

April 20, 2010

The Board of Supervisors of Shelby County, Iowa, met pursuant to law and rules of said board in regular session at 9:00 a.m. in the Supervisors Chambers of the Shelby County Courthouse with the following members present: Delbert Hull, Chairman; Roger Schmitz, Vice-Chairman; James Burmeister; and Marsha J. Carter, Clerk.

It was moved by Schmitz, seconded by Burmeister, to approve the agenda AND the following items contained in the Consent Agenda:

- A. Minutes of April 6 & 13, 2010
- B. Office Reports – Recorder’s Quarterly Report
- C. Committee Reports

AYES: Hull, Schmitz, Burmeister    NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the Claims of April 20, 2010, and place the listing on file in the Auditor’s Office. AYES: Hull, Schmitz, Burmeister  
NAYES: None

Now being the time for the public hearing on the First Reading of the Ordinance to amend the Shelby County Rural Addressing System, the Chairman did open the hearing. There were no oral or written comments. It was moved by Schmitz, seconded by Burmeister, to suspend any future readings. AYES: Hull, Schmitz, Burmeister    NAYES: None. It was moved by Schmitz, seconded by Burmeister, to close the public hearing and to approve the Shelby County Ordinance No. 2010-1 as set out below.

**SHELBY COUNTY ORDINANCE NO. 2010-1  
AN ORDINANCE FOR SHELBY COUNTY  
RURAL ADDRESSING SYSTEM**

**(REPLACES ORDINANCE NO. 1991-6)**

SECTIONS:

- I. TITLE
- II. DEFINITIONS
- III. PROPERTY NUMBERING MAPS
- IV. ADDRESS SYSTEM
- V. ASSIGNMENT OF ROADWAY NAMES
- VI. ASSIGNMENT OF HOUSE NUMBERS
- VII. INSTALLING AND MAINTAINING ROAD MARKERS

SECTION I. TITLE

This Ordinance shall be known and cited as the “Rural Address System” of Shelby County, Iowa.

SECTION II. DEFINITIONS

For the purposes of this Ordinance, certain terms and words are hereby defined. Words used in the present tense shall include the future, the singular number shall include the plural, and the plural includes the singular. The word “shall” and “will” are mandatory, the word “may” is permissive.

1. Docks. A platform-type structure extending from shoreline property over a public water body, including but not limited to platforms that provide access to boats moored on the water body.
2. EMC. Shelby County Emergency Management Coordinator or designated assistant

3. Engineer. The Shelby County Engineer or designated assistant.
4. GIS Coordinator. Geographic Information System Coordinator
5. Meandering Public Roads. These are winding roadways which do not head generally east-west or north-south.
6. National Manual of Uniform Traffic Control Devices (1978). The manual for traffic control devices for streets and highways as approved by the Iowa Department of Transportation including revisions (both existing and future) adopted in accordance with Title 23 of the U. S. Code.
7. Paths. All public or private paths located in State or County Parks used for recreation by walkers, bikers, or non-motorized vehicles
8. Planning and Zoning Board. An appointed advisory public body of the Shelby County Board of Supervisors.
9. Principle Building. The main structure as distinguished from an accessory structure on a property.
10. Private Road. A non-public roadway officially recognized by the Board of Supervisors as an access for vehicles from a public road to a private driveway leading to the principal building. Usually a subdivision road platted on the final plat, serving a number of subdivision lots. These roads are not recognized as public roadways by the State and the County and are, therefore, not maintained as such.
11. Property Numbering Maps. The official set of *electronic*, aerial and roadway base maps which display the official name for every rural roadway and the designated address for every business or residence.
12. Public Road. All land between the right-of-way lines perpetually dedicated to the City, County, State or Federal government as an access for vehicles. The term does not include public easements on private property where the roadway has not been dedicated to a jurisdiction or the jurisdiction has not accepted ownership. These roads are recognized by the State and the County as public roadways and maintained by the appropriate jurisdiction.
13. Resident. The landowner, tenant or person in charge of a house or business on public and private property.
14. Road Marker. The street name sign along with the required hardware and post specified in the National Manual of Uniform Traffic Control Devices (Section 20-39).
15. Roads. All public or private roadways that generally run north and south, usually a through road, but may end in a dead end.
16. Slips. A mooring space, usually adjacent to a dock, sometimes accessed by a catwalk or dock.
17. Streets. All public or private roadways that generally run east and west, usually a through street, but may end in a dead end.
18. Subdivision. A division of land into three or more lots or parcels which has been recorded in the Shelby County Recorder's Office, and added to the official plat books of Shelby County.

