DRIVEWAYS & CULVERTS

The Town of Angelica Board of Supervisors, Shawano County, Wisconsin, ordains as follows:

1.01 Title... Driveway and Culvert Ordinance

1.02 Purpose... In order to promote the public safety, general welfare and convenience, it is necessary that certain requirements be established and followed in the creation of new driveways, or work done on already existing driveways in the Town of Angelica.

1.03 Statutory Authority... This ordinance is adopted as authorized under s.82.03 Wis. Stats.

1.04 Abrogation and Greater Restrictions... It is not intended by this ordinance to repeal, abrogate, annul, impair or interfere with any rules, regulations, ordinances or permits previously adopted or issued pursuant to law. However, whenever this ordinance imposes greater restrictions, the provisions of this ordinance shall apply.

1.05 Severability... Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

1.06 Applicability... The requirements of this ordinance apply to all persons within the Town of Angelica.

1.07 Administration... The provisions of this ordinance shall be administered by the Town of Angelica Board of Supervisors or its designee. Primary contact to be the Town Chairman. If unavailable, either of the two Supervisors are to be contacted for site inspection. Requests would be acted upon at the time of the site inspection by either the Town Chairman or one of the Supervisors.

1.08 Driveways...

a. Only one driveway will be allowed per parcel. A request for an additional driveway can be made to the Town of Angelica Board of Supervisors and will be handled on a case-by-case basis.

b. Before any driveways can be constructed either for new structures, existing structures or for access to fields in the Town of Angelica, approval must be granted by the Town of Angelica Board of Supervisors as to the placement of said driveway.

c. Each driveway must have sufficient line of sight and also be at a right angle at its intersection with a public road so as to allow safe entry or exit from the road. Standard for a driveway being the most practical, safe entry upon the public highway.

d. Commercial driveways on town roads shall conform to the County and State Department of Transportation requirements for driveways on county and state roads unless otherwise authorized by the Town of Angelica Board of Supervisors.

e. All approved driveways shall be installed prior to any construction work being done on the parcel that driveway serves.

f. Any damage done to a town road during construction work involving a driveway or buildings will be the responsibility of the property owner or contractor. The type of repair work to be done and cost to be borne by property owner/contractor will be the decision of the Town of Angelica Road Superintendent/Town of Angelica Chair.

g. Maintenance of driveways, including the culvert pipe, is the responsibility of the property owner or occupant, and maintenance of the road side is the responsibility of the local governing body.

1.09 Culverts...

a. In the event a culvert is newly installed, the applicant shall be responsible for restoring the area to the proper grade, for the condition of any ditch which may be affected, and for compliance with any other applicable law, ordinance or regulation. The culvert pipe must be placed in the ditch so as not to obstruct the water flow. Before a culvert is installed the base upon which the culvert is placed shall have all vegetation removed and the base shall be smoothed and have the correct slope for property drainage.

b. In the event a culvert is repaired or replaced, the applicant shall be responsible for restoring the area to its previous condition.

c. No fill shall be placed in a Town ditch located on the Town right-of-way nor shall the contour or slope of said Town ditch be changed. A property owner may petition the Town Chairperson or his/her designee for a variance of this subsection should special circumstances exist. Should the Town Chairperson or his/her designee deny the Request for Variance, the property owner may appeal said decision to the Town Board.

d. During road or ditch reconstruction only one (1) primary culvert per parcel will be upgraded, field entrance shall be upgraded to a minimum 40' culvert. Extra permitted culverts and culverts over 40' are the responsibility of the land owner.

e. In the Lake Sandia Subdivision, the Town Board may, on a case-by-case basis, approve culverts of 12-inch diameter if the Board determines that such diameter will provide for adequate drainage in the area of the subject property.

1.10 Specifications for Driveways and Culverts...

Driveways:

Road Surface Width.....25 feet at road right-of-way and first 25 feet from that point ~ then can taper down to 15 feet
Surface Material.....gravel, blacktop
Width Clearance.....minimum of 20 feet
Height Clearance.....minimum of 15 feet
Over 500 feet in length.....provide a turn-around in the form of a T which is 25 feet deep and 15 feet wide or other adequate turn-around as approved by the Town of Angelica Board

Setback from Property Lines.....minimum of 15 feet
Setback from Intersection of Any Public Road.....minimum of 100 feet

Properties that cannot conform to the minimum setbacks from property lines and intersections of public roads because of their lot size shall be allowed lesser setbacks. The Town of Angelica Board of Supervisors or its designee shall set an appropriate setback for those properties that cannot conform to the minimum setbacks. All properties that can conform to the minimum setbacks must conform to those setbacks.

Culverts:

Length.....minimum of 28 feet ~ maximum of 36 feet
Diameter.....minimum of 15 inches, except as otherwise provided in Section 1.09(e).
Material.....galvanized steel or Class 3 High-density polyethylene
Culvert Ends.....end pans must be placed on each end of the culvert up to 36" in diameter. Breaker run or end pans must be placed on each end of culvert larger than 36" in diameter.

Different specifications than those appearing above may be specified under "dimensions" or "special conditions" of the Driveway and/or Culvert Permit by the Town of Angelica issuer as deemed necessary for the safety of its residents, for the prevention of water damage and for the prevention of drainage problems.

1.11 Penalties…If any culvert which is installed, replaced, or repaired is in violation of the provisions of this ordinance, the Town may restore the area to a condition which complies with this ordinance, and recover the cost from the responsible party. The penalty for violation of any provision of this ordinance shall be a forfeiture of not less than $75.00, nor more than $200.00 together with the actual costs of prosecution, including attorney fees and court costs. Each day of continuing violation shall constitute a separated offense.

1.12 Effective Date…The provisions of this ordinance shall take effect on July 11, 2005 upon passage and publication as provided by law.

Adopted this 11th day of November, 2024