

RESOLUTION NO. 2011- 17

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF  
KIOWA COUNTY, KANSAS, REQUIRING PERMITS FOR THE  
EXCAVATION FOR SECTION CORNER MONUMENTS WITHIN  
KIOWA COUNTY ROAD RIGHT OF WAYS**

WHEREAS, K.S.A. 19-101a and amendments thereto, provides that the Board of County Commissioners shall have home rule authority to legislate on matters of local concern; and

WHEREAS, the Board of County Commissioners has received information and heard recommendations from the Kiowa County Road and Bridge Supervisor requesting a permit requirement for excavation for boundary markers within the county right of way; and

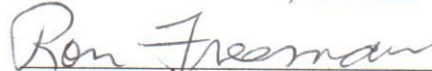
NOW, THEREFORE, the Board of County Commissioners, to protect the property of the County, ensure the safety of its citizens and ensure the location of all markers excavated in the Kiowa County road right of ways are recorded to preclude further excavation searching for the same markers, find it is in the best interest of the county and is reasonable and advisable to require permits for excavation for corner monuments within Kiowa County road right of ways.

FURTHER, that the provisions of this resolutions shall be enforced pursuant to K.S.A. 19-101(d) and K.S.A. 19-101(e). The Kiowa County Sheriff is hereby authorized to patrol the above referenced county roads for enforcement of this resolution and is further authorized to issue citations for prosecution of persons violating this resolution in the District Court of Kiowa County, Kansas.

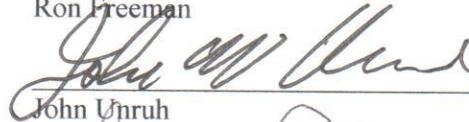
This is an ordinary home rule resolution and shall become effective upon its publication in the official newspaper of the County.

Adopted this 19<sup>th</sup> day of December, 2011.

**BOARD OF COUNTY COMMISSIONERS  
OF KIOWA COUNTY, KANSAS**



Ron Freeman



John Unruh



Don Richards

ATTEST:



Carmen Renfrow, County Clerk