

## CHAPTER 135

### STREET USE AND MAINTENANCE

135.01 Removal of Warning Devices	135.08 Burning Prohibited
135.02 Obstructing or Defacing	135.09 Excavations
135.03 Placing Debris On	135.10 Installation of Utility Connections Required
135.04 Playing In	135.11 Maintenance of Parking or Terrace
135.05 Traveling on Barricaded Street or Alley	135.12 Failure to Maintain Parking or Terrace
135.06 Use for Business Purposes	135.13 Dumping of Snow
135.07 Washing Vehicles	135.14 Driveway Culverts

**135.01 REMOVAL OF WARNING DEVICES.** It is unlawful for a person to willfully remove, throw down, destroy or carry away from any street or alley any lamp, obstruction, guard or other article or things, or extinguish any lamp or other light, erected or placed thereupon for the purpose of guarding or enclosing unsafe or dangerous places in said street or alley without the consent of the person in control thereof.

*(Code of Iowa, Sec. 716.1)*

**135.02 OBSTRUCTING OR DEFACING.** It is unlawful for any person to obstruct, deface, or injure any street or alley in any manner.

*(Code of Iowa, Sec. 716.1)*

**135.03 PLACING DEBRIS ON.** It is unlawful for any person to throw or deposit on any street or alley any glass, glass bottle, nails, tacks, wire, cans, trash, garbage, rubbish, litter, offal, leaves, grass or any other debris likely to be washed into the storm sewer and clog the storm sewer, or any substance likely to injure any person, animal or vehicle.

*(Code of Iowa, Sec. 321.369)*

**135.04 PLAYING IN.** It is unlawful for any person to coast, sled or play games on streets or alleys, except in the areas blocked off by the City for such purposes.

*(Code of Iowa, Sec. 364.12[2])*

**135.05 TRAVELING ON BARRICADED STREET OR ALLEY.** It is unlawful for any person to travel or operate any vehicle on any street or alley temporarily closed by barricades, lights, signs, or flares placed thereon by the authority or permission of any City official, police officer or member of the fire department.

**135.06 USE FOR BUSINESS PURPOSES.** It is unlawful to park, store or place, temporarily or permanently, any machinery or junk or any other goods, wares, and merchandise of any kind upon any street or alley for the purpose of storage, exhibition, sale or offering same for sale, without permission of the Council.

**135.07 WASHING VEHICLES.** It is unlawful for any person to use any public sidewalk, street or alley for the purpose of washing or cleaning any automobile, truck equipment, or any vehicle of any kind when such work is done for hire or as a business. This does not prevent any person from washing or cleaning his or her own vehicle or equipment when it is lawfully parked in the street or alley.

**135.08 BURNING PROHIBITED.** No person shall burn any trash, leaves, rubbish or other combustible material in any curb and gutter or on any paved or surfaced street or alley.

**135.09 EXCAVATIONS.** No person shall dig, excavate or in any manner disturb any street, parking or alley except in accordance with the following:

1. Permit Required. No excavation shall be commenced without first obtaining a permit therefor. A written application for such permit shall be filed with the City and shall contain the following:
  - A. An exact description of the property, by lot and street number, in front of or along which it is desired to excavate;
  - B. A statement of the purpose, for whom and by whom the excavation is to be made;
  - C. The person responsible for the refilling of said excavation and restoration of the street or alley surface; and
  - D. Date of commencement of the work and estimated completion date.
2. Public Convenience. Streets and alleys shall be opened in the manner which will cause the least inconvenience to the public and admit the uninterrupted passage of water along the gutter on the street.
3. Barricades, Fencing and Lighting. Adequate barricades, fencing and warning lights meeting standards specified by the City shall be so placed as to protect the public from hazard. Any costs incurred by the City in providing or maintaining adequate barricades, fencing or warning lights shall be paid to the City by the permit holder/property owner.
4. Bond Required. The applicant shall post with the City a penal bond, as set by Council resolution, issued by a surety company authorized to issue such bonds in the State. The bond shall guarantee the permittee's payment for any damage done to the City or to public property, and payment of all costs incurred by the City in the course of administration of this section. In lieu of a surety bond, a cash deposit as set by resolution of the Council may be filed with the City.
5. Insurance Required. Each applicant shall also file a certificate of insurance indicating that the applicant is carrying public liability and automobile liability insurance in effect for the duration of the permit covering the applicant and all agents and employees for the following minimum amounts:
  - A. Public Liability. This insurance shall be written in comprehensive form and shall protect the City against all claims arising from injuries to any person or property of others arising out of any sort of omission of the applicant. The liability limits shall be set by resolution of the Council.
  - B. Automobile Liability. This insurance shall be written in comprehensive form and shall protect the applicant against all claims for the operation of motor vehicles, whether owned, non-owned or hired by said applicant. The liability limits shall be set by resolution of the Council.

Insurance policies filed with the City in compliance herewith shall state that thirty (30) calendar days' written notice will be given to the City before said insurance coverage is changed or canceled.

