ORDINANCE NO. 37

AN ORDINANCE TO FURTHER DEFINE A PORTION OF THE
HIGHWAY SUPERINTENDENTS DUTIES AND AUTHORITY.

Be it ordained by The Board of Commissioners of Hanson County that:

1. In an emergency or when public safety requires immediate action, the County Highway Superintendent is authorized to temporarily close roads, put lower weight limits on roads and bridges, and lower speed limits on road within Hanson County.

2. Whenever the Highway Superintendent places any additional restrictions on any road under the authority of this ordinance, he shall report the same to the Hanson County Commissioners at their next meeting. At that time, the Commissioners may keep the restrictions the same, lessen the restrictions or a portion thereof, or increase them as the interest and welfare of the public require.

3. This ordinance shall be governed by the laws of the State of South Dakota both as to application and interruption.

4. Any violation of the restrictions placed upon public Highways within Hanson County by the Hanson County Highway Superintendent under color and authority of this ordinance is punishable by a fine of not more than Five Hundred Dollars ($500.00) or by thirty (30) days in the County Jail, or by both such fine and jail sentence together with such civil penalties enacted by the State or County as may apply.

Justification for Ordinance:

[A]   Manmade and natural disasters occur which damage roads, road bridges, road beds, and culverts, and occur on short notice; and

[B]   These situations require immediate steps to be taken to protect persons and property within Hanson County, South Dakota; and

[C]   It is in the best interest of the citizens and residents of Hanson County, South Dakota that this ordinance be adopted.

Votes for: 3
Votes against: 0
Abstaining: McManus

Motion carried.

/s/ Richard Graves
Richard Graves, Chairman
Hanson County Commissioner

ATTEST:
/s/ Lesa Trabing
Lesa Trabing, Auditor
Hanson County

(SEAL)

First Reading: November 20, 2012
Second Reading: December 4, 2012
Published: December 13, 2012
Effective Date: 20 days after publication