

**TOWN OF ATHELSTANE
PRIVATE ROAD DESIGN STANDARDS
ORDINANCE #11**

SECTION 1 – PURPOSE

The purpose of this ordinance is to promote the safety and general welfare of the citizens of the Town of Athelstane and others who travel the private roads by providing for the orderly layout and construction of Private roads.

SECTION 2 – PERMIT

To insure compliance with the standards created by this ordinance, no person shall commence construction of any Private road without first obtaining a permit for construction from the Town, along with a copy of this ordinance and typical road cross section. Permits can be obtained from the Town of Athelstane Town Board or Designee. Applicants are also responsible for any other county or state permits needed.

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| a. Road Permit | \$150.00 |
| b. After the fact Permit Fee: | \$300.00 |

SECTION 3 – MAINTENANCE

Maintenance by property owners on existing or new private roads is required by the Town. Private roads shall be maintained and be free of any obstruction in order for emergency vehicles to have access to all property owners served by that road. If a lack of maintenance is observed by the Town board or Designee, all property owners on the road shall be notified in writing by the Town that emergency vehicles may not be able to access their property during an emergency. The Town shall not risk damage to emergency vehicles or personnel attempting to gain access to roads not maintained or kept free of obstructions. It is understood that any private road, new or existing shall not be entitled to either maintenance or improvement by the Town of Athelstane at any time now or in the future.

SECTION 4 – ROADWAY BASE AND FILL

All marsh, swamp, muck and peat material shall be removed from under the area of the roadway to insure a stable foundation for the roadway fill. All excavated organic material shall be disposed of either by placing a layer six (6) inches minimum depth on the side of cut and fill or by disposal off the roadway. Road fill shall be free of all large rock, muck, peat and other organic matter. Fill material shall be installed in layers up to 6-inch maximum and compacted between layers to assure maximum compactness and prevent differential settlement.

SECTION 5 – INSPECTION

Inspections may be done by the Town Chairperson and/or Designee. Inspections may be done of the road base, ditches and grades, the crushed gravel, driving surface and hard surface of either cold or hot mix blacktop.

SECTION 6 – EASEMENT

An easement of 66 feet is required on any newly established private road. A minimum easement of 49.50 feet is required for a private road to be considered for the Town to take it over as a Town Road.

SECTION 7 – CLEAR ZONE

The entire width of the easement shall be clear of all trees, brush, stumps, etc.

SECTION 8 – CUL-DE-SAC

All dead end roads, regardless of length, shall have a cul-de-sac at the end having a minimum radius of 75 feet or a “T” of not less than 50 feet on both side of center line of said road and not less than 50 feet wide. On an existing dead-end road that has no cul-de-sac or “T”, one will be constructed if deemed necessary by the Town Chairperson or Designee.

SECTION 9 – BOULEVARDS

No boulevards shall be constructed in the Town of Athelstane.

SECTION 10 – ROADWAY

Roadway width shall be not less than eighteen (18) feet. The entire traveled roadway width shall have no less than 6-inch bank run covered with four (4) inches of 3/4” crushed gravel. More bank run or crushed gravel may be needed to create stability in problem areas. The roadway surface shall be constructed centered in the right-of-way.

SECTION 11 - SHOULDERS

Shoulder width shall be not less than two (2) feet wide on either side of roadway. They shall not have less than four (4) inches of 3/4” crushed gravel.

SECTION 12 - DITCHES

The ditch must be at least one (1) foot below the bottom of the gravel base or sub-grade. Deeper ditches may be necessary to provide positive drainage patterns. Side slopes of 4 to 1 are desirable with 2 ½ to 1 maximum. Side slopes and back slopes are to be top-soiled and seeded.

SECTION 13 - CULVERTS

A culvert must be made of concrete or steel and have sufficient hydraulic capacity to carry away a predetermined quantity of water in a given time. Culverts shall be installed as necessary with the location and size to be determined by the Town Board or Designee. Multiple part culverts are to be banded with a band of the same size and gauge as the culvert.

SECTION 14 – CURVES AND SLOPES

All curves and slopes shall be constructed in accordance with the standards set forth in Section 82 of Wisconsin Statutes currently in effect or subsequently amended which standards are incorporated herein by reference.

SECTION 15 - STUMPS

No stumps, logs, brush or any other debris shall be buried within the easement.

SECTION 16 – ACCESS

For each 1/8 mile of an existing road (county, town or private) not more one (1) road may be constructed to adjoin the existing road.

SECTION 17 - SEEDING

All side slopes and back slopes shall be seeded with standard DOT highway mix or equivalent mix for permanent cover.

SECTION 18 – TYPICAL CROSS SECTION

Typical cross section shall be given to the Town before a permit will be issued.

SECTION 19 – ROAD SIGNS

Signs shall be provided and installed by the Town of Athelstane. This shall be done at the expense of the owner/developer.

SECTION 20 – NAMING OF ROADS

The naming of roads must have Town Board approval. After approval is granted the Town of Athelstane will submit road name to the Marinette County Property Lister for County approval. The road name shall not exceed 16 (sixteen) characters including spaces.

SECTION 21– VIOLATION AND PENALTY

Any person, firm or corporation who violates this ordinance shall pay a forfeiture of not less than \$100.00 or more than \$2,000.00, together with the cost of prosecution, or in default of payment thereof by imprisonment in the Marinette County Jail for a term of not more than thirty (30) days. Each day of violation may constitute a separate offense.

SECTION 22 - ENFORCEMENT

The Town Board or Designee shall be empowered to inspect and/or issue citations through the power of this ordinance.

SEVERABILITY

In the event that any section or sections herein shall be ruled unconstitutional by any competent court, such determination shall not affect the validity or effectiveness of the others sections of this Ordinance and the remainder of said Ordinance shall remain in effect.

This ordinance adopted by the Town Board of the Town of Athelstane on this 9th day of February, 2016.

The Town Board of Athelstane

By: _____ Attest _____
John Dobratz - Chairman Janice DuChateau - Clerk

Harold Tesch Jr - Supervisor

David Jose - Supervisor