6. Restoration of Public Property. Streets, sidewalks, alleys and other public property disturbed in the course of the work shall be restored to the condition of the property prior to the commencement of the work, or in a manner satisfactory to the City, at the expense of the permit holder/property owner.
7. Inspection. All work shall be subject to inspection by the City. Backfill shall not be deemed completed, nor resurfacing of any improved street or alley surface begun, until such backfill is inspected and approved by the City. The permit holder/property owner shall provide the City with notice at least twenty-four (24) hours prior to the time when inspection of backfill is desired.
8. Completion by the City. Should any excavation in any street or alley be discontinued or left open and unfinished for a period of twenty-four (24) hours after the approved completion date, or in the event the work is improperly done, the City has the right to finish or correct the excavation work and charge any expenses therefor to the permit holder/property owner.
9. Responsibility for Costs. All costs and expenses incident to the excavation shall be borne by the permit holder and/or property owner. The permit holder and owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by such excavation.
10. Notification. At least forty-eight (48) hours prior to the commencement of the excavation, excluding Saturdays, Sundays and legal holidays, the person performing the excavation shall contact the Statewide Notification Center and provide the center with the information required under Section 480.4 of the *Code of Iowa*.
11. Permit Fee. A permit fee in an amount set by resolution of the Council shall be payable at the time of filing the application with the City. A separate permit shall be required for each excavation.
12. Permit Issued. Upon approval of the application, filing of bond and insurance certificate, and payment of any required fees, a permit shall be issued.
13. Permit Exemption. Utility companies are exempt from the permit application requirement of this section.

Prior to the issuance of an excavation permit, the applicant shall present to the City a written statement indicating that the applicant has contacted all the utilities and that adequate provisions to prevent damage to any utility have been made.

**135.10 INSTALLATION OF UTILITY CONNECTIONS REQUIRED.** Before the permanent improvement of any street, public ground or place whereon are located gas, water, sewer or other underground utility pipes, mains or conduits, connections therefrom to the curblines of adjacent property shall be made according to specifications of the City. Such connections shall be made for every frontage in the residence district and for every frontage in the business district, and each separate building and piece of property shall have separate connections. In case the owners of such property shall fail to make such connection in the manner and within the time fixed by the Council, it shall cause the same to be made and the cost and expense thereof assessed against the property in front of which they are made. All material for the connections shall be made in accordance with and as directed by the City.

**135.11 MAINTENANCE OF PARKING OR TERRACE.** It shall be the responsibility of the abutting property owner to maintain all property outside the lot and property lines and

inside the curb lines upon the public streets, except that the abutting property owner shall not be required to remove diseased trees or dead wood on the publicly owned property or right-of-way. Maintenance includes timely mowing, trimming trees and shrubs and picking up litter.

*(Code of Iowa, Sec. 364.12[2c])*

**135.12 FAILURE TO MAINTAIN PARKING OR TERRACE.** If the abutting property owner does not perform an action required under the above section within a reasonable time, the City may begin nuisance abatement procedures as described in Chapter 50 of this Code of Ordinances.

*(Code of Iowa, Sec. 364.12[2e])*

**135.13 DUMPING OF SNOW.** It is unlawful for any person to throw, push, or place or cause to be thrown, pushed or placed, any snow, ice, sleet or other frozen consistency of moisture from private property, sidewalks, or driveways onto the traveled way of a street or alley so as to obstruct gutters, or impede the passage of vehicles upon the street or alley or to create a hazardous condition therein; except where, in the cleaning of large commercial drives in the business district it is absolutely necessary to move the snow onto the street or alley temporarily, such accumulation shall be removed promptly by the property owner or agent. Arrangements for the prompt removal of such accumulations shall be made prior to moving the snow.

*(Code of Iowa, Sec. 364.12 [2])*

**135.14 DRIVEWAY CULVERTS.** The property owner shall, at the owner's expense, install any culvert deemed necessary under any driveway or any other access to the owner's property, and before installing a culvert, permission must first be obtained from the City. In the event repairs are needed at any time with respect to culverts, it shall be the responsibility of the property owner to make such repairs, and, in the event the owner fails to do so, the City shall have the right to make the repairs. If the property owner fails to reimburse the City for the cost of said repairs, the cost shall be certified to the County Treasurer and specially assessed against the property as by law provided.

## CHAPTER 136

# SIDEWALK REGULATIONS

136.01 Purpose	136.10 Interference with Sidewalk Improvements
136.02 Definitions	136.11 Awnings
136.03 Removal of Snow, Ice and Accumulations	136.12 Encroaching Steps
136.04 Responsibility for Maintenance	136.13 Openings and Enclosures
136.05 City May Order Repairs	136.14 Fires or Fuel on Sidewalks
136.06 Sidewalk Construction Ordered	136.15 Defacing
136.07 Sidewalk Standards	136.16 Debris on Sidewalks
136.08 Barricades and Warning Lights	136.17 Sales Stands
136.09 Failure to Repair or Barricade	

**136.01 PURPOSE.** The purpose of this chapter is to enhance safe passage by citizens on sidewalks, to place the responsibility for the maintenance, repair, replacement or reconstruction of sidewalks upon the abutting property owner and to minimize the liability of the City.