19. Trails. All public or private roadways located in State or County Parks, on which licensed vehicles may be operated.
20. Unincorporated Area. All land located outside the city limits of municipalities which are incorporated with the State of Iowa. Such land is the jurisdiction of the Shelby County Board of Supervisors.
21. Zoning Administrator. The Shelby County Zoning Administrator or designated assistant.

### SECTION III. PROPERTY NUMBER MAPS

Street naming and property numbering maps incorporated as part of the Shelby County Rural Address System, dated November 19, 1992, and titled "Property Numbering Maps" shall be adopted by resolution by the County Board of Supervisors as the official addressing maps, and no other property numbers shall be used or displayed in the unincorporated area of Shelby County. The Property Numbering Maps shall be maintained by the County GIS Coordinator in an electronic format, in cooperation with the Zoning Administrator and EMC at the Shelby County Courthouse, Harlan, Iowa.

### SECTION IV. ADDRESS SYSTEM

- A. On the property numbering maps, the reference point for all "Roads" is the South West Corner Township 79 North, Range 40 West (Cass Township); the reference point for all "Streets" is the South West Corner Township 78 North, Range 40 West (Shelby Township).
- B. All streets, roads, highways, and other public thoroughfares running generally north and south shall be designated "Roads". Alphabetical naming shall begin in the South West Corner of Cass Township and increase alphabetically 10 Roads per section to the far eastern edge of Shelby County.
- C. All streets, roads, highways, and other public thoroughfares running generally east and west shall be designated "Streets". Numbering will begin with one hundred (100) in the South West Corner of Shelby Township and increase consecutively 10 Streets per section to the far northern edge of Shelby County.
- D. Meandering public roads shall be designated "Avenue". The number assigned to the Street is the average number between the possible high and low numbers of paragraph "B" and "C" above.
- E. Whenever possible, 50 numbers shall be allowed for each mile section so that the number of each consecutive mile shall commence with hundreds and one. For "Roads", the east side will have odd numbers, while the west side will have even numbers. For "Streets", the north side will have even numbers, while the south side will have odd numbers.
- F. One whole number shall be assigned for approximately every two hundred (200) feet of ground along a "Street", "Road", or "Avenue". Numbers shall begin at one (1) in the south and west portion of each section. Numbering shall continue at fifty (50) at every NW and NE quarter section.
- G. The building number assignments will be assigned by noting the point where a perpendicular line running from the center of the principal building intersects the roadway. The roadway must be the one where the driveway provides access to the principal building. In cases where there is a long meandering driveway, the building number assignment will be based on the point where the driveway intersects the roadway. In unusual circumstances, the Shelby County Zoning Administrator will assign the building address based on best judgement. The intent is to have sequential addressing along a public and private roadway.

- H. Existing subdivisions with official road names recorded in the Recorder's Office, and with an established house numbering system as of adoption date of this Ordinance, are accepted as is. They are encouraged to adopt the Shelby County Rural Address System. All other existing subdivisions are required to comply with this Ordinance and Property Numbering Map. All new subdivisions shall comply with the Shelby County Rural Address System as described above.
- I. The street address assigned to mobile home parks will be based on where the mobile home park road(s) intersects the public road. The mobile home park owners/managers must develop and implement a lot numbering system for their park within six (6) months of the adoption date of this Ordinance. The owner/manager shall provide a copy of the lot numbering plan to the Zoning Administrator.
- J. Trails/Paths will be designated within State or County Parks with address assignments starting with 0 and increasing according to the length of the trail from the Roadway from which it originates, in 100ft increments, with significant structures addressed as necessary. The even/odd numbering assignments shall be based on Section IV E of this Ordinance.
- K. Docks will be addressed based on the Trail name and its straight line intersection with the trail fronting the dock's location.
- L. Slips will be numbered sequentially based on the address of the dock to which it is adjacent. Example: 24 Songbird Trail, Slip12

#### SECTION V. ASSIGNMENT OF ROADWAY NAMES

The responsibility for naming all public and private "Avenues", "Streets", and "Roads" for the Property Numbering Map shall be the responsibility of the Shelby County Board of Supervisors in compliance with Section III and IV.

#### SECTION VI. ASSIGNMENT OF HOUSE NUMBERS

- A. The responsibility for assigning house numbers to all residences and businesses in unincorporated Shelby County shall be the responsibility of the EMC in cooperation with Shelby County Zoning Administrator in compliance with Section IV.
- B. Addresses for residences and businesses on all public and private streets shall be assigned by the EMC, in cooperation with the Shelby County Zoning Administrator at the time a building permit is issued in accordance with Section IV. The number assigned to the new residence or business will be provided to the resident and also the post office, utility companies, and appropriate County departments. Final approval for a certificate of occupancy of any principal building erected or repaired after the effective date of this Ordinance shall be withheld until permanent and proper numbers have been displayed in accordance with the requirement of Section VII.

