

*5-10-13*

**ORDINANCE NO. 8**

**AN ORDINANCE TO CREATE SECTION 7.0 OF THE MUNICIPAL CODE OF THE TOWN OF HICKORY GROVE, GRANT COUNTY, WISCONSIN RELATING TO DRIVEWAYS.**

WHEREAS, the Town Board of Hickory Grove determined that it is in the best interest of the Town to establish standards for new or converted driveways which will provide better and safer provisions for adequate access from private development to a public right of way; and

WHEREAS, the Town Board of Hickory Grove is authorized by Wis. Stat. Sec 60.22(2) and 61.34(1) to establish standards for the construction and location of driveways in order to promote the safety of its residents.

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF HICKORY GROVE, GRANT COUNTY, WISCONSIN, DO HEREBY ORDAIN AS FOLLOWS:

**Section I:** Section 7.0 of the Municipal Code shall be and hereby is created to read as follows:

**“7.0 DRIVEWAY STANDARDS.**

**A. Definitions:**

1. As set forth in this ordinance, “driveway” shall mean any private way, private road or other avenue of private travel that runs through any part of a private parcel of land that connects or will connect with any public highway and will provide vehicular access from the highway to the private parcel and extending from the center of the public highway 33 feet onto the private parcel.
2. As set forth in this ordinance, “person” shall mean any person, corporation, partnership, organization, association or other legal entity.

**B. Prohibitions:** No person may establish or construct a driveway or reconstruct, Or alter any existing driveway without complying with the standards set forth herein.

**C. Standards:**

1. All driveways shall have an approach at the place where it intersects the public highway of at least 30 feet in width.
2. Commencing at the driveway intersection with the public road, each driveway Shall have an unobstructed view of the public highway in each direction of at least 300 feet.
3. Each driveway shall have a road base of a minimum of 4 inches of breaker rock And shall be covered by not less than 5 inches of ¾” gravel.

4. Each driveway shall be constructed so as to prevent erosion onto the public road. Driveways shall slope away from the public road.
  5. Each driveway shall be constructed to allow access to any and all emergency vehicles, including fire, police, ambulance or first responder vehicles.
  6. If a culvert is required, each culvert shall be at least 18 inches in diameter. Any culvert violating this subsection shall be removed at the landowner's expense in addition to any other penalties set forth herein.
- D. Exemption: These standards shall not apply to driveways providing access to vacant land which is used solely for agricultural purposes.
- E. Penalty: Any person who violates a provision of this ordinance shall be subject to a forfeiture of not less than \$100 nor more than \$500 plus the costs of prosecution. A separate offense and violation shall be deemed committed on each day that a violation continues."

**Section II:** This ordinance shall take effect upon its passage and publication or posting as required by law.

Adopted and approved this 12 day of August, 2010.

TOWN OF HICKORY GROVE BY:

Robert Mertz

Robert Mertz, Chairman

Gerhardt Hoffland

Gerhardt Hoffland, Supervisor

Brian Russell

Brian Russell, Supervisor

COUNTERSIGNED:

Glendon Staskal

Glendon Staskal, Town Clerk

Date Adopted:

8-12-2010

Date Recorded:

8-16-2010

Date Published:

8-16-2010

Effective Date:

8-19-2010