

ORDINANCE -003-2008

TOWN OF ELK MOUND
DUNN COUNTY

Road Standards Ordinance

THE TOWN BOARD OF THE TOWN OF ELK MOUND, DUNN COUNTY, WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

Section One: Article IV, Section 2.05 of the Municipal Code of the Town of Elk Mound is hereby created to read:

ROAD STANDARDS ORDINANCE

2.0505 No person shall file a plat or certified survey map of a land division in the town of Elk Mound, Dunn County, pursuant to Ch. 236 Wis. Stats., unless all roads to be dedicated to the public have been constructed and approved pursuant to this ordinance.

2.0510 The Town Board shall refuse to accept dedication of any road until such time as when it has been constructed and approved pursuant to this ordinance.

2.0520 No plat or certified survey map which proposes to dedicate road rights of ways to the town shall be approved by the Town Board unless the subdivider first submits a preliminary plat or preliminary certified survey map which identifies the roads in question and is approved of by the Town in accord with this ordinance.

2.0525 Road Plans:

1. The following shall be submitted to the Town Board before approval of any road:
 - (a) A scale drawing of the location of each proposed road and the area it will serve. The drawing shall contain contours at vertical intervals of not more than two feet showing the topography of the road and the area served, and shall indicate how runoff from the area served will be diverted from the road.
 - (b) If the proposed road, in part or in whole, is not located within the area to be included within a platted subdivision or a certified survey map land division, a map of the location of the proposed road and the area served shall be filed.
2. In addition to the foregoing, the Town Board may require the submission of either or both of the following additional documents before construction of a road is undertaken:

- (a) A profile drawing of the centerline of the proposed road, drawn to scale, showing the grade of the road.
 - (b) A cross-section drawing of the road, drawn to scale, showing the cut and fill areas.
3. Each road plan submitted to the Town shall be accompanied by a non-refundable fee of \$500.00.

2.0530 Minimum Design Standards

Each road shall conform to the minimum town road standards and specifications of §82.50, Wis. Stats., and applicable provisions of the Wisconsin Administrative Code.

2.0535 The following standards shall be met or exceeded by all public roads, hereinafter constructed in the Town, unless modifications are permitted upon authorization of the Town Board for good cause shown. Whenever there is a conflict between any particular standard of the Town and a corresponding standard of the State, the more strict standard shall apply.

- 1. Road Right-of-Way.....66 feet (4 rods)
- 2. Roadway Width (base course).....28 feet
- 3. Traffic Lanes (surfaced area).....22 feet
- 4. Maximum Grade.....10 percent
- 5. Each road which lacks an exit shall terminate in a turnaround whose diameter shall not be less than 175 feet and which may consist of a loop as opposed to being entirely paved. If designed in the form of a loop, the diameter of the surface area shall not be less than 22 feet in width.
- 6. Ditches.
 - (a) All Ditches shall be seeded, sodded or provided with sodded check dams at discretion of the Town Board.
 - (b) All portions of the right-of-way beyond the edge of the base course that are disturbed at the time of construction shall be properly seeded or sodded to prevent erosion.
- 7. No trees or stumps may be placed or left in any fill.

8. Bridges and Culverts.

- (a) Culverts shall conform to the minimum design standards contained in the Wisconsin Statutes, and the Wisconsin Administrative Code. In addition, in every case the Town Board shall determine the size of culverts to ensure that they are large enough to drain off the anticipated service area during heavy runoff and to prevent ponding. The Board may require drainage calculations prior to the approval of culvert designs.
- (b) In the event that the Town Board requires drainage calculations for culvert placement, the costs of said collection shall be borne by the subdivider. The town reserves the right, at the expense of the subdivider, to refer the calculations to a professional engineer of its choice for review and analysis.
- (c) All bridges shall conform to those minimum design standards and specifications contained in the Wisconsin Statutes and the Wisconsin Administrative Code, but in no case shall any bridge be built which is less than 28 feet in width. All bridge designs must bear the seal of a certified civil engineer of the State of Wisconsin.

