

### **Traffic Safety Hazard / Mud on Roadway Policy**

This policy refers to instances where an activity places or causes to be placed mud, obstructions or other traffic safety hazards upon a roadway. The objective is to minimize and remove the hazard from the roadway that may constitute a traffic safety hazard. Mud is a traffic safety hazard.

Residents, owners, renters, farmers, or contractors (responsible party) are responsible for the following:

1. Make all reasonable efforts to minimize and remove the hazard from the roadway.
2. Use proper advanced warning signs, such as "Mud on Roadway" or "Slippery Road" signs when necessary to inform the traveling public of the hazard. Signs must be positioned to give maximum visibility and proper advanced warning of the hazard to the traveling public.
3. Remove hazard as often as necessary to not create such hazard during these operations and at the completion of the operation.
4. Remove hazard when asked by a law enforcement agency or a highway department official. The hazard shall be removed as soon as possible and within two hours of being notified.
5. All costs for labor, equipment and material associated with the removal of the hazard, replacement of gravel, and restoration, shall be the responsibility of the person causing the hazard. The roadway shall be restored to pre-operation conditions. Restoration shall be done at the discretion of the Grand Forks County Highway Department.
6. The activity of removing the hazard shall be done using prudent judgment, due care and in compliance with the laws of the state.
7. Willfully failing to comply with this policy may result in notification being made to appropriate law enforcement agency.

Failing to follow this policy as set by the Grand Forks County Board of Commissioners, the Grand Forks County Highway Department may cause the hazard to be removed and the cost of removing the hazard, and/or the replacement of any gravel or other material, if necessary, shall be billed to the responsible party. If the bill remains unpaid for two consecutive months, the bill shall be certified to the County Tax & Finance Director (Auditor), and all of the expenses shall be charged against the land 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.

This policy is in accordance with NDCC 24-06-28, 24-06-29 & 24-06-31, and adopted by the Grand Forks County Commission on July 16, 2019.