

RESOLUTION NO. 2017 - 11

WHEREAS, the Boone County Board of Commissioners met in regular session on Monday, May 15, 2017; and

WHEREAS, the Boone County Board of Commissioners (Board) reviewed previously adopted resolutions and Board of Commissioners Proceedings and determined that it is necessary to update and establish a standard policy for ingress and egress from County Roads; and

WHEREAS, this resolution and its contents supersedes/replaces Resolution No. 2011-45 and all prior resolutions, and all written and unwritten versions of ingress and egress policies in Boone County, NE; and

WHEREAS, the following ingress and egress definitions and policies shall apply:

1. NEW RESIDENCE DRIVEWAYS. The policy for the installation of driveways for a new residence for the purpose of ingress and egress from County Roads shall be as follows:

- The said resident shall be allowed one (1) driveway on the legal description of said property.
- If more than one driveway is requested, the resident shall be responsible for total material costs of the additional driveway(s).
- The size of the culvert, if needed, shall be a minimum of 18 inches in diameter or a diameter up to the discretion of the County Highway Superintendent and if needed, an Engineer.
- The cost of material shall be shared, 50/50 where half shall be paid for by the County and half shall be paid for by the said resident requesting the upgrade to the driveway, in which the resident shall be directly billed by the supplier.
- The County shall supply the labor for the installation of the driveway(s).
- All requests for driveways on to the County Roads shall be reviewed by the County Highway Superintendent as to location and materials to determine if the driveway shall constitute traffic, safety or water flow problems.
- The County Highway Superintendent shall regulate the type of driveway to be installed if conditions warrant.

2. WIDENING OF EXISTING DRIVEWAYS. The policy for the widening of existing driveways to accommodate the increased size of farm equipment and semi-tractor trailers for the purpose of ingress and egress from County Roads shall be as follows:

- The said resident shall be allowed one (1) driveway on each legal description of said property.
- The size of the culvert, if needed, shall be a minimum of 18 inches in diameter or a diameter up to the discretion of the County Highway Superintendent and if needed, an Engineer.
- The cost of material shall be shared, 50/50 where half shall be paid for by the County and half shall be paid for by the said resident requesting the upgrade to the driveway, in which the resident shall be directly billed by the supplier.
- The County shall supply the labor for the installation of the driveway upgrade.
- If a culvert previously installed by the County, which had been fully or partially paid for by the County, needs to be replaced because of an unforeseeable circumstance, the cost of the culvert material shall duly be the responsibility of the property owner.

- All requests for driveways on to the County Roads shall be reviewed by the County Highway Superintendent as to location and materials to determine if the driveway shall constitute traffic, safety or water flow problems.
- The County Highway Superintendent shall regulate the type of driveway to be installed if conditions warrant.

3. **ADDITIONAL DRIVEWAY REQUESTS.** The policy for driveway requests that do not qualify under the New Residence Driveways or Widening of Existing Driveways for the purpose of ingress and egress from County Roads shall be as follows:

- All requests for driveways on to the County Roads shall be reviewed by the County Highway Superintendent as to location and materials to determine if the driveway shall constitute traffic, safety or water flow problems.
- The said property owner requests culvert and/or ditch work not to be performed by the Boone County Road Department, all work shall meet the specifications of the County Highway Superintendent; and , if needed, an Engineer. The said property owner shall pay for all labor, material and all other incurred fees. Boone County shall have no liability for any of the expenses, quality of materials or injury due to misuse of equipment or faulty operation.
- The County Highway Superintendent shall regulate the type of driveway to be installed if conditions warrant.
- The County shall not furnish any construction materials or labor for non-qualified driveway requests.

NOW, THEREFORE, BE IT RESOLVED by the Boone County Board of Commissioners to approve said resolution as stated above effective May 15, 2017.

Motion made by Hilary K. Maricle, second by Alan Rasmussen.

Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None.

Motion carried.

Dated this 15th day of May 2017.



ATTEST:

Kathy Thorberg
Kathy Thorberg, Boone County Clerk

BOONE COUNTY BOARD OF COMMISSIONERS:

Hilary K. Maricle
Chairman, Hilary K. Maricle

Ken Luettel
Vice Chairman, Ken Luettel

Alan Rasmussen
Member, Alan Rasmussen