
- 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
- Road Surfacing. There will be no surfacing materials applied to Area Service System C Roads on a regular basis.
- Shoulders. Shoulders will not be maintained on a regular basis
- Crown. A crown will not be maintained on a regular basis
- Repairs. There will be no road repair on a regular basis
- Uniform Width. Uniform width for the traveled portion of the road will not be maintained
- Inspections. Regular inspections will not be conducted; and

**THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Butler County that this County does hereby establish previously described roads(s) Area Level Service "C" road(s), with restricted access and a minimal level of maintenance.

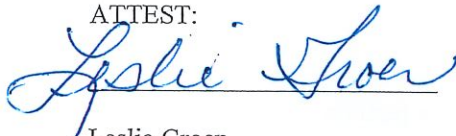
Passed and Approved this 14<sup>th</sup> day of December, 2021.



Greg Barnett, Chairman  
Butler County Board of Supervisors

Date: 12-14-21

ATTEST:



Leslie Groen  
Butler County Auditor