

## **ORDINANCE NO. 96-4**

AN ORDINANCE TO PROVIDE FOR THE PROTECTION OF THE INVESTMENT IN COUNTY HIGHWAYS AND SAFETY AND WELFARE OF THE PUBLIC BY REGULATING THE USE OF RIGHT TO ACCESS FROM PUBLIC AND PRIVATE TRACTS OF LAND TO THE COUNTY HIGHWAY ROAD, AND PENALTIES FOR VIOLATION THEREFORE.

Be it Ordained by the Hughes County Board of Commission, Hughes County, South Dakota that Ordinance #92-2 is amended to read as follows:

### **Section 1: Permit Required**

No approach shall be constructed to public and private tracts of land to county highways without first obtaining a permit from the Hughes County Highway Superintendent.

### **Section 2: Construction of Approaches**

All approaches which may hereafter be built in Hughes County shall be built of earth fills, gravel overlay, and a culvert of sufficient size for drainage as determined by the Hughes County Highway Superintendent. As provided in SDCL 31-24-6, the landowner shall be responsible for constructing the approach at his expense in conformance to the specifications as determined by the Hughes County Highway Superintendent.

### **Section 3: Approach Specifications**

- a. Rural approaches shall not have less than a minimum of a 28 foot driving lane.
- b. Housing Project approaches shall not have less than a minimum of a 24 foot driving lane.
- c. The in-slope on the constructed approach shall not be greater than a 4 to 1 slope, unless the contour of the ditch requires a different slope. Any deviations here from may only be made at the discretion of the Hughes County Highway Superintendent.

### **Section 4: Limitation in Approach Numbers and Location**

- a. Two approaches may be permitted on each side of each half mile segment of county highway. Where possible, the approaches on the opposite side of the highway shall be at the same location.
- b. Access from individual lots within a subdivision onto a county highway will not be permitted. Frontage roads are not encouraged but may be considered when special circumstances exist.