**136.02 DEFINITIONS.** For use in this chapter the following terms are defined:

1. "Broom finish" means a sidewalk finish that is made by sweeping the sidewalk when it is hardening.
2. "Defective sidewalk" means any public sidewalk exhibiting one or more of the following characteristics:
  - A. Vertical separations equal to three-fourths ( $\frac{3}{4}$ ) inch or more.
  - B. Horizontal separations equal to one-half ( $\frac{1}{2}$ ) inch or more.
  - C. Holes or depressions equal to three-fourths ( $\frac{3}{4}$ ) inch or more and at least four (4) inches in diameter.
  - D. Spalling over fifty percent (50%) of a single square of the sidewalk with one or more depressions equal to one-half ( $\frac{1}{2}$ ) inch or more.
  - E. Spalling over less than fifty percent (50%) of a single square of the sidewalk with one or more depressions equal to three-fourths ( $\frac{3}{4}$ ) inch or more.
  - F. A single square of sidewalk cracked in such a manner that no part thereof has a piece greater than one square foot.
  - G. A sidewalk with any part thereof missing to the full depth.
  - H. A change from the design or construction grade equal to or greater than three-fourths ( $\frac{3}{4}$ ) inch per foot.
3. "Established grade" means that grade established by the City for the particular area in which a sidewalk is to be constructed.
4. "One-course construction" means that the full thickness of the concrete is placed at one time, using the same mixture throughout.

5. "Owner" means the person owning the fee title to property abutting any sidewalk and includes any contract purchaser for purposes of notification required herein. For all other purposes, "owner" includes the lessee, if any.
6. "Portland cement" means any type of cement except bituminous cement.
7. "Sidewalk" means all permanent public walks in business, residential or suburban areas.
8. "Sidewalk improvements" means the construction, reconstruction, repair, replacement or removal, of a public sidewalk and/or the excavating, filling or depositing of material in the public right-of-way in connection therewith.
9. "Wood float finish" means a sidewalk finish that is made by smoothing the surface of the sidewalk with a wooden trowel.

**136.03 REMOVAL OF SNOW, ICE AND ACCUMULATIONS.** It is the responsibility of the abutting property owners to remove snow, ice, and accumulations within forty-eight (48) hours from sidewalks. If a property owner does not remove snow, ice, or accumulations such as mud, sand or other debris within a reasonable time, the City may begin nuisance abatement procedures as described in Chapter 50 of this Code of Ordinances.

*(Code of Iowa, Sec. 364.12[2b & e])*

**136.04 RESPONSIBILITY FOR MAINTENANCE.** It is the responsibility of the abutting property owners to repair, replace or reconstruct, or cause to be repaired, replaced or reconstructed, all broken or defective sidewalks and to maintain in a safe and hazard-free condition any sidewalk outside the lot and property lines and inside the curb lines or traveled portion of the public street.

*(Code of Iowa, Sec. 364.12 [2c])*

**136.05 CITY MAY ORDER REPAIRS.** If the abutting property owner does not maintain sidewalks as required, the Council may serve notice on such owner, by certified mail, requiring the owner to repair, replace or reconstruct sidewalks within a reasonable time and if such action is not completed within the time stated in the notice, the Council may require the work to be done and assess the costs against the abutting property for collection in the same manner as a property tax.

*(Code of Iowa, Sec. 364.12[2d & e])*

**136.06 SIDEWALK CONSTRUCTION ORDERED.** The Council may order the construction of permanent sidewalks upon any street or court in the City and may specially assess the cost of such improvement to abutting property owners in accordance with the provisions of Chapter 384 of the *Code of Iowa*.

*(Code of Iowa, Sec. 384.38)*

**136.07 SIDEWALK STANDARDS.** Sidewalks repaired, replaced or constructed under the provisions of this chapter shall be done in accordance with the construction standards on file in the office of the Clerk.

**136.08 BARRICADES AND WARNING LIGHTS.** Whenever any material of any kind is deposited on any street, avenue, highway, passageway or alley when sidewalk improvements are being made or when any sidewalk is in a dangerous condition, it shall be the duty of all persons having an interest therein, either as the contractor or the owner, agent, or lessee of the property in front of or along which such material may be deposited, or such dangerous

condition exists, to put in conspicuous places at each end of such sidewalk and at each end of any pile of material deposited in the street, a sufficient number of approved warning lights or flares, and to keep them lighted during the entire night and to erect sufficient barricades both at night and in the daytime to secure the same. The party or parties using the street for any of the purposes specified in this chapter shall be liable for all injuries or damage to persons or property arising from any wrongful act or negligence of the party or parties, or their agents or employees or for any misuse of the privileges conferred by this chapter or of any failure to comply with provisions hereof.

**136.09 FAILURE TO REPAIR OR BARRICADE.** It is the duty of the owner of the property abutting the sidewalk, or the owner's contractor or agent, to notify the City immediately in the event of failure or inability to make necessary sidewalk improvements or to install or erect necessary barricades as required by this chapter.

**136.10 INTERFERENCE WITH SIDEWALK IMPROVEMENTS.** No person shall knowingly or willfully drive any vehicle upon any portion of any sidewalk or approach thereto while in the process of being improved or upon any portion of any completed sidewalk or approach thereto, or shall remove or destroy any part or all of any sidewalk or approach thereto, or shall remove, destroy, mar or deface any sidewalk at any time or destroy, mar, remove or deface any notice provided by this chapter.

