

MAILBOX ORDINANCE

The Village Board of the Village of Eden does hereby ordain as follows:

I. Intent. The Village previously adopted its ordinance prohibiting rural delivery mailboxes and newspaper tubes and mail has been available to residents by use of post office boxes within the Village post office. To the extent that the U.S. Postal Service does not maintain a separate post office within the Village, cluster mailbox receptacles (cluster boxes) for Village residents will have to be constructed and maintained for mail delivery within the Village. The purpose of this ordinance is to establish the use of cluster mailbox receptacles and identify the placement, cost, shared expense and maintenance of said mail receptacles.

II. Mail Receptacle – Type and Placement. The use of cluster boxes shall be the sole means by which mail is delivered to the residents of the Village. Residents are prohibited by ordinance from erecting or placing any individual rural delivery mailboxes or newspaper tubes within the Village.

III. The Village of Eden will provide cluster mailbox receptacle(s) for all residences that do not have some other free means of U.S. Mail delivery provided for them by the post office. The Village shall divide the cost of constructing a cluster box receptacle by the number of boxes therein and that actual cost shall be the amount paid by the resident assigned to a box within the cluster box. That methodology shall be employed for any cluster box receptacle built immediately after the passage of this ordinance together with any future cluster box receptacle and the Village understands that those costs may differ based upon actual construction expenses and the number of boxes so constructed. The Village will ensure that a sufficient number of boxes are constructed to allow for one box per current residence in the Village at the time of initial construction. The Village may construct more boxes than initially necessary to accommodate for future development. Alternatively, the Village may require developers to construct cluster box receptacles for future development pursuant to this ordinance. Developers may choose to construct cluster box receptacle(s) to accommodate a development or may purchase sufficient boxes for the anticipated number of residences in the development from the Village if extra boxes are available; however, the Village shall not sell extra boxes to developers unless the Village has, on hand, sufficient boxes to cover all current residences together with established, undeveloped lots.

IV. Any individual who subdivides a lot or creates a development that will result in future residences shall, at the time the lot subdivision or development is submitted to the Village for approval, either acquire sufficient boxes for the number of residences anticipated from boxes in the current Village inventory at the cost thereof or deposit with the Clerk a sum equal to two times the cost of a box for the most recent cluster box construction and that sum shall be held by the Village Clerk to be applied toward the actual cost of cluster box construction in the future.

Cluster boxes necessary for a new development or subdivision of an existing lot shall be actually constructed at the time the first building permit is taken out for construction of a residence on the subdivided parcel or developer's plat. The sum so deposited shall be applied toward the owner/developer's cost of cluster box construction. If sufficient cluster boxes are not constructed within 120 days of the issuance of the building permit, the Village may construct the necessary number of boxes, apply the sums on deposit toward the cost thereof and charge the developer/subdivider for any extra costs incurred therein or refund any balance to said subdivider/developer.

V. A cluster box, once issued, shall remain with the residence and the keys therefor transferred upon sale. The Village shall maintain a master list of cluster boxes and the residence to which they are assigned and may provide the box owner with keys and replacement keys upon payment by the owner of the actual cost thereof.

VI. The Village shall be responsible for maintenance of cluster boxes but any maintenance or replacement shall be assessed equally among the owners of the residences using said box. All cluster boxes shall be located upon property owned by the Village or Village street right-of-way.

VII. Any subdivider or developer constructing a cluster box shall obtain a building permit from the Village and approval of the specific location and shall be responsible for digger hotline inquiry and costs.

VIII. This ordinance does not affect or pertain to the use, by residents, of postal patron boxes at the Village post office, if available.

Adopted this 19th day of June 2008.

This Ordinance is effective on the date following its publication.

VILLAGE OF EDEN

Robert J Goebel

President

Sheila M Zook

Clerk

