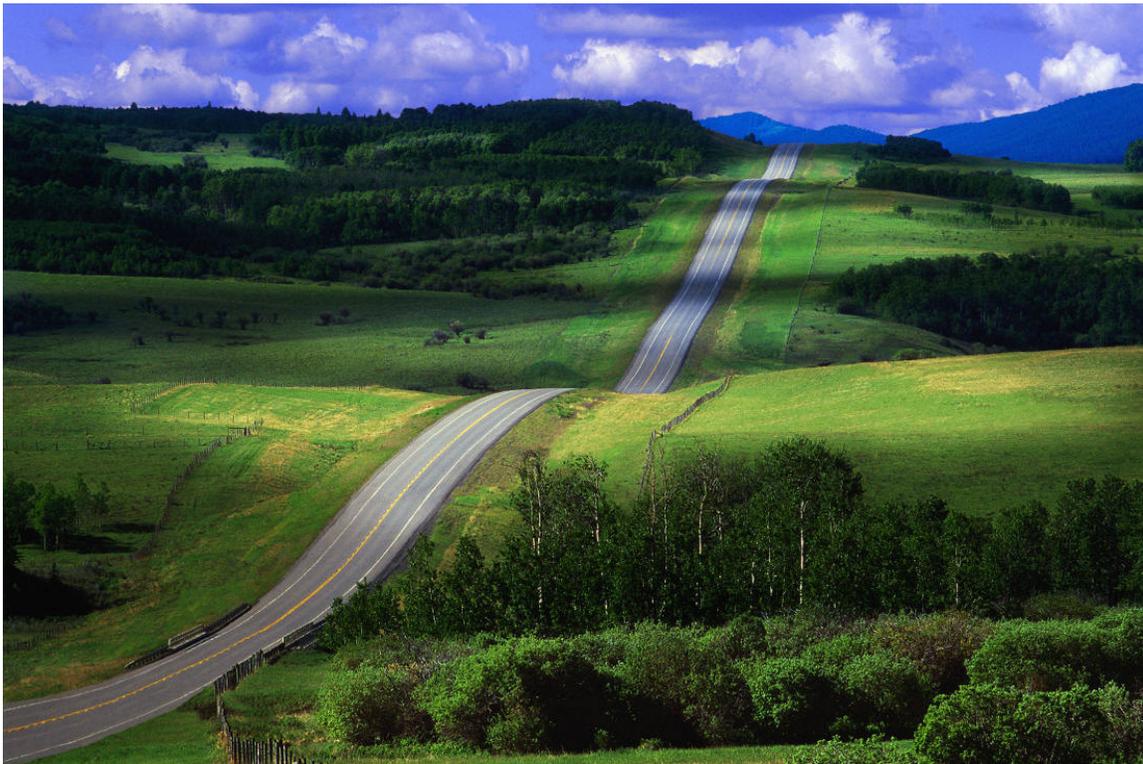


**TOWNSHIP OF BROCKWAY  
STEARNS COUNTY  
STATE OF MINNESOTA**

**ROAD STANDARDS AND ACCESS ORDINANCE**



[HTTP://BROCKWAYTOWNSHIP.GOVOFFICE.COM](http://brockwaytownship.govoffice.com)  
43710 85<sup>th</sup> Avenue North, Rice, MN 56367

2007

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APPENDICES: Road Profiles for Driveways and Accesses

PUBLIC HEARING NOTICE - attached  
ADOPTION SUMMARY - attached

**TOWNSHIP OF BROCKWAY**  
[HTTP://BROCKWAYTOWNSHIP.GOVOFFICE.COM](http://brockwaytownship.govoffice.com)

43710 85<sup>th</sup> Avenue North, Rice, MN 56367  
Phone: 1-320-393-3770

**ORDINANCE 2007 – 10.02.07-2**

**ROAD STANDARDS AND ACCESS ORDINANCE**

**SECTION ONE**

**AUTHORITY / PURPOSE**

The Brockway Township Board of Supervisors, pursuant to authority granted under Minnesota Statutes, Chapters 160 and 164, enacts the following Road Standards and Access Ordinance for the purpose of protecting the health, safety and welfare of the citizens in Brockway Township by governing and providing standards for private and public driveway accesses which enter onto Brockway Township's public road system. This Ordinance puts forth those road standards and designs for Township roads, driveways entering upon Township roads and other accesses such as Subdivision, Commercial and Field entrances with the public safety and welfare in mind.

