

**Town of Land O' Lakes, Vilas County Wisconsin
Driveway Ordinance
Ordinance No. 2010 - 07**

SECTION 1: Purpose

The purpose of this ordinance is to regulate the establishment, construction, improvement, modification or reworking of a driveway to assure that the site, method of construction, and conservation practices used will promote the public health, safety, and general welfare of the community, and to enforce the goals and policies set forth in the Town of Land O' Lakes Comprehensive Plan.

SECTION 2: Jurisdiction

Jurisdiction of these regulations shall include all driveways on land within the Town of Land O' Lakes. Existing driveways that undergo repairs involving changes to the existing grade, re-routing or increased use (to serve an additional house, dwelling unit or material increase in business) are subject to the provisions of this ordinance. The provisions of this do not apply to field roads.

SECTION 3: Authority

The Town Board of Land O' Lakes, Vilas County has the authority, powers and duties pursuant to Sec 60.61, 60.62 and 62.23 Wisconsin Statutes, pursuant to the specific statutory sections noted in this ordinance and /or by its adoption of village powers under Sec 60.10 to zone certain areas in the Town of Land O' Lakes and to regulate, prohibit and restrict construction, alteration, erection and enlargement of certain structures and buildings in the Town of Land O' Lakes and to regulate and control certain uses, activities, businesses and operations in the Town of Land O' Lakes.

The Town of Land O' Lakes has been granted village powers pursuant to Sec 60.10 Wisconsin Statutes and the Town meeting dated April 2, 1963 approved the authority of the Town Board to zone pursuant to Sec 60.62 Wisconsin Statutes.

SECTION 4: Adoption of Ordinance

The Town Board has, by adoption of this ordinance confirmed the specific statutory, 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 Land O' Lakes.

SECTION 5: 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 an inspection fee of \$50.00 to be paid to the Town Clerk prior to the start of any construction on a new driveway and prior to the issuance of a building permit.

The applicant who may be the owner, agent or contractor shall submit a location construction plan showing specification including grade, slope, width, and length of the driveway, erosion control procedures and access point to a public right of way.

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 Vilas County Planning and Zoning office. The evidence of an existing driveway is either the clear indication of a driveway being in place on the April 1989 aerial photograph or 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 Vilas County

Planning and 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.....	14 feet
Minimum width clearance	14 feet
Minimum height clearance free of trees, wires, etc	14 feet
Maximum grade	10 percent

At least one 25 feet in length and 18 feet in width segment of road surface shall be provided for each 500 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 road bed base of suitable material to support the projected traffic and any requirements for culverts shall be determined by the Town in considering an application for driveway approval. If culverts are required, the recommended minimum diameter shall be 18 inches, galvanized steel. At the dead end of all new driveways, a turn-around of at least 25 feet radius or some other method to allow vehicle to turn around shall be provided as determined by the Town Board. This requirement can be waived if approved by the Town Foreman in consultation with the Fire Department. Illegal culverts will be removed at the landowner's expense. **Grand fathered Properties/Existing Driveways: Emergency vehicles may not be able to service your property in a timely fashion if they do not meet the above requirements.**

SECTION 6: Definitions

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

SECTION 7: Responsibility Of Costs

All costs of design and construction of said driveway, including permit fees, cost of culverts, and various erosion controls and surface water management measures, engineer's plan(s), inspectors(s), if required, shall be paid by the property owner requesting the permit.

SECTION 8: Effective Date

This ordinance shall take effect one day after its passage and publication as provided by law.

Adopted this 10th day of November 2010

LAND O' LAKES TOWN BOARD

[Signature]
Dan Balog, Chairman

[Signature]
Sam Otterpohl, Supervisor

[Signature]
Mike, Stopczynski, Supervisor

Filed and attested this 10th day of November, 2010
Flossie Knoth, Town Clerk