**136.11 AWNINGS.** It is unlawful for a person to erect or maintain any awning over any sidewalk unless all parts of the awning are elevated at least eight (8) feet above the surface of the sidewalk and the roof or covering is made of duck, canvas or other suitable material supported by iron frames or brackets securely fastened to the building, without any posts or other device that will obstruct the sidewalk or hinder or interfere with the free passage of pedestrians.

**136.12 ENCROACHING STEPS.** It is unlawful for a person to erect or maintain any stairs or steps to any building upon any part of any sidewalk without permission by resolution of the Council.

**136.13 OPENINGS AND ENCLOSURES.** It is unlawful for a person to:

1. Stairs and Railings. Construct or build a stairway or passageway to any cellar or basement by occupying any part of the sidewalk, or to enclose any portion of a sidewalk with a railing without permission by resolution of the Council.
2. Openings. Keep open any cellar door, grating or cover to any vault on any sidewalk except while in actual use with adequate guards to protect the public.
3. Protect Openings. Neglect to properly protect or barricade all openings on or within six (6) feet of any sidewalk.

**136.14 FIRES OR FUELS ON SIDEWALKS.** It is unlawful for a person to make a fire of any kind on any sidewalk or to place or allow any fuel to remain upon any sidewalk.

**136.15 DEFACING.** It is unlawful for a person to scatter or place any paste, paint or writing on any sidewalk.

*(Code of Iowa, Sec. 716.1)*

**136.16 DEBRIS ON SIDEWALKS.** It is unlawful for a person to throw or deposit on any sidewalk any glass, nails, glass bottle, tacks, wire, cans, trash, garbage, rubbish, litter, offal, or any other debris, or any substance likely to injure any person, animal or vehicle.

*(Code of Iowa, Sec. 364.12 [2])*

**136.17 SALES STANDS.** It is unlawful for a person to erect or keep any vending machine or stand for the sale of fruit, vegetables or other substances or commodities on any sidewalk without first obtaining a written permit from the Council.

[The next page is 765]

## CHAPTER 137

# VACATION AND DISPOSAL OF STREETS

137.01 Power to Vacate

137.02 Planning and Zoning Commission

137.03 Notice of Vacation Hearing

137.04 Findings Required

137.05 Disposal of Vacated Streets or Alleys

137.06 Disposal by Gift Limited

**137.01 POWER TO VACATE.** When, in the judgment of the Council, it would be in the best interest of the City to vacate a street, alley, portion thereof or any public grounds, the Council may do so by ordinance in accordance with the provisions of this chapter.

*(Code of Iowa, Sec. 364.12 [2a])*

**137.02 PLANNING AND ZONING COMMISSION.** Any proposal to vacate a street, alley, portion thereof or any public grounds shall be referred by the Council to the Planning and Zoning Commission for its study and recommendation prior to further consideration by the Council. The Commission shall submit a written report including recommendations to the Council within thirty (30) days after the date the proposed vacation is referred to the Commission.

*(Code of Iowa, Sec. 392.1)*

**137.03 NOTICE OF VACATION HEARING.** The Council shall cause to be published a notice of public hearing of the time at which the proposal to vacate shall be considered.

**137.04 FINDINGS REQUIRED.** No street, alley, portion thereof or any public grounds shall be vacated unless the Council finds that:

1. Public Use. The street, alley, portion thereof or any public ground proposed to be vacated is not needed for the use of the public, and therefore, its maintenance at public expense is no longer justified.
2. Abutting Property. The proposed vacation will not deny owners of property abutting on the street or alley reasonable access to their property.

**137.05 DISPOSAL OF VACATED STREETS OR ALLEYS.** When in the judgment of the Council it would be in the best interest of the City to dispose of a vacated street or alley, portion thereof or public ground, the Council may do so in accordance with the provisions of Section 364.7, *Code of Iowa*.

*(Code of Iowa, Sec. 364.7)*

**137.06 DISPOSAL BY GIFT LIMITED.** The City may not dispose of real property by gift except to a governmental body for a public purpose.

*(Code of Iowa, Sec. 364.7[3])*



## CHAPTER 138

# STREET GRADES

138.01 Established Grades  
138.02 Record Maintained

138.03 Datum Plane; Intermediate Grades

**138.01 ESTABLISHED GRADES.** The grades of all streets, alleys and sidewalks, which have been heretofore established by ordinance are hereby confirmed, ratified, and established as official grades.

**138.02 RECORD MAINTAINED.** The Clerk shall maintain a record of all established grades and furnish information concerning such grades upon request.

**138.03 DATUM PLANE; INTERMEDIATE GRADES.** The datum plane shall be a horizontal plane lying 1,231.26 feet below the center line of the United States Coast and Geodetic Survey benchmark in the east face of the cornerstone of the old United States post office, at the northeast corner of the intersection of First Street North and First Avenue East. Street grades shall be established by ordinance. The intermediate grades between the grade points established by ordinance shall be straight lines except at the intersection of abutting grades, where smooth parabolic vertical curves shall be used.