The authority for these standards arises specifically from the Township's authority over roadways under its jurisdiction and the Township's general authority to provide for public health, safety and welfare. The Township's interest is to set forth standards for roads and other accesses and to provide for safe entrances to the Townships' roadways, to regulate the number of accesses allowed, and to provide appropriate standards and conditions for roads, which are to be accepted as part of the Brockway Township Transportation System. This Ordinance is not intended as, nor should it be construed as, a regulation of land use.

**SECTION TWO**

**GENERAL PROVISIONS AND CONDITIONS**

**2.1. General Conditions**

- 2.1.1. Road acceptance will be done under the proceedings of Minnesota Statute § Section 164.07.
- 2.1.2. All roads, which are to be accepted, opened and recorded as part of the Township's transportation system will be required to have a road right-of-way width of sixty-six [66] feet. Those roads, which are presently in place at the time of the adoption of these standards, which residents desire to be accepted, will be reviewed on a case-by-case basis.
- 2.1.3. All roads accepted, opened and recorded as part of Brockway Township will be required to provide clear title to the road and road right of way of sixty-six [66] feet, and that pursuant to Minnesota Statutes, 164.07 said roadway shall be constructed and surfaced in a manner meeting current Brockway Township Standards and designs.
- 2.1.4. Those roads, which will become part of the Township's system will be identified and based on the standard typical road sections located in the Appendix A in this Ordinance.

- 2.1.5. The Developer, with a new Plat, shall obtain certification from a third party licensed professional Engineer with road certification and approved by the Township, that the road has been constructed to Township standards prior to acceptance and opening by the Township. Costs incurred by the Township to obtain the necessary certification of acceptance shall be the responsibility of the Developer.
- 2.1.6. The requirements of the current edition of the MN-DOT "Standard Specifications for Design and Construction" as amended from time to time, shall govern where directed by the Township and 90° site line triangles will be executed unless approved in writing by the Township and/or its designated representatives.
- 2.1.7. The Town Board, the Board's designee (i.e. Township Road Authority, or their duly authorized representatives shall enforce this Ordinance.
- 2.1.8. It shall be unlawful to dump, abandon, and place without permission organic or inorganic garbage, debris, personal property, or other objectionable property upon town property, ditches, roads, and right of ways.
- 2.1.9. Extended Parking (six hours (6 hours) or more in any twenty-four (24) period on Township roads is prohibited. A vehicle may be towed, impounded and released at the Owner's expense.
- 2.1.10. Cartways refer to a means of access to a parcel of land (most commonly at least five acres or more in size) that would otherwise be landlocked. While created by order of the Town Board pursuant to Minnesota Statutes § 164 , a Cartway is generally intended for the benefit of the property owner(s) of one or more parcel(s) of land and must be paid for and maintained by the benefiting party.
- 2.1.11. Brockway Township has a Snowplowing and Sanding Policy which can be obtained by contacting the Township Clerk at 1.320.393.3770 or at the website at <http://brockwaytownship.govoffice.com>

