

ORDINANCE DIRECTING REMOVAL OF BALES

We, the County Commissioners of the County of Dickey, North Dakota do hereby create the ordinance directing removal of bales from ditches and roadside areas, as follows:

WHEREAS, that under Chapter 63-05 of Sections 24-05-23 and 24 of the North Dakota Century Code, counties may control cutting of weeds and grasses on highways upon the public right of way bordering the highways and roads and their lands. According to this ordinance, the cutting shall be completed not later than September 15th or October 1st, as prescribed by the Board of County Commissioners, and

WHEREAS, the cuttings are thereafter baled in large bales or small bales, with these bales remaining on the right of way, particularly in the ditches, causing a problem for the traveling public with respect to potential accidents, and

WHEREAS, there is a need to have a specific time in each year to have the bales removed after the cutting and the baling,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DICKEY, NORTH DAKOTA AS FOLLOWS:

1. It is the duty of the landowners or operators with land adjoining county roads and highways to remove all bales, including large bales and small bales from and within the public right of way bordering the roads and county highways. The removal of all bales shall be completed within 10 days from the time there baled.
2. If the landowner or operator fails to remove the bales along the designated roadways or highways of the county as provided in this ordinance, the Board of County Commissioners may cause the bales to be destroyed or taken off the right of way and the expense for this shall be certified to the County Auditor, and all of the expenses shall be charged against the landowner and shall become a part of the taxes to be levied against the land for the ensuing year and shall be collected in the same manner as other real estate taxes are collected, and placed to the credit of respective subdivisions entitled thereto.
3. As used in this chapter, the word "operator" means a person chiefly responsible for the farming or other operations being performed on the land whether for that person's own benefit or the landowner or another.