### EDITOR'S NOTE

The following ordinances not codified herein, and specifically saved from repeal, have been adopted establishing street and/or sidewalk grades and remain in full force and effect.

ORDINANCE NO.	ADOPTED	ORDINANCE NO.	ADOPTED
505	June 4, 1974	617	April 5, 1983
555	July 11, 1978	736	March 16, 1993
561	December 19, 1978	741	June 15, 1993
568	July 3, 1979	749	April 5, 1994
611	April 5, 1983	750	April 5, 1994
612	April 5, 1983		
613	April 5, 1983		
614	April 5, 1983		
615	April 5, 1983		
616	April 5, 1983		

o o o o o o o o o o

## CHAPTER 139

### NAMING OF STREETS

139.01 Naming New Streets  
139.02 Changing Name of Street  
139.03 Recording Street Names

139.04 Official Street Name Map  
139.05 Revision of Street Name Map

**139.01 NAMING NEW STREETS.** New streets shall be assigned names in accordance with the following:

1. Extension of Existing Street. Streets added to the City that are natural extensions of existing streets shall be assigned the name of the existing street.
2. Resolution. All street names, except streets named as a part of a subdivision or platting procedure, shall be named by resolution.
3. Planning and Zoning Commission. Proposed street names shall be referred to the Planning and Zoning Commission for review and recommendation.

**139.02 CHANGING NAME OF STREET.** The Council may, by resolution, change the name of a street.

**139.03 RECORDING STREET NAMES.** Following official action naming or changing the name of a street, the Clerk shall file a copy thereof with the County Recorder, County Auditor and County Assessor.

*(Code of Iowa, Sec. 354.26)*

**139.04 OFFICIAL STREET NAME MAP.** Streets within the City are named as shown on the Official Street Name Map which is hereby adopted by reference and declared to be a part of this chapter. The Official Street Name Map shall be identified by the signature of the Mayor, and bearing the seal of the City under the following words: "This is to certify that this is the Official Street Name Map referred to in Section 139.04 of the Code of Ordinances of Le Mars, Iowa."

**139.05 REVISION OF STREET NAME MAP.** If in accordance with the provisions of this chapter, changes are made in street names, such changes shall be entered on the Official Street Name Map promptly after the change has been approved by the Council with an entry on the Official Street Name Map as follows: "On (date), by official action of the City Council, the following changes were made in the Official Street Name Map: (brief description)," which entry shall be signed by the Mayor and attested by the Clerk.

o o o o o o o o o o

## CHAPTER 140

# CONTROLLED ACCESS FACILITIES

140.01 Exercise of Police Power

140.02 Facilities Established

140.03 Parking Restricted

140.04 Speed Limits

140.05 Schedule of Posted Streets

140.06 Unlawful Use

**140.01 EXERCISE OF POLICE POWER.** This chapter shall be deemed an exercise of the police power of the City under Chapter 306A, *Code of Iowa*, for the preservation of the public peace, health, safety and for the promotion of the general welfare.

**140.02 FACILITIES ESTABLISHED.**

1. There are hereby fixed and established controlled access facilities on the Primary Road System extension improvement, Project No. U-38(10), Primary Extension U.S. 75, from the south corporate line (Station 908 + 57.0) northeast on Hawkeye Avenue to Fifth Avenue West thence north on Fifth Avenue West to Plymouth Street (Station 974 +00); and Primary Road System extension improvement, Project No. U-274(4), Primary Extension U.S. 75, from the intersection of Fifth Avenue North and Plymouth Street (Station 1000 = 00) north on Fifth Avenue North to the north corporate line (Station 1033 +58), described as follows:

STATION	SIDE OF STREET	CURB OPENING WIDTH	DRIVE OR ENTRANCE WIDTH	USE OF DRIVE OR ENTRANCE
908+99	West (Lt.)	23 feet	—	Commercial
910+15	West (Lt.)	20 feet	—	Commercial
912+07	West (Lt.)	30 feet	—	Commercial
915+20	West (Lt.)	25 feet	—	Commercial
916+80	West (Lt.)	20 feet	—	Vacant Lot
918+40	West (Lt.)	20 feet	—	Abandoned
920+92	West (Lt.)	40 feet	—	Commercial
922+93	West (Lt.)	50 feet	—	Commercial
923+72	West (Lt.)	35 feet	—	Commercial
924+15	West (Lt.)	22 feet	—	Commercial
924+76	West (Lt.)	20 feet	—	Commercial
925+21	West (Lt.)	28 feet	—	Commercial
926+16	West (Lt.)	22 feet	—	Commercial
926+96	West (Lt.)	47 feet	—	Commercial
927+82	West (Lt.)	22 feet	—	Commercial
928+71	West (Lt.)	35 feet	—	Commercial
930+00	West (Lt.)	35 feet	—	Commercial
930+85	West (Lt.)	20 feet	—	Commercial
931+41	West (Lt.)	22 feet	—	Commercial
932+25	West (Lt.)	22 feet	—	Vacant Lot
933+43	West (Lt.)	20 feet	—	Vacant Lot
934+78	West (Lt.)	24 feet	—	Commercial
935+97	West (Lt.)	40 feet	—	Commercial