### **SECTION THREE**

#### **ROAD CONSTRUCTION STANDARDS**

##### **3.1. Road Bed & Embankments**

- 3.1.1. All new roads shall intersect with the Township roads at a right angle with appropriate drainage provided wherever possible. All approaches will be considered on a case-by-case basis with regards to safety and drainage requirements. All new roads shall be provided with radii of 40 feet at intersections with existing Township roads.
- 3.1.2. A Town road in Brockway Township shall consist of a sixty-six foot (66 foot) right of way measured thirty-three feet (33 feet) on either line of the centerline thereof; have a twenty-two foot (22 foot) roadway surface measured eleven feet (11 feet) on either side of the centerline, have four (4) to one (1) ditch side slopes, be built to support nine (9) tons and the top three feet (3 feet) of the roadway materials shall be free of organic debris.
- 3.1.3. Horizontal and vertical alignment shall be coordinated. Centerline grades shall not exceed ten percent (10%) slope unless extenuating circumstances dictate a steeper grade (must be approved by Township), and shall not be constructed flatter than five tenths of a percent [0.5%]. Sharp curves [less than 120 degrees] shall not occur at the foot of a steep grade.
- 3.1.4. Unstable materials, such as organic materials (swamp material), shall be excavated and disposed of, two feet horizontally from the edge of the shoulder. Embankments shall be constructed in layers not to exceed six inches in plastic soils or twelve inches in non-plastic soils, with mechanical compaction applied to each layer until no evidence of appreciable deflection exists under a motor grader tire while driven over the surface. Embankments constructed over wet areas shall be placed in one lift to an elevation of at least two

feet above the wetland elevation before proceeding with layered construction as previously defined. The Contractor may be required to provide 3<sup>rd</sup> party density tests, as directed by the Township, and/or its' designated representatives.

- 3.1.5. Roadway sub grades shall be free of sod, vegetation, organic matter, soft clay or other objectionable materials, properly rolled, shaped and compacted. The top one-foot of the sub-grade shall be free of rocks greater than 3" in diameter. Prior to placement of any geotextile fabric, sub-base material, or aggregate base material, the sub grade shall be proof-rolled. Proof-rolling shall consist of driving a fully loaded dump truck or approved equivalent over the sub grade and shall be observed by the Township Engineer. The sub grade shall be considered unstable if the depth of any rutting exceeds 2 inches. All unstable areas shall be corrected and proof-rolled again to the satisfaction of the Township Engineer.
- 3.1.6. Road surface: (shoulder to shoulder) shall not be less than 3" of bituminous pavement (2- 1½" lifts) overlying 6" of Class 5 aggregate base or an equivalent approved by the Road Authority. The road surface will be constructed to provide a smooth, well-drained, surface with a 2% crown cross slope.
- 3.1.7. After adoption of this Ordinance, any road acquired by petition, agreement, acclamation, or any other means by the Town of Brockway shall meet the specifications and definitions contained in this Ordinance and once paved must remain intact for a period of three calendar years from date of the proposed acquisition.
- 3.1.8. A licensed Geotechnical Engineer shall complete soil borings at locations along proposed roadway(s). The Geotechnical Engineer shall provide and certify a 9-ton pavement design based on the soils discovered at the soil boring locations. The 9-ton pavement design shall be required for all Township roads, unless approved otherwise in writing by the Township and/or their designated representatives.
- 3.1.9. Whenever a subdivision abuts or contains an existing or proposed major highway, a frontage road with a sixty-six foot (66 foot) right-of-way is required so driveways will not have direct access to the major highway.
- 3.1.10. No obstructions will be allowed in Township's road rights of way or dedicated easements with the exception of mailboxes. Roads ending in homes located along a road cul-de-sac will have a group mailbox system located per U.S. Mail standards and accessible to the Postmaster.
- 3.1.11. Where frontage roads are used, the width will remain at sixty-six (66) feet.
- 3.1.12. A tangent (straight line of travel) of at least one-hundred (100) feet long shall be introduced between curves of arterial or collector roads.
- 3.1.13. Where horizontal road lines deflect from each other at any one point more than ten (10) degrees, there shall be a connecting curve with a radius adequate to insure a sight distance of not less than five-hundred (500) feet for arterial and collector roads.

