

BINGHAM COUNTY
RESOLUTION NO. 2023-25

**A RESOLUTION APPROVING AN ORDINANCE CHANGE TO BINGHAM COUNTY
ORDINANCE 7.3.6 B(5) IN CHANGING DRIVEWAY APPROACHES UP TO THE
ROADWAY**

WHEREAS the Bingham County Board of Commissioners have reviewed concerns that citizens have had in dealing with the standing Bingham County Ordinance in the requirements set out for driveway approaches.

WHEREAS the current ordinance 7.3.6 B(5) reads:

“All driveway concrete must terminate at the public right of way line. That portion of approach in the right-of-way may be either gravel or asphalt. In Residential Subdivisions, concrete driveways may extend to ribbon curbing.”

WHEREAS it is proposed that the existing ordinance of 7.3.6 B(5) will be replaced with the following language:

“The portion of the approach in the right of way may either be gravel or asphalt. In Residential Subdivision the portion of the approach in the right-of-way may also be concrete.

Bingham County shall not be held responsible for any damage to concrete driveways, within a platted residential subdivision or on a dead-end cul-de-sac which extend into the public right-of-way that result from the county’s performance for their regular road maintenance duties”.

WHEREAS, the Bingham County Board of Commissioners took additional testimony and reviewed the concerns and finds that it is in the interest of the citizens of Bingham County to amend the Bingham County Ordinance to better fit current needs and settings of

NOW, THEREFORE, BE IT RESOLVED by the Bingham County Board of Commissioners supports the proposed change to the Bingham County Ordinance 7.3.6 B(5) to now read as follows:

The portion of the approach in the right of way may either be gravel, asphalt or concrete.

- a. Bingham County shall not be held responsible for any damage to concrete driveways which extend into the public right-of-way that result from the county’s performance for their regular road maintenance duties.

Whitney Manwaring
Chairman Whitney Manwaring

Dated 5-3-2023

Mark R. Bair
Commissioner Mark Bair

Dated 5-3-2023

Eric Jackson
Commissioner Eric Jackson

Dated 5-3-2023

ATTESTED Pamela Eckhardt
Bingham County Clerk Pamela Eckhardt

