

ORDINANCE NO. 96-2

AN ORDINANCE ESTABLISHING A 55
MILE PER HOUR SPEED LIMIT UPON
Afton & Brookings TOWNSHIP ROADS

WHEREAS, Pursuant to SDCL 32-25-9.1, the County has the authority to establish speed zones on any part of the highways within its jurisdiction on the request of and after any other local authority having charge of the maintenance thereof has declared its intention to post speed zones; and

WHEREAS, because of the nature and conditions of roads in Afton & Brookings Townships, it is in the interest of the safety and welfare of all residents and travelers on such roads to maintain the speed limit at 55 miles per hour; and

WHEREAS, the Township Boards of the Townships of Afton & Brookings have requested that the Brookings County Board of Commissioners establish a speed zone of 55 miles per hour on all roads in the Afton & Brookings Township road systems, except such portions of said roads and highways where a different and lower speed limit is hereafter or has heretofore been established by separate ordinance; and

THEREFORE, BE IT ORDAINED, that a speed limit of 55 miles per hour be and the same is hereby established on all roads and highways in the Afton & Brookings Township highway systems, except such portions of said roads and highways where a different and lower speed limit is hereafter or has heretofore been established by separate ordinance.

First Reading April 9 '96

Second Reading April 16 '96

Adopted this 16 day of April, 1996.

James Reichard
Chairman, Brookings County Board of
County Commissioners

ATTEST:

Sandra Kneiz
Brookings County Auditor

Resolution 96-01:

**A RESOLUTION ESTABLISHING A 55
MILE PER HOUR SPEED LIMIT UPON
AFTON TOWNSHIP ROADS**

WHEREAS, Pursuit to SDCL 32-25-9.9, the Board of County Commissioners may determine and establish speed zones upon streets and highways on the request of and after any other local authority having charge of the maintenance thereof; and

WHEREAS, because of the nature and conditions of roads in Afton Township, it is in the interest of the safety and welfare of all residents and travelers on such roads to maintain the speed limit at 55 miles per hour; and

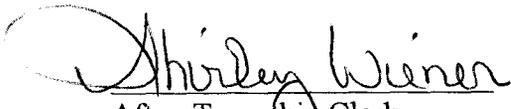
WHEREAS, due to time constraints imposed on such local government bodies by the impending state law raising speed limits to 65 miles per hour, the Local Board of Supervisors have declared such action an emergency and have acted accordingly; and

THEREFORE, BE IT RESOLVED, Brookings County establish a speed limit of 55 miles per hour be and the same is hereby established on all roads in the Afton Township road system except such portions of said roads and highways where a different and lower speed limit is hereafter or has heretofore been established by separate ordinance.

Adopted this 2nd day of April, 1996


Chairman, Afton Township Board
of Township Supervisors

ATTEST:


Afton Township Clerk

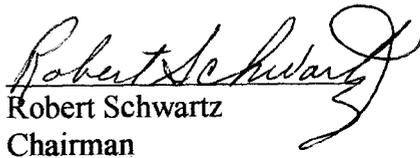
Emergency Meeting of The Afton Board of Supervisors

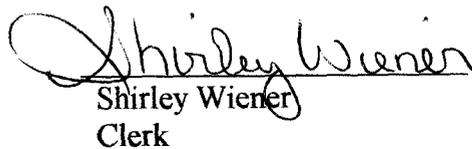
The local board of Afton Township Supervisors met at 1:00 p.m. on April 2, 1996 at the Palace Cafe, White, S.D. Robert Schwartz, Supervisor Chairman; Richard Lucas, Supervisor; Alvin Schmidt, Supervisor; Craig Culver, Treasurer; and Shirley Wiener, Clerk. The purpose of the meeting was to establish a resolution concerning the change in state speed limits from 55 mph to 65 mph.

Shirley Wiener presented a letter with enclosures from Theodore V. Eggebraaten, Superintendent of the Brookings County Highway Department sent to all township clerks. Ted Eggebraaten stated that if the township wanted to create a lower speed limit on county roads the township would need to send the appropriate paper work to the County Auditor as soon as possible.

Richard Lucas moved to establish a speed limit for all township roads at a maximum of 55 mph further known as Resolution 96-01, with said resolution acted upon in a state of emergency to protect the roads, and the safety and welfare of all residents and travelers on such roads, Alvin Schmidt seconded. All in favor, carried.

Alvin Schmidt motioned to adjourn, Craig Culver seconded, all in favor, carried.


Robert Schwartz
Chairman


Shirley Wiener
Clerk

Resolution 96-01:

**A RESOLUTION ESTABLISHING A 55
MILE PER HOUR SPEED LIMIT UPON
BROOKINGS TOWNSHIP ROADS**

WHEREAS, Pursuit to SDCL 32-25-9.1, the Board of County Commissioners may determine and establish speed zones upon streets and highways on the request of and after any other local authority having charge of the maintenance thereof; and

WHEREAS, because of the nature and conditions of roads in Brookings Township, it is in the interest of the safety and welfare of all residents and travelers on such roads to maintain the speed limit at 55 miles per hour; and

WHEREAS, due to time constraints imposed on such local government bodies by the impending state law raising speed limits to 65 miles per hour, the Local Board of Supervisors have declared such action an emergency and have acted accordingly; and

WHEREAS, the burden of payment and posting such speed limits will be at the expense of Brookings Township and the responsibility of the Brookings Township Board of Supervisors; and

THEREFORE, BE IT RESOLVED, Brookings County establish a speed limit of 55 miles per hour be and the same is hereby established on all roads in the Brookings Township road system except such portions of said roads and highways where a different and lower speed limit is hereafter or has heretofore been established by separate ordinance.

Adopted this 27th day of March, 1996


Chairman, Brookings Township Board
of Township Supervisors

ATTEST:


Brookings Township Clerk

Emergency Meeting of The Brookings Township Board of Supervisors

The local board of Brookings Township Supervisors met at 8:00 p.m. on March 26, 1996 at Perkins. Dick Nichols, Supervisor Chairman; Dan Miller, Supervisor; Dale Ishol, Supervisor; Leon Bush, Treasurer; and Philip A. Egeberg, Clerk. The purpose of the meeting was to establish a resolution concerning the change in state speed limits from 55 mph to 65 mph.

Philip A. Egeberg presented a letter with enclosures from Theodore V. Eggebraaten, Superintendent of the Brookings County Highway Department sent to all township clerks. Ted Eggebraaten stated that if the township wanted to create a lower speed limit on county roads the township would need to send the appropriate paper work to the County Auditor prior to close of business 29 March, 1996. Dan Miller suggested that we call our township attorney to ascertain whether the township could legally entertain such a resolution without a public reading. A call was placed to Jay Liebel, township attorney, and his advice was taken into consideration. Due to the time constraints imposed, the township would not have time to bring the resolution before the citizens of the township.

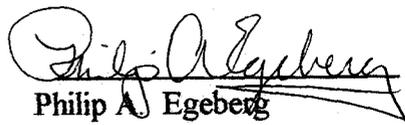
Dick Nichols moved to establish a speed limit for all township roads at a maximum of 55 mph further know as Resolution 96-01, with said resolution acted upon in a state of emergency to protect the roads, and the safety and welfare of all residents and travelers on such roads, Dale Ishol seconded, All in favor, carried.

Dick called to read the minutes of all board meetings since the annual meeting. Dan Miller moved to approve the minutes as written, Dale Ishol seconded, all in favor, carried.

Dan Miller motioned to adjourn, Dale Ishol seconded, all in favor, carried.



Dick Nichols
Chairman



Philip A. Egeberg
Clerk