

ORDINANCE NO. 2023-2

**BE IT ENACTED BY HOWARD COUNTY, ARKANSAS, AN ORDINANCE TO BE ENTITLED:
AN EMERGENCY ORDINANCE REGARDING ADOPTING NEW ROADS INTO THE COUNTY
ROAD SYSTEM IN HOWARD COUNTY, ARKANSAS**

WHEREAS Howard County, Arkansas should have a policy to encourage and regulate the expansion of the County Road System.

WHEREAS this policy should encompass roads that have been developed or built by individuals, developers, or companies:

WHEREAS Howard County should stipulate minimum construction requirements to ensure a quality road system in Howard County, Arkansas:

**THEREFORE, BE IT ORDAINED BY HOWARD COUNTY, ARKANSAS, AS
FOLLOWS:**

ARTICLE 1. Requirements of a Road to be Adopted

In order for Howard County, Arkansas, to adopt a road that has been built or developed by an individual, developer, or company, the road must have the minimum qualifying criteria:

- (A) There must be a recorded easement of at least fifty feet (50') in width on all new roads to be adopted.
- (B) There must be at least twenty feet (20') in width of prepared road surface.
- (C) There must be adequate drainage to include the proper number and size of culverts and ditches. This must be on each side of any road to be adopted.
- (D) The shoulders of the road must be stabilized.
- (E) Banks of the road must be established.
- (F) The driving surface must be at least 6 inches (6") of compacted base material such as high-quality clay gravel or crushed rock.
- (G) Paving is developers' responsibility. Paving is not qualifying requirement, but gravel roads accepted in the County Road System may or may not be paved by the County;
- (H) New roads must be accessible to general public, There must be no gate(s), cattleguards, and roads must service multiple homes or a business or businesses with multiple employees.

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(I) The road to be adopted must be reviewed and approved by the Howard County Judge and Road Foreman prior to being officially adopted.

ARTICLE 2: Severability

If any provision of this Ordinance is found to be invalid by the decision of any court of competent jurisdiction, such invalidity shall not affect the remaining sections, phrases, and provisions of this Ordinance which remain valid and enforceable.

ARTICLE 3: Emergency Clause

Howard County, Arkansas, finds that the immediate implementation of this ordinance is necessary for the preservation of the public's peace, health, safety, welfare, and property, an emergency is hereby declared to exist, and that this Ordinance is to be in effect immediately after its adoption.

PASSED AND APPROVED this 21 day of August, 2023.

APPROVED:

COUNTY JUDGE

ATTEST:

COUNTY CLERK

FILED
HOWARD COUNTY CLERK
AUG 21 2023
COUNTY & PROBATE CLERK

FILED FOR RECORD AND RECORDED

This 21 Day of August, 2023.

Howard County Clerk

By D.C.