

Town of Edgewater

Sawyer County

This ordinance supercedes any and all previous ordinances, particularly ordinance 4-2000, that in any way conflict with the contents herein. The Town Board of the Town of Edgewater, Sawyer County, Wisconsin, does ordain as follows:

SECTION 1 – TITLE/PURPOSE

The title of this ordinance is the Town of Edgewater Driveway Ordinance. The purpose of this ordinance is to establish standards for driveways that will provide for better and safer provisions for adequate access from private development to a public right of way and better erosion control.

SECTION 2 – AUTHORITY

The Town Board of the Town of Edgewater has the specific authority, powers and duties pursuant to Wis. Stats. 60.61, 60.62 pursuant to the specific statutory sections noted in this ordinance to zone certain areas in the Town of Edgewater and to regulate, prohibit and restrict construction, alteration, erection and enlargement of certain structures and building in the Town of Edgewater and to regulate and control certain uses, activities, businesses and operations in the Town of Edgewater.

SECTION 3 – ADOPTION OF ORDINANCE

The Town Board of the Town of Edgewater has, by adoption of this ordinance, confirmed the specific statutory authority, powers and duties noted in the specific sections of this ordinance and has established by these sections and this ordinance the certain areas and the regulations and controlling of certain uses, activities, businesses and operations in the Town of Edgewater.

SECTION 4 – MINIMUM REQUIREMENTS

All new driveways proposed to be installed or any driveway alleged to be existing and serving open land without improvements and proposed to be converted to a driveway to serve one or more structures shall be subject to a \$50.00 inspection fee as established by the Town Board to be paid to the town prior to the start of and construction of a new driveway and prior to the issuance of a building permit. The driveway base and size specifications must be in place prior to issuance of a building permit.

The applicant who may be the owner, agent, or contractor shall submit a location construction plan showing specifications including grade, slope, width, and length of the driveway and erosion control procedures.

Authorization for a driveway is subject to the approval of the Town Board wherein located and when so approved the Town Board shall notify the Sawyer County Zoning Office. The evidence of an existing driveway is a statement from the town that an approved driveway is in place. If there is a dispute on the adequacy of an alleged existing driveway the decision of the Town Board will be the deciding factor. If there is not clear evidence as determined by the Sawyer County Zoning Administrator that the driveway has been used during the last 12 months the Town Board review process is required.

The following specifications shall apply:

Minimum road surface width	12 feet
Minimum width clearance	24 feet
Minimum height clearance free of trees, wires, etc.	18 feet
Maximum grade	10%

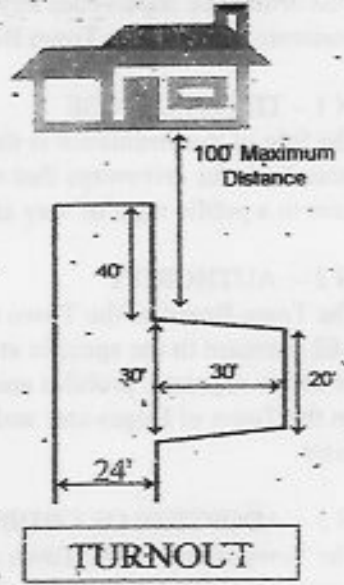
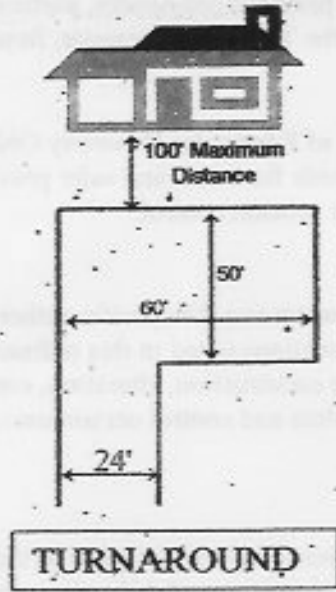
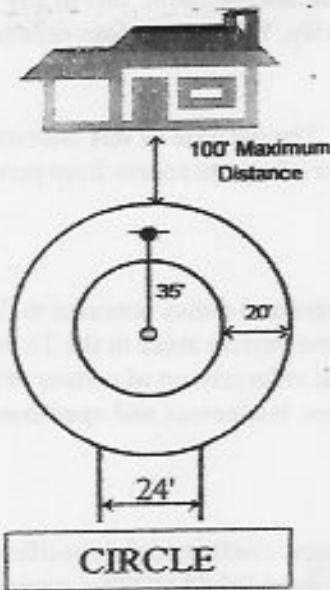
At least one 25 feet in length and 18 feet in width segment of road surface shall be provided for each 300 feet of driveway length to provide for the safe passage of meeting vehicles. The driveway within the area of the public right of way shall slope away from the public road at a minimum of 1% and a maximum of 5% to prevent erosion onto the public road.

An adequate roadbed base of suitable material to support the projected traffic shall be determined by the town in considering an application for driveway approval.

The Town Board will consider impervious surface restriction for driveways located within the shoreland protection zone.

Illegal culverts will be removed at landowner's expense.

Driveways longer than 150 feet must provide an adequate turnaround that will accommodate a 30 foot long fire truck. Refer to the diagrams below for driveway and turnaround minimum clearance dimensions.



SECTION 5 - DEFINITIONS

Driveway access: any area where travel occurs from a public road over land (whether by easement of ownership) not considered to be a part of the public road for the purpose of gaining access to land or improvements.

SECTION 6 - PENALTY PROVISION

Any person, partnership, corporation, or other legal entity that fails to comply with the provisions of this Ordinance shall, upon conviction, pay a forfeiture of not less than \$100.00 nor more than \$500.00, plus the applicable surcharges, assessments, and costs for each violation. Each day a violation exists or continues shall be considered a separate offense under this Ordinance. In addition, the town board may seek injunctive relief from a Court of record to enjoin further violations.

SECTION 7 - APPLICATION PROCEDURE

Application for driveway permit can be obtained from the Edgewater Town Clerk.

SECTION 8 - EFFECTIVE DATE

Following passage by the Edgewater Town Board, this ordinance shall take effect the day after the date of posting as provided by sec. 60.80, Wisconsin Stats.

Adopted this _____ day of _____, 2006.

Chairman _____

Supervisor _____

Supervisor _____

Posted this _____ day of _____, 2006

Attest: Town Clerk _____