

BEFORE THE BOARD OF COMMISSIONERS OF WABASH COUNTY, INDIANA

ORDINANCE NO. 2024-85-02

**AN ORDINANCE GOVERNING INSTALLATION OF DRIVEWAY ENTRANCES ONTO
PRIVATE PROPERTY FROM COUNTY HIGHWAYS**

The Board of Commissioners has determined that it would be in the best interests of the citizens of Wabash County, Indiana, if an ordinance were adopted governing the installation of driveways onto private property from county highways.

NOW, THEREFORE, IT IS ORDAINED AS FOLLOWS:

1. No person or entity may construct a driveway onto private property from a county highway without first obtaining a permit from the County Highway Department.
2. All applications for a permit shall be submitted using a form of application prescribed by the Department.
3. No application nor permit fee shall be charged.
4. All applications for permits shall include drawings and specifications showing the location of the driveway to be established and shall specify the size of any pipe to be installed under the driveway. It is recommended that a traffic safety study is performed and provided with all applications for permits.
5. Notwithstanding the approval of an application or permit by the Department, the Applicant assumes all responsibility the construction and maintenance of the driveway and for selection of the size of the pipe to be installed under a driveway. Construction of the driveway must reasonably conform to the drawings and specifications submitted with the application. If, subsequent to construction of the driveway, the pipe does not have sufficient capacity to receive and convey stormwater runoff, the Applicant shall promptly install a new pipe with sufficient capacity to receive and convey stormwater runoff at no expense to the Department or the County.
6. Any person who violates this Ordinance shall be guilty of a Class "C" infraction.
7. This Ordinance shall be effective upon its adoption and publication of notice of its adoption as required by Indiana law.

ADOPTED this 16 day of January, 2024.

**BOARD OF COMMISSIONERS
OF WABASH COUNTY, INDIANA**

Jeff D. Dancer
Tim S. Eddy
Brandon H. Hest

ATTEST:

Marcie Shepherd

Marcie Shepherd, Wabash County Auditor

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