

**327G.81 Maintenance of improvements along rights-of-way.**

1. A person, including a state agency or political subdivision of the state, who acquires a railroad right-of-way after July 1, 1979, for a purpose other than farming has all of the following responsibilities concerning that right-of-way:

a. Construction, maintenance, and repair of the fence on each side of the property, however, this requirement may be waived by a written agreement with the adjoining landowner.

b. Private crossings as provided for in [section 327G.11](#).

c. Drainage as delineated in [chapter 468, subchapter V](#).

d. Overhead, underground, or multiple crossings in accord with [section 327G.12](#).

e. Weed control in accord with [chapter 317](#).

2. [This section](#) does not absolve the property owners of other duties and responsibilities that they may be assigned as property owners by law. [Subsection 1](#), paragraph “a”, does not apply to rights-of-way located on land within the corporate limits of a city except where the acquired right-of-way is contiguous to land assessed as agricultural land.

[C81, §327G.81]

[2010 Acts, ch 1061, §122](#)