#### SECTION VII. POSTING DESIGNATED ADDRESSES

- A. The EMC will notify in writing every resident who has been assigned a new rural address. Within sixty (60) days after receipt of such written notice, the resident shall affix and install numbers in a manner prescribed by the Zoning Administrator. The numbers should be along the property right-of-way line near the driveway or access to the residence or business. In order to maintain continuity throughout the system, residents shall purchase the required numbers, hardware, etc. from Shelby County at a cost to be determined by the Board of Supervisors.
- B. It shall be the duty of the resident to remove any different number which might be mistaken for, or confused with, the number assigned to said structure.

## SECTION VIII. INSTALLING AND MAINTAINING ROAD MARKERS

- A. The Engineer shall develop the specifications for public and private road identification markers in accordance with the National Manual of Uniform Traffic Control Devices. The Engineer shall determine the proper road marker for each public road intersection and every intersection of a private subdivision road with a public road. The road markers shall be installed under the direction of the Engineer. The Engineer is responsible for the repair and replacement of the road markers described in this paragraph.
- B. Property owners on private roadways are responsible for the purchase, installation and maintenance of road identification markers at private road intersections. The specifications for the markers will meet the requirements of Section VIII A. Any other roadway designations are in violation of this Ordinance and must be removed with a reasonable period of time.

## SECTION IX. Repealer.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

## SECTION X. Severability Clause.

If any section, provision, or other part of this ordinance shall be adjudged invalid or unconstitutional, said adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or other part thereof not adjudged invalid or unconstitutional.

## SECTION XI. Effective Date.

This ordinance shall become effective upon publication.

PASSED AND ADOPTED by the Board of Supervisors of the County of Shelby, this 20<sup>th</sup> day of April, 2010.

AYES: Hull, Schmitz, Burmeister    NAYES: None

John McCurdy, SWIPCO, appeared before the Board to explain the details of the Energy Efficiency and Conservation Block Grant Award of \$94,344. This is a dollar for dollar match grant to the County for the replacement of the Courthouse boiler and the replacement of computer servers. McCurdy presented a contract in the amount of \$5,000 for SWIPCO to administer this grant. It was moved by Burmeister, seconded by Schmitz, to authorize the Chair to sign the contract with SWIPCO for grant administration.    AYES: Hull, Schmitz, Burmeister    NAYES: None

After discussion concerning proposed budget amendments, it was moved by Schmitz, seconded by Burmeister, to adopt the following resolution:

RESOLUTION 2010-12  
ENTRY RECORD OF THE FILING AND CONSIDERATION OF THE  
COUNTY BUDGET AMENDMENT  
FOR FISCAL YEAR 2010

BE IT REMEMBERED on this 20th day of April, 2010, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for filing and considering the amendment of the County Budget for Fiscal Year 2010. There was present a quorum as required by law.

Entry record for filing of said budget amendment was established and approved for publication. The board, being fully advised, find that the date of the hearing on said amendment should be fixed, and it does fix, the 18th day of May, 2010, A.D., at the hour of

9:00 a.m. as the date and time of hearing to be held in the Supervisor's Chambers in the Courthouse in Shelby County, Iowa.

The above resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on April 20, 2010. The vote thereon being as follows:

AYES: Hull, Schmitz, Burmeister    NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the Agreement with the Shelby County Secondary Road Employees Organization and the Agreement with the Shelby County Sheriff's Office. AYES: Hull, Schmitz, Burmeister    NAYES: None

It was moved by Schmitz, seconded by Burmeister, to accept the County's FY2009 Annual Audit as submitted by Williams and Company. AYES: Hull, Schmitz, Burmeister    NAYES: None

It was moved by Schmitz, seconded by Burmeister, to authorize the Auditor to make a corrective transfer of \$150,000 from General Basic to Secondary Road to help cover costs of various EWP Projects. AYES: Hull, Schmitz, Burmeister    NAYES: None

David Yamada, Shelby County DevelopSource, was not available to update the Board on the economic development projects for Shelby County.

Dan Ahart, the County Engineer, was available to update the Board on activities of the county road crews and the status of current maintenance and construction projects.

There being no further business appearing, the Chairman declared the meeting adjourned at 10:20 a.m.

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Delbert Hull, Chairman

ATTEST: \_\_\_\_\_  
Marsha J. Carter  
Clerk to the Board of Supervisors

NOTE: These minutes are as recorded by the Clerk to the Board of Supervisors and are subject to Board approval at the next regular meeting.