## **3.2. Road Ditches & Erosion Control**

- 3.2.1 Side ditch and embankment construction shall provide adequate roadbed drainage including installation of culverts as required. Storm water calculations shall be provided by a licensed Engineer and show that the culverts are sized to convey runoff from a 10-year storm event (4-inch, 24 hour storm event). Centerline culverts shall be sized a minimum of eighteen inches and consist of reinforced concrete pipe (RCP) meeting the requirements of MNDOT Specification 3236. All culverts shall be provided with flared end sections at both ends of the culvert. All centerline culvert ends sections shall be provided with trash guards. In-slopes shall not be constructed steeper than four feet horizontally to one foot vertically [4:1]. Back slopes shall not be constructed steeper than four feet horizontally to one foot vertically [4:1], unless approved by the Township. The top of the back slope shall be blended into the natural ground line.
- 3.2.2. On all roadbed cut and fill areas in excess of seven feet, additional right-of-way or slope easements may be required in order to construct proper slopes to prevent serious erosion. Once grading is completed and

topsoil is placed, areas designated for vegetation shall be seeded or sodded as per the timing described in the MPCA storm water permit. Erosion control blankets meeting the requirements of MNDOT Specification 3885 shall be placed on all slopes, which are 4:1 or steeper, and along all ditch bottoms, to protect seeding until turf is established. Slopes and ditches, which are sodded, will not require erosion control blankets.

- 3.2.3. All construction areas will be protected with proper drainage to prevent damage to the actual roadbed. Within the construction area four inches of topsoil and seeding shall be required to prevent erosion, using the appropriate seed mix from MN/DOT standard specification 3876 or the current edition of the MNDOT Seeding Manual, as amended from time to time. Seed mixes as indicated in MNDOT Specification 3876 will be selected for projects within the Township.
- 3.2.4. All graded areas from road construction shall be protected from erosion using necessary Best Management Practices, such as sediment basins, dike checks, fiber bags, triangular silt dikes, silt fences, etc., as a minimum. For projects with disturbed areas 1 acre or larger, a Storm Water Pollution Prevention Plan shall be implemented as per the MPCA's Storm Water Permit. Any and all temporary synthetic erosion and sediment control devices erected prior to and during construction will be required to be taken down once restoration and seeding has germinated and taken effect, per approval of the Township's designated representatives.

### **3.3. Cul-de-Sacs**

- 3.3.1. Cul-de-sacs shall have a terminal turn around which shall be provided at the closed end, with a minimum turn around diameter of one-hundred twenty feet (120 feet). Cul-de-sacs will be required to have a minimum paved road radius of sixty (60) feet with two foot shoulders. Cul-de-sacs will be required to have a minimum road right-of-way radius of seventy-two (72) feet. (Show by changed drawing).
- 3.3.2. In the instances of temporary cul-de-sac, where a road is terminated pending future extension in conjunction with a future subdivision, a temporary turn around facility shall be provided at the closed end, in conformance with cul-de-sac requirements. The temporary cul-de-sac must be maintained and left in place until the future extension is completed with proper signage to show that a future road may be connected. No mailboxes are to be placed on temporary cul-de-sacs. An easement will be required to construct the temporary cul-de-sac.
- 3.3.3. All cul-de-sac construction must conform to requirements for ditching and banking as in section 3.1(Road Beds & Embankments).

## **SECTION FOUR**

### **ACCESS AND DRIVEWAY STANDARDS**

#### **4.1. General Terms & Conditions**

The following standards shall apply when considering a new or re-located driveway entrance or any other access entrance onto an existing Township road and through the Township road right-of-way;