STATION	SIDE OF STREET	CURB OPENING WIDTH	DRIVE OR ENTRANCE WIDTH	USE OF DRIVE OR ENTRANCE
937+65	West (Lt.)	40 feet	—	Weigh Station
941+81	West (Lt.)	40 feet	—	Weigh Station
942+85	West (Lt.)	35 feet	—	Commercial
944+38	West (Lt.)	35 feet	—	Commercial
948+47	West (Lt.)	40 feet	—	Abandoned
948+73	West (Lt.)	40 feet	—	Vacant Lot
949+27	West (Lt.)	40 feet	—	Commercial
951+45	West (Lt.)	40 feet	—	Commercial
953+73	West (Lt.)	25 feet	—	Commercial
953+76	East (Rt.)	40 feet	—	Commercial
954+67	West (Lt.)	50 feet	—	Commercial
954+93	East (Rt.)	22 feet	—	Commercial
955+43	East (Rt.)	40 feet	—	Commercial
955+70	West (Lt.)	40 feet	—	Commercial
956+46	East (Rt.)	35 feet	—	Commercial
958+05	East (Rt.)	40 feet	—	Commercial
960+72	West (Lt.)	32 feet	—	Vacant Lot
962+34	East (Rt.)	15 feet	—	Residential
962+72	West (Lt.)	15 feet	—	Residential
962+94	East (Rt.)	15 feet	—	Residential
963+22	West (Lt.)	17 feet	—	Residential
963+73	West (Lt.)	17 feet	—	Residential
964+20	West (Lt.)	15 feet	—	Residential
964+44	West (Lt.)	15 feet	—	Residential
965+27	West (Lt.)	16 feet	—	Residential
965+89	West (Lt.)	18 feet	—	Residential
966+14	East (Rt.)	14 feet	—	Residential
966+58	East (Rt.)	16 feet	—	Residential
966+82	West (Lt.)	30 feet	—	Joint Residential
967+06	East (Rt.)	13 feet	—	Residential
967+57	East (Rt.)	15 feet	—	Residential
968+42	East (Rt.)	16 feet	—	Residential
968+78	West (Lt.)	13 feet	—	Residential
971+06	East (Rt.)	20 feet	—	Commercial
971+48	East (Rt.)	18 feet	—	Commercial
971+81	East (Rt.)	18 feet	—	Commercial
972+06	East (Rt.)	20 feet	—	Residential
972+27	West (Lt.)	18 feet	—	Residential
972+42	East (Rt.)	15 feet	—	Residential
972+79	West (Lt.)	25 feet	—	Commercial
973+06	East (Rt.)	17 feet	—	Residential
973+22	East (Rt.)	16 feet	—	Residential
973+39	West (Lt.)	40 feet	—	Commercial
973+94	East (Rt.)	40 feet	—	Commercial
935+57	West (Lt.)	38 feet	—	Commercial

2. There are hereby fixed and established controlled access facilities on the Primary Road System extension improvement, Project No. U-275(4), Primary Road No. U.S. 75, within the City, described as follows:

STATION	SIDE OF STREET	CURB OPENING WIDTH	DRIVE OR ENTRANCE WIDTH	USE OF DRIVE OR ENTRANCE
1000+22	East (Rt.)	30 feet	—	Commercial
1000+22	West (Lt.)	32 feet	—	Commercial
1000+93	East (Rt.)	33 feet	—	Commercial
1001+19	West (Lt.)	42 feet	—	Commercial
1001+36	East (Rt.)	18 feet	—	Vacant Lot
1001+86	West (Lt.)	40 feet	—	Commercial
1002+47	East (Rt.)	18 feet	—	Residential
1002+62	West (Lt.)	40 feet	—	Joint Commercial
1003+15	East (Rt.)	18 feet	—	Residential
1003+32	West (Lt.)	30 feet	—	Commercial
1003+82	West (Lt.)	23 feet	—	Commercial
1004+41	West (Lt.)	23 feet	—	Commercial
1004+87	West (Lt.)	35 feet	—	Commercial
1005+34	West (Lt.)	30 feet	—	Commercial
1006+00	West (Lt.)	35 feet	—	Commercial
1006+22	East (Rt.)	17 feet	—	Residential
1006+86	West (Lt.)	42 feet	—	Residential
1006+86	East (Rt.)	60 feet	—	Joint Residential and Commercial
1009+60	East (Rt.)	32 feet	—	Joint Residential and Commercial
1011+39	East (Rt.)	35 feet	—	Commercial
1012+05	East (Rt.)	18 feet	—	Residential
1013+96	East (Rt.)	15 feet	—	Residential
1015+07	East (Rt.)	17 feet	—	Residential
1017+68	East (Rt.)	20 feet	—	Commercial
1018+21	East (Rt.)	18 feet	—	Joint Residential and Commercial
Part or parts of areas Station 1018+95 (Rt.) to Station 1021+35 East (Rt.) Combined drive or drives to serve residence, café, service station and garage.				
1022+84	East (Rt.)	22 feet	—	Joint Residential and Commercial
1023+24	East (Rt.)	18 feet	—	Residential
1023+84	East (Rt.)	—	30 feet	State Maintenance Garage
1024+35	West (Lt.)	—	17 feet	Field Entrance

regulating access to and from U.S. 75 from the south to the north corporate limits of the City from abutting properties along said highway in accordance with plans for such improvements identified as Project U-38(10) and U-275(4).

