

**OTOE COUNTY
HIGHWAY DEPARTMENT
APPLICATION FOR PERMIT
OCCUPY COUNTY RIGHT –OF-WAY W/ Culvert**

Date: _____, 20__

Application is hereby made to the Otoe County Road Department by : _____
First and Last Name

_____ Address, City, State, and Zip Code Phone Number

to occupy the east () west() north() or south() side of country road (_____) with
Letter and Number

a _____ inch diameter _____ Feet Long _____ Culvert. New _____ Used _____
(PVC, Metal)

Name and address of Contractor Other Than County:

_____.

The exact location of this occupancy is described as beginning at a point: _____ feet
east () north () west () or south () of the corner of Section _____,
Township _____ North, Range _____ East of the 6th p.m. in Otoe County,
Nebraska.

This applicant agrees to make the occupancy in accordance with the terms and conditions as outlined in the Otoe County Culvert Resolution. Otoe County will require that all road right-of-ways worked in will be restored to its former condition. This may require compaction, grading, and graveling as deemed necessary by Otoe County.

ACCESS PERMIT FEE \$25.00

All installation by Contractor's will need to:

Contact Diggers Hotline before installation and properly barricade road before installation and until finished.

_____ Highway Superintendent/Lead Supervisor Owner

_____ Date Contractor

COMMENTS: _____

For more Info on Application Contact:
Otoe County Highway Department
P.O. Box 249
Nebraska City, NE 68410
Phone: 402-873-9585

RESOLUTION 2006-59

WHEREAS, all County roads within Otoe County have been designated as controlled access by the Otoe County Board of Commissioners, all new proposed accesses onto a County road require an access permit and inspection by the Otoe County Highway Superintendent prior to installation, and

WHEREAS, the primary County roads system must be protected from damage from said accesses while at the same time insuring reasonable access for property owners to their land and the Otoe County Highway Superintendent has requested the following rules be applied when evaluating a proposed access:

1. One access to each residential property. If required, culvert size for a residential access shall be not less than 30 feet long by 18 inches diameter.
2. Maximum of one field access per quarter mile to service agriculture purposes. Additional accesses will be allowed to fields if they are separated by creeks. Public utilities, roads, or other obstacles that would hinder access. If required, culvert size for a farm access shall be not less than 30 feet long by 18 inches in diameter.
3. All culverts must be new corrugated metal or new concrete pipes (no seconds) or polypropylene pipe doublewalled in the size equal to or exceeding the standards set by the State of Nebraska approved by the Otoe County Highway Superintendent
4. Access must be installed in a manner to not drain water onto the County road system or else must have a water diversion built as approved by the Otoe County Highway Superintendent.
5. Sight distance to the proposed access must be adequate depending on the rated speed of the road in question.
6. Accesses shall be consolidated when possible with the adjoining landowner.
7. The County shall make the final determination on the location of the proposed access.
8. All properties in need of a new access, new culvert, replacement culvert, or extension, the owner or tenant will bear all costs of the culvert materials and Otoe County will install the culvert Any other installer would have to be approved by the Otoe County Highway Superintendent prior to installation.
9. Upkeep and maintenance of all existing or newly installed culverts, shall be the responsibility of the property owner. Upon notification by Otoe County of the need for maintenance to the culvert, property owners shall within a reasonable time, make such needed repairs of maintenance. If property owners refuse or fails to make such repairs, Otoe County shall make such repairs and property owner shall be responsible for the costs associated with the repairs.

10. Any culvert or driveway installed without a Permit will be subject to be removed at the Owners expense and the Permit Fee will or may be doubled.

NOW THEREFORE BE IT RESOLVED, the Otoe County Board of Commissioners find it is in the best interest of the public to adopt the above described rules as they are both reasonable and meet the statutory requirement of allowing reasonable ingress and egress for property owners. Said rules shall be enforced during road rebuild projects with said access being moved, deleted, or added as approved by the Department of Roads. All culverts on a Programmed Grading Project will be replaced and approved by the Highway Superintendent at the County's expense.

BE IT FURTHER RESOLVED, the Otoe County Zoning Administrator and the Otoe County Highway Superintendent are directed to take such action as is necessary to enforce the above-described rules. The Zoning Administrator shall submit the above rules to the Planning Commission for possible inclusion into the Otoe County Zoning Ordinance. This resolution shall supersede any portion of any previously approved resolution being in conflict.

Dated this 14th day November 2006.

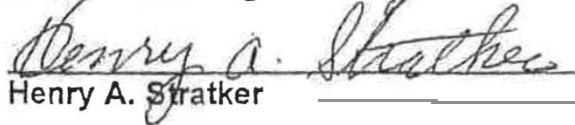
Otoe County Board of Commissioners:



Joy W. Schroder, Chairman



Daniel P. Glittinger



Henry A. Stratker



Attest:


County Clerk