- 4.1.1. Driveways accessing onto township and/or other public roads prior to an intersection must meet Minnesota Department of Transportation (MN/DOT) specifications.
- 4.1.2. A driveway should intersect the Township road at a right angle. A residence driveway should be a minimum of sixteen feet (16 feet) wide and not more than twenty feet (20 feet) wide, measured at right angles to the centerline of the driveway. [See attached diagrams in Appendix A]. Residential driveways, which connect to subdivision roads, shall be provided with radii of 25 feet. Residential driveways, which connect to through township roads, shall be provided with radii of 40 feet.
- 4.1.3. Non-residence driveway widths and radii (i.e. field, commercial and industrial accesses) shall be reviewed and approved by the Town Board on a case-by-case basis. In determining whether or not a driveway for a

non-residential use should be required to conform to higher standards, the Town Board shall take into account the following non-exclusive list of factors; the traffic generated by the use, the type of vehicles using the access, the location of the proposed access, and the hours of operation of the use. [See attached diagrams in Appendix A]

- 4.1.4. Minimum spacing between driveways at the road shoulder will be one hundred feet (100 feet).
- 4.1.5. One driveway per parcel is allowed. More than one driveway per parcel may be allowed if; the parcel frontage on a single road is greater than one thousand three hundred and twenty feet (1320 feet) or, if more accesses are needed due to fence-lines or geographical features. Driveways shall be located a minimum of 100 feet from intersections with Township roads. The Township shall determine the appropriate location size and design of such accesses and may limit the number of accesses in the interest of public safety and efficient traffic flow.
- 4.1.6. Accesses onto County roads shall require an access permit from the County Public Works Department. This permit shall be issued prior to the issuance of any construction site permit, conditional use permit, interim use permit or provisional use permit when the proposed use involves the installations of a new or additional access onto a County road. The Public Works Director shall determine the appropriate location size and design of such accesses and may limit the number of accesses in the interest of public safety and efficient traffic flow.
- 4.1.7. Mailbox Policy for Brockway Township landowners. In accordance with U.S. Postal requirements, the following standards are required:
  - a. Standard swing arm mailboxes and standard swing arm support posts may be located within the Township road right-of-way. However, the Township is not responsible for damage to mailboxes or posts during road maintenance or snow plowing.
  - b. The front of the mailbox should be where the shoulder of the road and the ditch slope meet.
  - c. The mailing address should not be less than 1" high.
  - d. The arm of the mailbox should be 3' – 4'.
  - e. The bottom of the mailbox should measure 43" to the road.
- 4.1.8. Monument signs shall not be located within any Township road right-of-way. Monument signs constructed for a subdivision shall be provided with the appropriate easement.

## **4.2. Construction and Maintenance of Driveways and Access Entrances**

The following rules will apply to construction and maintenance of driveway and access entrances onto an existing Township road [See Appendix A for different access entrances];

- 4.2.1. All work done within the Township road right-of way is subject to approval by Township Road Authority (Board) or the Town's duly authorized representatives.
- 4.2.2. Culverts.
  - 4.2.2.1. A licensed engineer shall determine the size and number of culverts necessary to ensure proper road drainage. Storm water calculations shall be provided by a licensed Engineer and show that the culverts are sized to convey runoff from a 10-year storm event (4-inch, 24 hour storm event). All driveways shall be provided with a culvert, which is sized a minimum of fifteen inches and consist of corrugated steel pipe (CSP) meeting the requirements of MNDOT Specification 3226, as amended from time to time. All culverts shall be provided with flared end sections at both ends of the culvert. The length of the culverts shall be sufficient for the width of said driveway and flared ends. Culvert openings larger than 27" diameter will be permitted within the obstacle free area of the right-of-way on a case by case basis.
  - 4.2.2.2. All approaches from Township roads must be provided with steel culverts; unless waived by the Town Board. Said waiver must be determined by the Town Board and any costs associated with said waiver for review and determination will be borne by the property owner.

