

ORDINANCE NO. 42B

AN ORDINANCE SETTING SPECIFICATIONS FOR A PRIVATE ROAD INTERSECTING WITH A PUBLIC ROAD IN BOULDER TOWN, UTAH

WHEREAS, under Utah Revised Statutes, Boulder Town, an incorporated municipality, is responsible for the maintenance of public roads within its town limits; and

WHEREAS, where an individual or other party desires to intersect a private road with a public road of the town; and

WHEREAS, the members of said Council unanimously desire to specify the requirements for such road intersections to protect travel upon its public roads for the welfare and safety of its citizens,

BE IT ORDAINED BY THE TOWN COUNCIL OF BOULDER TOWN, UTAH:

Section 1. SPECIFICATIONS. Following are the engineering specifications for a private road intersecting with a public road in the town limits:

- a. A private road shall intersect with a public road at a ninety (90) degree angle.
- b. The slope of the driving surface of a private road, beginning at the intersection with a public road and extending for one-hundred (100) feet, shall have a grade of no more than two (2) percent.
- c. The width of the driving surface of a private road, beginning at the intersection with a public road and extending for one-hundred (100) feet, shall be no less than twenty-two (22) feet.
- d. The driving surface at the intersection of a private road and public road shall extend to a radius, of the intersecting roads, of no less than forty (40) feet.
- e. The shoulder of a private road, beginning at the intersection with a public road and extending for one-hundred (100) feet, shall have a slope of no less than four-to-one (4:1.)
- f. The width of the driving surface of the private road shall be no less than twenty-two (22) feet, if said road is to be eligible for public status.
- g. The shoulder of a private road shall have a slope of no less than four-to-one (4:1), if said road is to be eligible for public status.
- h. The owner or contractor of the private road shall place an authorized "Stop" sign at the intersection of a private road and public road such that the sign controls the traffic

entering the intersection from the private road.

i. The surface material of the intersecting road must be the same as that of the public road for a distance of thirty (30) feet from the center of the public road.

j. When deemed necessary by the Town Council, the owner of the private road shall install an adequate culvert for drainage at the intersection of a private road with the public road.

Section 2. VARIANCE. Upon written request, the Town Council may issue a variance to these specifications, provided that such variance does not result in the diminution of safety to the citizens of the town.

Section 3. PERMIT REQUIRED. Anyone who desires to make a new road that will intersect with a town road must first obtain a permit from the Town Council.

Section 4. SEVERABILITY. If any section, subsection, sentence, clause, phrase, or portion of this ordinance, including but not limited to any exemption, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

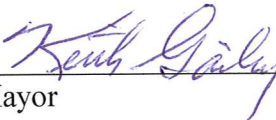
Section 5. REPEALER. Any prior ordinance, policy, or resolution which is in conflict with this ordinance is hereby expressly repealed.

Section 6. PENALTY. The violation of any provision of this ordinance is a Class B Misdemeanor.

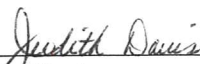
Section 7. EFFECTIVE DATE. This ordinance shall become effective on the date of its first posting.

Passed and adopted by the Boulder Town Council this 2nd day of May, 2001.

Signed

  
\_\_\_\_\_  
Mayor

Attest:

  
\_\_\_\_\_  
Town Clerk