

ORDINANCE NO. 2005 - 15

**AN ORDINANCE PROVIDING SPECIFICATIONS FOR MAIL BOX INSTALLATIONS
ALONG THE COUNTY ROADS OF WHITLEY COUNTY**

WHEREAS, the Board of Commissioners of Whitley County, Indiana ("Board") has determined that, in order to promote the safe use of the county roads and to facilitate snow removal, the county should adopt certain specifications for the placement of mailboxes along the county roads in Whitley County, Indiana;

NOW, THEREFORE, BE IT ORDAINED as follows:

1. Chapter 90 of Title IX of the Whitley County Code shall be and hereby is amended to add the following new Section 90.05:

Section 90.05 PLACEMENT OF MAILBOXES

A. This Section 90.05 applies to all mailboxes placed or installed within the right of way of any county road in Whitley County, Indiana after November 1, 2005.

B. On Lincolnway East and Lincolnway West, no part of any mailbox shall be closer than ten (10) feet to the edge of the road.

C. On all other county roads, no part of any mailbox shall be closer than thirty (30) inches to the edge of the road.

D. The term "edge of the road" shall refer to the edge of the road surface material that constitutes the traveled portion of the road (e.g., the edge of the pavement in the case of a paved road).

E. The distance of any mailbox from the edge of the road shall be measured perpendicularly from a vertical line projecting upwards from the edge of the road.

F. All mailbox posts shall be made of a break-away material (i.e., wooden post with a

diameter of not greater than 4 1/2 inches or steel post with a diameter of not greater than two inches).

All mailbox posts shall be imbedded not more than 24 inches in the ground.

G. In addition to any remedy for enjoinder or abatement of the violation, the owner(s) of any property found to be in violation of this Section 90.05 shall be subject to an ordinance violation penalty in the amount of \$25.00. Each day that the violation exists or continues constitutes a separate violation.

2. The Auditor of Whitley County is directed to publish this Ordinance as provided by law.

ADOPTED this 17 day of October, 2005.

THE BOARD OF COMMISSIONERS OF
WHITLEY COUNTY, INDIANA



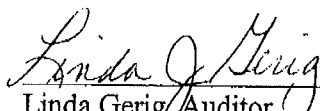
Tom Rethlake, President

James Pettigrew, Vice President



Douglas C. Eber, Member

ATTEST:



Linda Gerig, Auditor
Whitley County, Indiana