

CHAPTER 37
UTILITIES IN PUBLIC RIGHTS-OF-WAY

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37.01 PURPOSE. The purpose of this chapter is to adopt provisions for the inspection and regulation of utility line installations, including the issuance of permits and the collection of inspection fees, and to provide penalties for the violation of this chapter in order to protect public safety, health, and welfare.

37.02 DEFINITIONS. For purposes of this chapter, the following terms are defined.

1. “Applicant” means a person, persons, company, corporation, or governmental entity desirous of placing a utility line on or under the County’s secondary road system.
2. “Utility line” means a telecommunications, electric, gas, water, or sewer line.

37.03 POWERS OF BOARD OF SUPERVISORS. An applicant shall not place a utility line on or under the secondary road system without a Utility Permit issued by the County. An applicant shall not place a utility line on or under the secondary road system which violates a Utility Permit issued by the County. All jurisdiction and control over the issuance of a Utility Permit shall rest with the County.

37.04 COUNTY ENGINEER TO ADMINISTER. The County Engineer shall perform the issuance and approval of Utility Permits. The County Engineer may make rules and regulations, not inconsistent with this chapter, as are necessary to carry out the administration of this chapter. The utility permit form, and all amendments thereto, shall be adopted by the Board of Supervisor’s resolution.

37.05 AUTHORITY TO ESTABLISH. The Board of Supervisors is empowered to establish and require a Utility Permit under the authority of Chapters 306, 320, 331, 477, 478, 479, 479A, and 480 of the Code of Iowa.

37.06 PENALTY. Anyone violating this chapter shall be subject to the provisions of Chapter 3.