

ORDINANCE NO. 2008-73

**BE IT ORDAINED BY THE QUORUM COURT
OF THE COUNTY OF WASHINGTON,
STATE OF ARKANSAS, AN ORDINANCE
TO BE ENTITLED:**

KARLTONS
CO & PROBATE CLERK
WASHINGTON CO ARK

2008 NOV 14 PM 3:10

FILED

**AN EMERGENCY ORDINANCE REGULATING
THE LOCATION OF MAILBOXES IN THE
RIGHT-OF-WAY OF COUNTY ROADS.**

WHEREAS, all county roads have a right-of-way on both sides of the road of differing widths; and,

WHEREAS, said right-of-ways are extremely important in regards to adequate maintenance of county roads; and,

WHEREAS, said right-of-ways must be mowed and otherwise maintained; and,

WHEREAS, most people in the County must have their mailboxes in the road right-of-way to enable delivery of their mail; and,

WHEREAS, many mailboxes are now being placed too close to the driving surface of county roads; often made of brick, thus, causing difficulty in maintaining the right-of-way and creating a safety hazard.

**NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:**

ARTICLE 1. Mailboxes shall be allowed to encroach within the right-of-way of any county road so long as the outermost edge of said mailbox and/or its supporting structure is no less than two feet (2') from the edge of the driving surface of said road.

ARTICLE 2. All such mailboxes shall also comply with the following:

- (a) Mailboxes must be made of Postmaster-approved light sheet metal or plastic only.
- (b) The support should be only strong enough to hold the mailbox. An ordinary 4"x 4" wood post or 1-1/2" to 2" metal pipe, or other material comparable or less in strength, anchored in the ground no more than two feet is required.

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- (c) Mailbox-to-post attachments must be strong enough to prevent the box from coming loose from the post if struck by a motor vehicle.
- (d) Multiple mailbox mountings must use individual mounting posts rather than a horizontal support.
- (e) No reflective material may be used on the mailbox or supporting post except for addresses.
- (f) Specific installation details of the Postmaster must be followed.

ARTICLE 3. The County Judge or his designee may grant an extension of time to relocate any mailbox upon showing a good cause.

ARTICLE 4. This Ordinance shall be applicable to any mailbox that is erected or replaced on or after the effective date of this Ordinance.

ARTICLE 5. Any violation of this Ordinance shall be punishable by a fine of \$250 per day and may be enforced by appropriate civil action by the County Judge.

ARTICLE 6. Emergency Clause: It is hereby determined that it is in the best interest of the citizens of the county for this ordinance to be effective immediately; and the general health, safety and welfare of the citizens are affected by such for the reasons as set out above; therefore, an emergency is declared to exist and this ordinance shall be, and is, effective from the date of its passage.



JERRY HUNTON, County Judge

11-14-08

DATE



KAREN COMBS PRITCHARD, County Clerk

Sponsor: David Daniel
Date of Passage: November 13, 2008
Votes For: 11 Votes Against: 1
Abstention: 0 Absent: 1