

ORDINANCE NO. L100814-1A

DRIVEWAY AND CULVERT ORDINANCE
Access Road and Driveway Requirements**SECTION 1 - REQUIREMENTS**

These requirements apply to new building construction and improvements to existing buildings totaling more than half the value of the existing building. The requirements include residential, commercial, agricultural and industrial buildings.

1. Access road and driveway construction or alteration requires a permit issued by a Town Board Member or the Building Inspector.
 - a) Driveways accessing any State or County road will require approval from the governing body and are not covered under the provisions of this ordinance.
2. Access road and driveways must:
 - a) have a minimum side to side width clearance of 20 feet
 - b) have a minimum road base width of 16 feet
 - c) have a minimum driving surface of 12 feet
 - d) have a minimum height clearance of 13.5 feet
 - e) have a slope no greater than 10% unless documentation is obtained stating that slope will not affect public safety in providing emergency services
 - f) be able to sustain a minimum weight load of 30 tons (to support weight of fire equipment)
 - g) have the first 12 feet from the edge of the highway be near level, but slightly lower than the highway, to allow for water drainage
 - h) have a minimum of 5 inches of crushed rock or equivalent
 - i) intersect with town roads at right angles
 - j) have a sight distance of 250 feet in any direction along the town road being intersected, if the legal speed limit is 35 miles or less. If the speed limit is over 35 miles, sight distance should be 350 feet
 - k) be at least 100 feet from any intersection
 - l) be placed no closer than 10 feet from the lot line, as measured from the lot line to the nearest edge of the shoulder or the ditch, whichever is nearest.
3. Access roads and driveways that are over 300 feet in length that end in a dead end, provide an area sufficient for a turn around of a tandem axle truck.
4. All access roads that connect a driveway to a public road must also adhere to these rules (as in frontage or connecting roads).
5. Culverts (if required) must:
 - a) be new, have a minimum of 18 inch diameter, 32 feet length, and be of galvanized steel construction plus end walls.
 - b) have unfinished end caps (no rock, wood, blacktop or concrete finishing)
 - c) be installed at the same grade as preexisted
 - d) be adequate for drainage.
6. Proper steps must be taken for erosion control.

SECTION 2 – VIOLATION AND PENALTIES

It shall be unlawful to install, relocate or replace a driveway access in violation of this ordinance. Any person, firm or corporation that fails to comply with the provisions of this ordinance shall upon conviction thereof, shall forfeit not less than \$100.00 and not more than \$1,000.00 and the cost of prosecution for each violation.

SECTION 3

This ordinance shall become effective upon its passage and publication as required pursuant to law.

SECTION 4 – SEVERABILITY

If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

By

Francis Vorachek, Chariman

Tom Lambie, Supervisor

Scott Retzlaff, Supervisor

I, Julia DeGroot, Clerk of the Town of Liberty do hereby certify that this is an exact and true copy of ordinance L100814-1A passed by a majority vote, with a quorum present by the Town Board of Liberty.

Given under my hand and seal this 8th day of October, 2014.

Julie DeGroot, Clerk