- 4.2.2.3. If a culvert is not installed per Township requirements, replacement and/or repairs will be at the owner's expense.
- 4.2.2.4. The property owners will be responsible for paying for approaches and related culverts unless the Township is constructing a new road or relocating a road.
- 4.2.2.5. The Town Board shall not sell culverts to private individuals to be used outside the Township.
- 4.2.3. No driveway or access entrances shall cross a wetland unless a wetland recovery permit has been obtained in advance and has been made a part of this permit.
- 4.2.4. Proper and adequate drainage facilities shall be provided as required by the Township. Modifications to the present ditch system may not be done without prior approval by the Township. No obstructions shall be constructed or planted in the Townships' rights-of-way. Obstructions include but are not limited to the following: retaining structures, posts, trees, shrubs, wood trash piles, boulders, equipment, fencing, and other such items.
- 4.2.5. The driveway and/or access entrance must be constructed with, at a minimum, six inches (6 inches) of Class 5 aggregate or an approved equivalent. (i.e. pavement, concrete driveway, etc.)
- 4.2.6. No foreign material such as dirt, gravel, clumps of clay, mud, and sand, soil washings, building materials or bituminous materials shall be left or deposited on the Township road during construction of driveway or installation of drainage facilities. Failure to clean up such dirt and debris may result in with additional charges for costs incurred by the Township.
- 4.2.7. All entrance or approach construction shall conform to section 3.1. Road Bed and Embankments.
- 4.2.8. The construction of the driveway shall be completed 60 days after the start of construction.

### **4.3. Permit Requirements**

- 4.3.1. When completed and issued, a Township road application for a driveway and/or access entrance permit shall be delivered to the Township Administrator. An approved permit will be required prior to commencement of construction of an entrance onto a Brockway Township road.
- 4.3.2. The driveway and access permit fee will be set from time to time by a resolution of the Town Board.
- 4.3.3. The Town Board, the Board's designee (i.e. Township Road Authority, or duly authorized representatives) shall enforce these standards.

### **4.4. Inspection Prior to Construction**

- 4.4.1. Upon receipt of application, the access and/or driveway entrance location will be inspected to determine culvert requirements.
- 4.4.2. If the access and/or driveway location is satisfactory and no culvert is required, the approval notice will indicate said fact.
- 4.4.3. When work on a driveway approach is commenced, traffic on the Township road must be protected, and flags and/or proper barricades must be placed in accordance with the most current edition of the standards used in the Manual on Uniform Traffic Control Devices, as amended, which is on file with the Township Engineer's office.

#### **4.5. Final Inspection**

- 4.5.1. Upon completion of the driveway and/or access approach and/or culvert installation, including turf restoration, the approach shall receive a final inspection by the Township.
- 4.5.2. In the case where inspection is done and not approved, applicant will complete the needed changes to affect the necessary changes to the driveway.

### **SECTION FIVE**

#### **ENFORCEMENT OF ORDINANCE**

##### **5.1. Town Board Enforcement**

- 5.1.1. The Town Board, the Board's designee (i.e. Township Road Authority, or duly authorized representatives) shall enforce this Ordinance. The duly authorized representative shall initiate appropriate action for any violations of this Ordinance at the direction of the Board and through the Township Attorney as deemed necessary.
- 5.1.2. Whenever the Town Board or the Board's designee (i.e. Township Road Authority, or duly authorized representatives) determines that a violation has occurred or exists on property within the township, the owner or occupant of such property shall be notified of the fact in writing. The notice shall be served in person or by certified or registered mail. If the property is not occupied and ownership of the property cannot be ascertained, or in the event that personal service cannot be made, or certified or registered mail is returned, notice is deemed served when posted on the property or deposited in the U.S. Mail.
- 5.1.3. In the event that an improper or poorly constructed entrance or access is deemed by the Township to constitute an immediate danger, the Township may initiate immediate removal of such hazard without prior notification of the owner or occupant of such property. As soon thereafter as practical the Township shall provide written notice to the owner or occupant of the premises of the actions taken. The notice shall be served in person or by certified or registered mail. If the property is not occupied and ownership of the property cannot be ascertained, or in the event that personal service cannot be made, or certified or registered mail is returned, notice is deemed served when posted on the property or deposited in the U.S. Mail. All expenses incurred by the Township to remove the hazard will be charged against said parcel and will be the responsibility of the owner.