3. There are hereby fixed and established controlled access facilities on the primary road system extension improvement, project FN-38 primary roads 3 and 75 within the City, described as follows: Project FN-38 Primary Extension 3 and 75. From the intersection of East Fifth Avenue and Plymouth Street (Station 771 + 95) north and northeast to the east corporation line (Station 825+12).

STATION	SIDE OF STREET	CURB OPENING WIDTH	DRIVE OR ENTRANCE WIDTH	USE OF DRIVE OR ENTRANCE
773+19	West (Lt.)	17 feet	—	Residential
774+29	West (Lt.)	21 feet	—	Residential
774+29	East (Rt.)	14 feet	—	Residential
774+86	East (Rt.)	17 feet	—	Residential
775+45	East (Rt.)	12 feet	—	Residential
777+90	West (Lt.)	—	11 feet	Residential
779+00	West (Lt.)	—	11 feet	Residential
779+72	West (Lt.)	—	10 feet	Residential
Part or parts of opening from station 781+85 west (Lt.) to station 782+65 west (Lt.). Combined drive or drives to serve P. & W. Farm Service and Gas Bulk Tanks. C drive at station 782+25.  Equation: 787+06.3 P.T. West back 787+08.1 P.T. East ahead				
792+68	South (Rt.)	—	14 feet	Field Entrance
794+15	North (Lt.)	—	15 feet	Field Entrance
Equation: 809+46.0 Old P.I. West back 809+09 Old P.I. East ahead				
810+13	South (Rt.)	—	20 feet	Iowa National Guard
810+64	South (Rt.)	—	17 feet	(Abandoned) Iowa National Guard
813+46	South (Rt.)	—	17 feet	Brentwood Convalescent & Rest Home
818+81	South (Rt.)	—	19 feet	Plymouth County Home

**140.03 PARKING RESTRICTED.**

1. Parking is prohibited on the extension of Business U.S. 75 through the City, from the south corporate limits to the north corporate limits. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer, except for such time as may be necessary for the expeditious loading or unloading of passengers or materials at any place along the extension of Business U.S. 75 within the City. Parking is prohibited for thirty-five (35) feet from the back of the walk line of intersecting street approaches, also for one hundred thirty (130) feet east of the intersection of Fifth Avenue West/Business U.S. 75 and Plymouth Street.

2. Parking is hereby prohibited on the extensions of Highways 3 and Business U.S. 75 within the City from the intersection of Fifth Avenue East and Plymouth Street in the City to the east corporate limits of the City. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer, except for such time as may be necessary for the

expeditious loading or unloading of passengers or materials at any place along the extensions of Highways 3 and Business U.S. 75 within the City. Parking is prohibited for thirty-five (35) feet from the back of the walk line of intersecting street approaches.

#### **140.04 SPEED LIMITS.**

1. Speed limits are hereby fixed on the extensions of Business U.S. 75 in the City as follows:

- A. Forty-five (45) miles per hour from the west corporate limits to Keystone Avenue.
- B. Fifty-five (55) miles per hour from Keystone Avenue to 500 feet ± south of Airport Drive.
- C. Forty-five (45) miles per hour from 500 feet ± south of Airport Drive to Sixth Street Southwest.
- D. Thirty-five (35) miles per hour from Sixth Street Southwest to 100 feet ± north of Fourth Street North.
- E. Forty (40) miles per hour from 100 feet ± north of Fourth Street North to 100 feet ± north of Floyd River Bridge.
- F. Fifty-five (55) miles per hour from 100 feet ± north of Floyd River Bridge to north corporate limits.

2. Speed limits are hereby fixed on the extensions of Highways 3 and 75 in the City as follows:

- A. Fifty (50) miles per hour 1500 feet ± from St. 492± to Sta. 507±.
- B. Forty (40) miles per hour 1100 feet ± from Sta. 507± to Sta. 518±.
- C. Thirty (30) miles per hour 2010 feet ± from Sta. 518± to 250 ft.± west of 2<sup>nd</sup> Avenue West.
- D. Twenty-five (25) miles per hour 2165 feet ± from 250 feet west of 2<sup>nd</sup> Avenue West to 50 feet ± west of 3<sup>rd</sup> Avenue East.
- E. Thirty (30) miles per hour 1690 feet ± from 50 feet ± west of 3<sup>rd</sup> Avenue East to 400 feet ± north of 1<sup>st</sup> Street North.
- F. Forty (40) miles per hour 1480 feet ± from 400 feet ± north of 1<sup>st</sup> Street North to Sta. 795± .
- G. Fifty (50) miles per hour 3000 feet ± from Sta. 795± to Sta. 825±.

**140.05 SCHEDULE OF POSTED STREETS.** The speed limits set forth opposite the street named in the schedule of posted streets constituting a portion of this section are the maximum lawful speeds at which motor vehicles and motorcycles shall be operated thereon. The speed limits being established are at the recommendation of the City Engineer, in consultation with the County Engineer, based upon engineering studies conducted in connection therewith. Advance warning signs shall be placed as appropriate, stating "Speed Reduced Ahead."