9. Road Construction Materials.

- (a) Base course shall consist of a minimum of 8" compacted crushed gravel, crushed lime rock or other such materials as approved by the Town Board. Base course shall be allowed to season for one winter before application of asphalt.
- (b) **Additional Base Material.** If, in the opinion of the Town Board, the soil forming the foundation for a road proposed to be accepted by the Town of Elk Mound, is unstable as a result of water saturation or unstable composition, or otherwise precludes the construction of a sound and durable public road in accordance with the minimum specifications otherwise established by this Section, the Town Board may require that additional base material be added before such road may be considered as eligible for acceptance as a Town road.
- (c) Asphalt surfacing shall conform to WisDOT Specifications for local roads having a traffic count less than 750 vehicles per day, but shall have a finished thickness of at least three inches applied in two passes in all locations. The Town may sample paving material at the plant and also on the roadway for a period of fifteen days after application to determine acceptability.

10. Signs. Road signs at all intersections created by a newly constructed road shall be fabricated and erected by the person proposing dedication of such road. Fabrication shall be in accordance with then prevailing Town Road Sign Standards, and installation shall be as directed by the Town Superintendent of Highways or, in the Superintendent's absence, by the Town Board.

2.0540

1. The Town Board or its designee shall inspect all roads intended to become public roads before approval, and in the alternative no plat or certified survey map shall be approved or surety released until the construction complies with this ordinance. This requirement may be waived in the discretion of the Town Board subject to the following.
2. In the event that the subdivider proposes to dedicate private roads only, and the town is willing to authorize a private road to be constructed and operated, these standards shall not apply. However, as a condition of such approval, in order for a plat or certified survey map to be recorded, the subdivider shall be required to place a covenant against the title of each lot sold which shall read as follows:

The grantee and his or her successors and assigns are placed on notice that the road adjoined this real estate is a private road and that the Town of Elk Mound has no responsibility to operate, maintain, or repair the said road, in addition, the Town of Elk Mound is not compelled to accept a dedication of said road should a petition be filed with it for this reason.

3. The Town Board or its designee shall inspect all roads proposed to be accepted by the Town for public travel purposes. No road shall be deemed to be accepted by the Town until it has been approved as having been constructed in accord with the requirements of this Ordinance. Further, the Town Board reserves the right to retain the services of a professional engineer to perform the inspection functions called for in this section and to issue a report to the Town Board, recommending acceptance, denial of acceptance or conditional acceptance of the road. The person seeking to have a road approved for transfer to the Town shall be responsible for all costs of inspection, including the fees and expenses of the Town's engineer.

2.0550 No person may construct a road and seek to dedicate it to the Town unless the road conforms with all of the standards set forth expressly or by reference in this ordinance. Such performance shall be required even if the proposed road dedication is not associated with a land division by plat or Certified Survey Map.

2.0560 Definitions: The following definitions shall control interpretation and application of words in this ordinance:

“Certified Survey Map” has the meaning set forth at §236.34, Wis. Stats.

“Drawn to scale” means at a scale of not more than 200 feet per each inch.

“Plat” has the meaning set forth at §236.02(8), Wis. Stats.

“Private road” means any road designed and used for vehicular travel which is not owned, operated, maintained or repaired by the Town, Dunn County or State of Wisconsin.

“Public road” means a road which is open to travel by the public and which is operated and maintained by a public highway authority.

“Road” means a town highway as that term is defined at §990.01(12), Wis. Stats.

Section Two: This ordinance shall take effect upon its adoption and publication/posting as required by law.

Dated this 8th day of May, 2008.

TOWN OF ELK MOUND

By: Vernon Hanson

By: Carolyn Laechler, Clerk

ORDINANCE -004-2009

-To Amend §2.0535 5. of the Town Road Standards Ordinance; Minimum Design Standards-

THE TOWN BOARD OF THE TOWN OF ELK MOUND, DUNN COUNTY, WISCONSIN, HEREBY ORDAINS AS FOLLOWS:

Section One: That §2.0535 5. of the Town of Elk Mound Road Standards Ordinance be amended to read:

5. Each road which lacks an exit shall terminate in a turnaround whose diameter shall not be less than 175 feet ~~and which may consist of a loop as opposed to being~~ and which shall be entirely paved. ~~If designed in the form of a loop, the diameter of the surface area shall not be less than 22 feet in width.~~

Section Two: That this ordinance shall take effect upon its adoption and publication as required by law.

Dated this 16th day of April, 2009.

TOWN OF ELK MOUND

By: Vernon Hanson

By: [Signature]

By: Eaton J. Christopher