##### **5.2. Thirty Days Written Notice**

A written notice pursuant to Section 5.1.2 shall specify the violation and the steps required to correct said violation and the time, not to exceed thirty days (30 days) within which the corrections must be completed. If the violation is not corrected, then the Township may take actions necessary to bring the violation into compliance and seek redress.

##### **5.3. Appeals**

- 5.3.1. A person served with a written notice may appeal to the Town Board for a hearing. A hearing notice shall be given at least ten days (10 days) prior to the date of the hearing before the Town Board and will be served in the manner as described in Section 5.1.2. In order to expedite matters, the Township may at its discretion, include notice of the aforementioned hearing in the original notice of violation.

#### **5.4. Hearing**

- 5.4.1. If after conducting a hearing on the matter the Town Board determines that correction of the violation is necessary to protect the public health, safety and welfare, then the Township may correct the violation, or cause the same to occur, in any manner and using any method that it finds appropriate.

#### **5.5. Prosecution**

- 5.5.1. Any person who violates a Section, Subdivision, paragraph, or provision of this shall be subject to prosecution. Each day of non-compliance with any terms of this Ordinance shall be considered a separate violation and a separate criminal act.

### **SECTION SIX**

#### **PENALTIES**

#### **6.1. Penalties**

Violation of this Ordinance is a petty misdemeanor offense, punishable by up to the maximum amount allowed by state statute, and as amended from time to time, plus costs of prosecution. Each day of continuing violation may be deemed a separate and distinct violation of the Ordinance.

#### **6.2. Types of Remedies**

- 6.2.1. Civil Remedies. The Township may, at its discretion, seek any and all available civil remedies available to it at law or equity, including injunctive relief. In the event that civil remedy is pursued, the Township may seek reimbursement of any and all costs, disbursements, witness or other fees, as well as reasonable attorney's fees expended by the Township in order to enforce this Ordinance.
- 6.2.2. Other Remedies. Each right or remedy accruing to the Township under this Ordinance or at law is separate and distinct and may, at the Township's discretion, be exercised independently or simultaneously with any other right or remedy.

### **SECTION SEVEN**

#### **AMENDMENTS OR CHANGES**

#### **7.1. Hearing**

The Board may from time to time amend this Ordinance by publishing notice and conducting a hearing.

#### **7.2. Process**

Two weeks posted and published notice in a qualified newspaper will be required prior to the hearing on the Ordinance. Any party may be heard at the hearing or through written comment addressed to the Brockway Township Board of Supervisors.

#### **7.3. Effective Date**

The proposed amendment or change to this Ordinance will become effective upon adoption and publication by the Brockway Town Board of Supervisors.

## **SECTION EIGHT**

### **REPEALER**

This Ordinance repeals prior Ordinances No. 1, An Ordinance Relating to the Definition of Town Roads and the Acquisition Thereof, dated July 5, 1977, document No. 499861, Ordinance No. 2, An Ordinance Prohibiting the Dumping of Garbage on Town Property, adopted July 5, 1977, document No. 99862, Ordinance No. 4, An Ordinance Establishing the Limitations for Parking on Township Roads, adopted November 4, 2003, and Ordinance No.5, An Ordinance Establishing the Criteria for Culverts, adopted November 4, 2003.

## **SECTION NINE**

### **VALIDITY AND SEVERABILITY**

The invalidity of any Section, clause, sentence or provision of this Ordinance shall not affect the validity of any part of this Ordinance, which can be given effect without such invalid part or parts.

## **SECTION TEN**

### **EFFECTIVE DATE**

This Ordinance, its rules and regulations shall take effect and be in full force immediately following its adoption and publication by the Brockway Township Board of Supervisors.

