

APPLE SPRINGS ROAD DISTRICT
ORDINANCE NUMBER 2012-03-R

AN ORDINANCE TO PROHIBIT UNLAWFUL DEPOSIT OF ANY MATERIAL, WHICH
MAY BE HARMFUL TO THE ROAD OR RIGHT-OF-WAY

WHEREAS, the Apple Springs Road District Board of Trustees deems it necessary, for the purpose of promoting safety and general welfare of the community to adopt an Ordinance so no person shall deposit any material, including water, which may be harmful to the District Roadway or Right-of-Way, or for any person to deposit of any waste material, glass, rock, dirt, water, construction material or other material which may do injury to any vehicle, person, animal or property, traveling across the District roadway or right-of-way.

1. Any speed limits, vehicle weight limits, and any other vehicle or traffic regulations on District roads may be enforced by any law enforcement officer, and;
2. Any association, corporation, firm, partnership, or person who shall violate any of the provisions of this Ordinance, and shall be convicted thereof, shall be punished by fine of not more than two-hundred (\$200.00) dollars, and;
3. The association, corporation, firm, partnership, or person involved shall be responsible for the removal of any material. If Apple Springs Road District is required to remove the material, it will be at a cost of two-hundred (\$200.00) per hour. The cost and expenses of these protective operations will be billed to the individual responsible, and;
4. In the event of any damage occurring to the road or right-of-way, the Apple Springs Road District Board of Trustees will send a notice by certified or registered mail to the person, firm, or corporation causing such damage. The permittee will have thirty (30) days upon receipt of the notification to correct the deficiencies or the District shall cause to have the work done. If the District must cause to have the work done, the association, corporation, firm, partnership, or person shall be responsible for any costs and expenses associated with said repair, and;
5. If these costs and expenses are not paid to the Apple Springs Road District Treasurer within 30 days of notification of violation, the sum along with any late charges and/or penalties will be extended in a lien against the landowner of the described property and/or violator of this provision, and;

THEREFORE BE IT RESOLVED that the Apple Springs Road District Board of Trustees adopt the foregoing ordinance. Dated this 21st day of June 2012.

APPLE SPRINGS ROAD DISTRICT BOARD OF TRUSTEES

ATTEST:

First Reading: May 31, 2012
Second Reading: June 21, 2012
Date Published: June 21, 2012
Date Effective: June 21, 2012