## NAMED STREETS

Name of Street	From	To	Speed Limit
Airport Drive	Business US 75	Holton Drive	35 mph
Holton Drive	Airport Drive	6 <sup>th</sup> Street SW	35 mph
Industrial Road	Lincoln Street	24 <sup>th</sup> Street SW	35 mph
Lincoln Avenue	Lincoln Street	South City Limits	35 mph
Lincoln Street	6 <sup>th</sup> Avenue SW	Lincoln Avenue	35 mph
Prospect Street	6 <sup>th</sup> Avenue SW	Industrial Road	35 mph
Mahogany Avenue (4 <sup>th</sup> Avenue East)	Park Lane	2,000 feet north	35 mph
Mahogany Avenue (4 <sup>th</sup> Avenue East)	2,000 feet north	North line of North Greenview Estates Subdivision	45 mph
Mahogany Avenue (4 <sup>th</sup> Avenue East)	North line of North Greenview Estates Subdivision (in Plymouth County Rural)		55 mph
Lake Avenue (Lincoln Avenue)	18 <sup>th</sup> Street South	South Corporation Line	35 mph
Lake Avenue (Lincoln Avenue)	South Corporation Line	500 feet south	45 mph
Lake Avenue (Lincoln Avenue)	500 feet south to the south (in Plymouth County Rural)		55 mph
Lynx Avenue (6 <sup>th</sup> Avenue West)	18 <sup>th</sup> Street South	500 feet south	35 mph
Lynx Avenue (6 <sup>th</sup> Avenue West)	500 feet south	1,000 feet south	45 mph
Lynx Avenue (6 <sup>th</sup> Avenue West)	1,000 feet south to the south (in Plymouth County Rural)		55 mph
K-49 (7 <sup>th</sup> Avenue East)	18 <sup>th</sup> Street South	600 feet south	35 mph
K-49 (7 <sup>th</sup> Avenue East)	600 feet south	1,200 feet south	45 mph
K-49 (7 <sup>th</sup> Avenue East)	1,200 feet south to the south (in Plymouth County Rural)		55 mph
C-30 (12 <sup>th</sup> Street South)	7 <sup>th</sup> Avenue East	1,300 feet west of 14 <sup>th</sup> Avenue East	25 mph
C-30 (12 <sup>th</sup> Street South)	1,300 west of 14 <sup>th</sup> Avenue East	700 feet west of 14 <sup>th</sup> Avenue East	35 mph
C-30 (12 <sup>th</sup> Street South)	700 feet west of 14 <sup>th</sup> Avenue East	1,600 feet east of 14 <sup>th</sup> Avenue East	45 mph
C-30 (12 <sup>th</sup> Street South)	1,600 feet east of 14 <sup>th</sup> Avenue East to the east (in Plymouth County Rural)		55 mph
200 <sup>th</sup> Street (24 <sup>th</sup> Street South)	660 feet east of Keystone Avenue	3,960 feet west of Keystone Avenue	45 mph
Keystone Avenue (30 <sup>th</sup> Avenue West)	South Corporation Limit (C-38)	1,320 feet south of 200 <sup>th</sup> Street	55 mph
Keystone Avenue (30 <sup>th</sup> Avenue West)	1,320 feet south of 200 <sup>th</sup> Street	1,320 feet north of 200 <sup>th</sup> Street	45 mph
Keystone Avenue (30 <sup>th</sup> Avenue West)	1,320 feet north of 200 <sup>th</sup> Street	North Corporation Limits (195 <sup>th</sup> Street)	55 mph

## NUMBERED STREETS

Name of Street	From	To	Speed Limit
8 <sup>th</sup> Avenue SW	6 <sup>th</sup> Street SW	Business US 75	35 mph
8 <sup>th</sup> Street SW	6 <sup>th</sup> Avenue SW	Lincoln Street	35 mph
12 <sup>th</sup> Avenue SW	12 <sup>th</sup> Street SW	18 <sup>th</sup> Street SW	35 mph
12 <sup>th</sup> Street SW	6 <sup>th</sup> Avenue SW	Holton Drive	35 mph
18 <sup>th</sup> Street SW	6 <sup>th</sup> Avenue SW	Lincoln Street	35 mph

21 <sup>st</sup> Street SW	Industrial Road	Lincoln Avenue	35 mph
24 <sup>th</sup> Street SW	6 <sup>th</sup> Avenue SW	Business US 75	35 mph

**140.06 UNLAWFUL USE.** It is unlawful for any person to:

1. Drive a vehicle over, upon or across any curb, central dividing section or other separation or dividing line on such controlled access facilities.
2. Make a left turn or a semicircular or U-turn except through an opening provided for that purpose in the dividing curb section, separation or line.
3. Drive any vehicle except in the proper lane provided for that purpose and in the proper direction and to the right of the central dividing curb, separation section or line.
4. Drive any vehicle into the controlled access facility from a local service road except through an opening provided for that purpose in the dividing curb or dividing section or dividing line which separates such service road from the controlled access facility property.