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## **APPENDICES**

Appendix A: Road Profile Standard designs. Entrance Profile designs for Commercial, Industrial roads, Field entrances, Rural Residential Entrances, and Sub-Division Entrances with notes

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Supervisor Fritz Yamry moved to adopt the following revised Brockway Township Road and Access Ordinance 2007-10.02.07-2. Supervisor Joe Lyon seconded the motion. The motion was passed on the following vote:

Ayes: 3	Nays: 0
Abstain: 0	Absent: 0

Motion was passed and the following Road and Access Ordinance was adopted and the Clerk was instructed to publish the Adoption Summary and file said Ordinance in the Brockway Town Office.

Date: November 6<sup>th</sup>, 2007

Attest:

/s/ Debra Determan  
Clerk, Brockway Township

/s/ Joe Lyon  
Chair, Brockway Township

A Summary Adoption of the above Ordinance was published in the St. Cloud Times, located in St. Cloud, on the 20<sup>th</sup> day of December, 2007 and the Stearns Morrison Enterprise located in Albany, Minnesota on the 20<sup>th</sup> day of December, 2007.

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## **Public Hearing Notice**

The Brockway Township Board of Supervisors will hold a Public Hearing on the 6<sup>th</sup> day of November, 2007, at 8:15 p.m. at the Brockway Town Hall located at 43710 85<sup>th</sup> Avenue North in Rice, MN. 56367. The purpose of the Hearing is to take comments on the Draft 2007 Road and Access Ordinance. Those wanting to review a copy of the Draft Ordinance can do so by contacting the Town Clerk at 1.320.393.3770. In addition, copies of the Draft Ordinance will be available at the Public Hearing for review. The public is cordially invited to attend.

By order of the Brockway Township Board of Supervisors  
Debra Determan, Town Clerk

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## **PUBLIC NOTICE**

### **ADOPTION OF ROAD AND ACCESS ORDINANCE 2007 - 10.02.07-2**

THE TOWN BOARD OF SUPERVISORS OF BROCKWAY TOWNSHIP, STEARNS COUNTY, MINNESOTA, ORDAINS  
AS FOLLOWS

That on 6<sup>th</sup> day of November, 2007, the Brockway Township Board of Supervisors conducted a Public Hearing at 8:15 p.m. at the Brockway Town Hall on the proposed draft Ordinance 2007 – 10.02.07-2, Brockway Township Road and Access Ordinance.

At the regular Town Board meeting on the 6<sup>th</sup> day of November, 2007, the Brockway Township Board of Supervisors adopted the above said Ordinance along with the following summary language describing the Ordinance as identified below:

- 1.0 Authority/Purpose – Identifies the statutory authority of the Town Board.
- 2.0 General Provisions and Conditions – Spells out conditions under the Ordinance.
- 3.0 Road Construction Standards – Design standards for construction of roads.
- 4.0 Driveway and Access Standards – Design standards for construction of driveways and accesses.
- 5.0 Enforcement of Ordinance – Process and procedures to enforce the Ordinance.
- 6.0 Penalties – Types of penalties that can be imposed.
- 7.0 Amendments or Changes – How changes or amendments can be done.
- 8.0 Validity and Severability – Validity if one portion of Ordinance is found incorrect.
- 9.0 Effective Date
- 10.0 Appendices
- 11.0 Appendix A: Road profiles for roads and accesses/revised and dated
- 12.0 Public Notice of Hearing
- 13.0 Adoption Summary

A copy of Ordinance 2007 – 10.02.07-2, Brockway Township Road and Access Ordinance will be on file at the Brockway Town Hall and also available on the Town's website at <http://brockwaytownship.govoffice.com> during regular business hours.

By order of the Brockway Township Board of Supervisors

Debra Determan, Clerk

Published in the St. Cloud Times located in St. Cloud, Minnesota on the 20<sup>th</sup> day of December, 2007

Published in the Stearns Morrison Enterprise located in Albany, Minnesota on the 20th day of December, 2007