

ORDINANCE 2022-06
DRIVEWAYS ORDINANCE FOR
THE TOWN OF WINCHESTER, VILAS COUNTY WISCONSIN

A. Purpose:

1. Establish the minimum standards for the construction or rebuilding of driveways, private roads, or private lanes connecting to any public roadways in the Township of Winchester to enable the safe ingress and egress of Emergency response vehicles, and for purpose of public safety.
2. Regulate the construction or rebuilding of driveways, private roads, or private lanes abutting any public roadway in Winchester Township.

B. Jurisdiction: Jurisdiction of these regulation shall include all driveways, private roads, or private lanes within Winchester Township.

C. Authority: This ordinance is enacted to provide general specifications for Town roads, driveways, private roads, or private lanes in Winchester Township. Pursuant to sections 60.10(2)(c), 60.22(3), 61.34(1) of Wisconsin State Statutes, and under the controlled access highway power granted pursuant to sections 83.027(10) and 84.25(1) of Wisconsin State Statutes. This Ordinance supersedes Ordinance #2018-02.

D. Driveways/Private roads/Private Lanes abutting public roads:

1. The following provisions apply to private driveways, private roads and private lanes abutting public roads. All work shall be performed without danger to or interference with traffic using the town road or street.
 - a. Unless otherwise stated, a minimum of a twelve (12) inch by twenty-four (24) foot long culvert shall be installed and maintained by the property owner under the proposed private driveway, road or lane to provide proper drainage under the entrance and along the public roadway. Fill shall be made over culverts so that the ends are free and the ends shall be riprapped or sodded to prevent fill material from spilling into the ditch and clogging the culvert. Work of placing culverts and placing riprap and/or sod shall proceed diligently and be completed promptly after it is begun and shall present a neat appearance when completed.
 - b. Entryways within fifty (50) feet of the centerline of any public roadway shall not exceed a five-percent (5%) up or down slope. However, when existing property slopes exceed ten percent (10%), the Winchester Town Board may allow the entryway slope to be increased to minimize grading damage to property, but in no case shall entryways exceed fifteen percent (15%) and entryways exceeding ten percent (10%) shall provide rounding at the intersection with the public road so as to prevent rear-end or mid-wheel dragging to vehicles entering or leaving the property. Driveways should align with the public roadway at right angles to facilitate turning moves from both directions. Entryways should not be located adjacent to sharp vertical or horizontal curves in the public roadway, but shall be located in positions where adequate stopping sight is available to all vehicles.
 - c. Unless otherwise documented, the town road right of way at the place of construction is assumed to extend thirty-three (33) feet from the center line of the town road.
 - d. Town road surfaces, slopes, shoulders, ditches and vegetation disturbed by construction shall be Restored by the land owner.
 - e. All costs of installation and maintenance of culverts under private driveways, private roads, and private lanes, as well as any public roadway or right of way restoration shall be the sole responsibility of the property owner.
 - f. The edge of all private driveways, roads, and lanes shall be located at least fifteen (15) feet from the nearest side lot line except in the case of a driveway abutting a public road and providing access to two adjacent parcels. Said driveway can be on the lot line or split between both parcels. A maintenance agreement and easement agreement must be recorded.
 - g. All permits required for private driveways, roads, or lanes must be acquired from the Vilas County Zoning Department prior to start of start of any construction. Permits for temporary driveways or roadways shall also require the permit holder to return the affected area to its natural state within six months after use is halted.

- h. Construction of private lanes shall be completed prior to Winchester town Board recommending approval of any land division.
 - i. All work shall be carried out to the satisfaction of the Winchester Town Board as to compliance with any permits
- 2. Private driveways:** require a roadbed of twelve (12) feet in width with an overhead clearance of fifteen (15) feet clear for ingress and egress of emergency vehicles.
- 3. Private roadways serving up to three (3) fire numbers require:**
- a. A roadbed of twelve (12) feet in width with an overhead clearance of fifteen (15) feet.
 - b. Requires a thirty (30) foot easement width, fifteen (15) feet in each direction from the center of the road.
 - c. Require any structures, e.g. Bridges:
 - (1) Must be inspected and rated to pass a 30 ton fire apparatus safely.
 - (2) Must be at a minimum ten (10) feet wide
- 4. Private lanes serving more than three (3) fire numbers require:**
- a. A sixty-six foot (66) easement width, thirty-three (33) feet in each direction from the center of the road.
 - b. A private lane with a 30 foot easement may not be extended to serve more than 3 fire numbers unless the easement width is extended to 66 feet.
 - c Required structures, e.g. Bridges:
 - (1) Must be inspected and rated to pass a 30 ton fire apparatus safely.
 - (2) Must be at a minimum ten (10) feet wide
 - d. Private lanes shall be graveled to a minimum width of twelve (12) feet with a minimum of four (4) inches of compacted gravel over an appropriate base with sufficient drainage.
 - e. All private lanes serving more than three (3) fire numbers shall have a recorded maintenance agreement acceptable to the Winchester Town Board in place prior to the approval of any land division to the Town Board.

E. Transfer of Private Roads or Lanes to the Town of Winchester:

Prior to the transfer of a private road or lane to the Town of Winchester, the road or lane must meet all of the requirements of a Town Blacktopped/seal coated road. Specifications are listed in Paragraph H of the Winchester Town Roads Ordinance 2022-__.

F. Failure to maintain driveways, private roads or private lanes to the minimum standards listed in paragraph D1a-i could result in the inability of the Winchester Emergency Services to provide prompt and effective response to private properties in the Township of Winchester.

G. Validity: Should any section, clause, or provision of this ordinance be declared by the courts to be invalid. the same shall not affect the validity of the ordinance or any part thereof.

H. This ordinance shall be effective upon passage by the Winchester Town Board and publication as provided by law.