

TITLE IV STREETS, ROAD, AND PUBLIC HIGHWAYS

CHAPTER 7 UTILITIES IN PUBLIC RIGHTS-OF-WAY

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4-7-1 PURPOSE. The purpose of this ordinance 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 ordinance in order to protect public safety, health, and welfare.

4-7-2 DEFINITIONS. For use in this ordinance, certain terms and words used herein shall be interpreted or defined as follows:

1. Applicant. Includes a person, persons, company, corporation, or governmental entity desirous of placing a utility line on or under the county's secondary road system.
2. Board of Supervisors. The Sac County Board of Supervisors.
3. County. Sac County, Iowa.
4. Utility Line. Refers to a telecommunications, electric, gas, water, or sewer line.

4-7-3 POWERS OF THE BOARD OF SUPERVISORS. An applicant shall not place a utility line on or under the secondary road system without a utility permit issued by Sac County. An applicant shall not place a utility line on or under the secondary roads system which violates a utility permit issued by Sac County. All jurisdiction and control over the issuance of a utility permit shall rest with Sac County.

4-7-4 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 ordinance, as are necessary to carry out the administration of this ordinance. The utility permit form, and all amendments thereto, shall be adopted by the Board of Supervisor's resolution.

4-7-5 AUTHORITY TO ESTABLISH. The Board of Supervisors is empowered to establish and require a utility permit under the authority of Iowa Code Chapters 306, 319, 320, 331, 477, 478, 479, 479A, and 480.

4-7-6 PENALTY. Anyone violating this chapter shall be subject to the provisions of Section 1-1-2 of the Sac County Code of Ordinances.

4-7-7 SEVERABILITY. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not effect the validity of the ordinance as a whole or any section, provision or part thereof, not adjudged invalid or unconstitutional.

4-7-8 EFFECTIVE DATE. Originally adopted as Ordinance Number 96-11-19 on November 19, 1996 by the Sac County Board of Supervisors.