

NOTICE TO RICHLAND COUNTY LANDOWNERS

PLEASE BE ADVISED THAT RICHLAND COUNTY WILL NO LONGER TOLERATE FARMING IN THEIR RIGHT OF WAYS.

The Richland County Commissioners have been advised by the North Dakota Department of Transportation that the County will lose federal highway funding for the building and maintaining of county roads if encroachment laws are not enforced.

ENCROACHING ON COUNTY RIGHT OF WAYS IS PROHIBITED BY STATUTE.

N.D.C.C. § 24-05-23 in summary provides that a landowner who encroaches upon a county road or its ditches or approaches is liable to the county for damages resulting from the encroachment. If the landowner fails to remove the encroachment after being notified, the damages will be the cost that the County incurs in eliminating the encroachment (crops) and reseeding. If the landowner fails to pay the County for the damages, the expense of the repair must be charged to the land of the landowner. The expenses charged become a part of the taxes to be levied against the land for the ensuing year.

PLEASE BE ADVISED that it shall be the policy of Richland County to follow the statute and eliminate highway right-of-way encroachment on county roads. Although this notice is for county roads, townships have the same authority over township road right of ways.

If you have questions regarding the right of way widths along County roads, please contact the Richland County Highway Department at 642-7810.