

**ORDINANCE NO. 041823-1**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF  
THE CITY OF HARTFORD, IOWA, 2018, BY AMENDING  
ORDINANCE CHAPTER 165.21 CULVERTS**

**BE IT ENACTED** by the City Council of the City of Hartford, Iowa:

**SECTION 1. SECTION MODIFIED.** Chapter 165, Section 21 (1) Culverts of the Code of Ordinances of the City of Hartford, Iowa is repealed, and the following adopted in lieu thereof:

**165.21 CULVERTS**

New and Existing Driveways. The property owner shall install any culvert deemed necessary under any driveway or any other access to the owner's property, and before installing a culvert, permission must first be obtained from the City. The property owner shall be responsible for the cost of the culvert itself. In the event repairs are needed at any time, it shall be the responsibility of the property owner to make such repairs and, in the event the owner fails to do so, the City shall have the right to make the repairs. If the property owner fails to reimburse the City for the cost of said repairs, the cost shall be certified to the County Treasurer and specially assessed against the property as by law provided. The size of the culvert to be installed shall be determined by the City.

**SECTION 2. SEVERABILITY CLAUSE.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 3. WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and Approved by the Council the 18<sup>th</sup> day of April, 2023.