

TITLE 16

STREETS AND SIDEWALKS, ETC¹

CHAPTER

1. MISCELLANEOUS.

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SECTION

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16-101. Qualifications for road construction companies. Contractors awarded contracts for new street construction or resurfacing of existing streets in the City of Blaine shall be required to carry a one (1) year road maintenance bond on any such work. (1997 Code, § 16-101)

16-102. Planning commission to approve new easements, roads, etc. Before any individual, family, corporation, firm, utility, or other entity attempts to develop a new road, public or private easement, driveway, or other means of access to property from a city, state, or federally owned road, street, or right-of-way, the city's planning commission must give approval to ensure that such access will not endanger vehicular movement, cause dangerous intersection, or otherwise impede or imperil the flow of traffic. (1997 Code, § 16-102)

16-103. Bond required before construction on, in or under a public street. Before any individual family, corporation, utility, business, firm or other entity attempts to cut into, onto, under or through a public street, the planning commission must give approval; a cash surety or other type of bond in a minimum amount of one thousand dollars (\$1,000.00), which must be posted

¹Municipal code reference

Related motor vehicle and traffic regulations: title 15.

with the city. The bond may be increased by the planning commission depending on the extent of the disruption of the roadbed. Those individuals, firms, or other entities cutting into the roadbed must certify to the city that road repairs will be made. If road repairs are not made satisfactorily and the roadbed shows uneven, hazardous, or shoddy repair, the bond shall be used to provide satisfactory repairs. (1997 Code, § 16-103)

16-104. Standard for street acceptance. Upon receipt of a petition to the Blaine Municipal Planning Commission, the commission and its staff shall review the request for compliance with the following standards:

- (1) Plat. The proposed street shall be shown on a survey plat.
- (2) Right-of-way. The amount of right-of-way required shall be determined by classification of the proposed street by the planning commission under the following classifications:

Collector street	50-60 feet
Minor residential street	50 feet
Cul-de-sacs	40 feet

In cases where topography or other physical conditions make these minimum widths impracticable, the planning commission may modify the above requirements. However, in no case shall a right-of-way be less than thirty feet (30').

- (3) Minimum improvements. The street shall be properly graded and adequately drained with ditches and tiles or curbs sufficient to carry the normal flow of storm water as determined by standards adopted by the Blaine Municipal Planning Commission.

The street shall be constructed according to the following standards adopted by the Blaine Municipal Planning Commission: Pavement widths shall be eighteen feet (18') minimum and twenty-four feet (24') major width. A compacted and approved sub-base shall consist of a six-inch (6") compacted crushed aggregate, four-inch (4") asphalt including two and one-half inch (2-1/2") binder and one and one-half inch (1-1/2") surface. Or, a six-inch (6") class A concrete minimum of eighteen-foot (18') width with a reinforcing wire on a selected compacted base. Curb/gutter may not be required, depending on individual cases. (1997 Code, § 16-104)

16-105. Procedures for street closings. Upon receipt of a petition to the Blaine Municipal Planning Commission, the commission and staff shall review the request and make a recommendation to the Blaine Board of Mayor and Aldermen. Upon receipt of the recommendation, the board of mayor and aldermen will hold a public hearing on the request. If the decision is to close the street, any costs involved in platting, mapping, describing, or deeding shall be charged to the property owners benefitting from the action. The street will be

closed in preparation of an ordinance describing the street to be closed. (1997 Code, § 16-105)

16-106. Vision along roadways to be unobstructed by trees, shrubs, or other vegetation. It shall be unlawful for any person owning, leasing, occupying, or having control of property to obscure or obstruct the vision of operators of vehicles or pedestrians by allowing the uncontrolled growth of trees, tree limbs, shrubs, or other vegetation which block vision at intersections, traffic signs, or cause other unsafe conditions.

(1) Upon notice from city hall that trees, shrubs, or other vegetation is posing a hazard to safe vehicular or pedestrian movement, the property's owner/occupant or lessee has ten (10) days to trim or remove such vegetation.

(2) When any property owner, occupant, or lessee fails to comply with the notice from city hall, the city may have the work done and charged to the violator. The city may maintain any appropriate legal action to collect such costs. In addition, the city may charge such costs to the property as a special tax assessment in the year occurred. (1997 Code, § 16-106)

16-107. Violations and penalty. Wherever in this title an act is prohibited or is made or declared to be unlawful, the violation of any such provision shall be punishable by a civil penalty not to exceed a fifty dollar (\$50.00) fine, in addition to any administrative and/or court costs and fees. Each day of violation constitutes a separate offense.