

**TOWN OF JACKSONPORT
ORDINANCE NUMBER 01-2008
DRIVEWAY ORDINANCE**

Section 1: Title/Purpose

The purpose of this ordinance is as follows:

Whereas, interest has been expressed 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 as well as to provide efficient fire and emergency service.

Section 2: Authority

The Town Board of the Town of Jacksonport has the specific authority, powers and duties pursuant to Chapter 60, Wis. Stats., pursuant to the specific statutory sections noted in this ordinance and/or by its adoption of village powers under Section 60.10, to regulate and control certain uses, activities and operations in the Town of Jacksonport.

The Town Board of the Town of Jacksonport has been granted village powers pursuant to Section 60.10 Wis. Stats.

Section 3: Adoption of Ordinance

The Town Board of the Town of Jacksonport has, by adoption of this ordinance, confirmed the statutory authority, powers and duties noted in the specific sections of this ordinance and has established by these sections and this ordinance the regulation and control of certain uses, activities and operations in the Town of Jacksonport.

Section 4: Minimum Requirements

The minimum requirements for a driveway are:

1. Except for driveways to state trunk highways, the driveway shall be at least sixteen (16) feet of clearance width, have not less than twelve (12) feet of hard surfacing with one (1) foot shoulders on either side and an overhead clearance of fifteen (15) feet so fire and emergency equipment can enter unobstructed. Driveways to state trunk highways must comply with the rules of the Wisconsin Department of Transportation. Minimum culvert size 12 inches in diameter. Driveways 1000 feet or longer must have a pull off lane for meeting vehicles.
2. The setback for any driveway must be a minimum of five (5) feet from the property side lot line (unless the driveway is to be shared by the adjacent property owner) and any designated wetlands
3. No more than two (2) single family houses or two (2) commercial or industrial buildings shall be served by a shared driveway. Access for more than two lots or parcels to a road via any shared driveway shall not be approved unless the Town Board determines that a shared driveway is necessary for environmental or safety reasons.

4. New shared driveways shall be subject to a recorded agreement for their private, continued maintenance, including but not limited to snow plowing, at the expense of abutting land owners, as a condition of Town approval.
5. Any person transferring ownership of a lot with access from a shared private driveway shall give the new owner a letter stating that said driveway is a private shared driveway, and that therefore the property owners taking access from that driveway are collectively responsible for its maintenance.
6. Driveways must be constructed in a manner not to cause drainage upon other private or public property or private or public roadways.
7. Curves shall be 45 degrees or less.

Permits must be obtained thru Independent Inspections LTD 800-422-5220 or Jacksonport Town Clerk.

Section 5: Violations

Anyone violating any provision of this ordinance shall forfeit not less than Two Hundred Dollars (\$200), nor more than Five Hundred Dollars (\$500), plus applicable penalty assessments and costs of prosecution. Each day of violation can be considered a separate violation.

Section 6: Effective Date

This ordinance will become effective upon passage and publication as provided by law. Adopted by the Town Board this 22 day of January, 2008.

Town of Jacksonport
Chairperson George Bagnall

Supervisor Jeanne Majeski

Attest Town Clerk Eileen Phetteplace
Date January 22, 2008