

CHAPTER 4

Driveways

- 4.4.1 Driveway Requirements
- 4.4.2 Permittee Liable for Damage or Injury

SEC. 4-4-1 DRIVEWAY REQUIREMENTS.

- (a) **Permit Required.** Unless otherwise especially permitted by resolution of the Town Board, upon written application giving the reason therefore, no person shall construct, repair or reconstruct any driveway without having first obtained a permit from the Town Clerk for which a fee in the sum of Five Dollars (\$5.00) shall be charged. Such permit shall be issued upon an application form provided by the Town and shall contain such information as the Town Clerk shall deem necessary.
- (b) **Regulation For Construction of a Highway or Driveway to Serve More Than One Parcel of Land.**
 - (1) Permit Required. No person, firm or corporation shall construct or permit to be constructed within the Town of Packwaukee any highway or driveway arranged or planned to serve more than one (1) parcel of land used for residential purposes, unless a permit shall first be obtained from the Town Clerk.
 - (2) Approval. No such license or permit shall be issued until the plans and specifications for such highway or driveway shall be approved by the Town Clerk as to specifications as to location, width and general plan.
- (c) **Installation Requirements.**
 - (1) Openings for vehicular ingress and egress shall be at least ten (10) feet wide at the property line for residential properties, and a minimum of sixteen (16) feet wide at the property line for all other uses, but shall not exceed twenty-four (24) feet at the property line and thirty (30) feet at the curb opening.
 - (2) No driveway shall be closer than ten (10) feet to extended street line at an intersection. At street intersections a driveway shall not provide direct ingress or egress to or from the street intersection area and shall not occupy areas of the roadway deemed necessary by the Town Board for effective traffic control or for highway signs or signals. Vehicular entrances and exists to drive-in theaters, banks and restaurants; motels; funeral homes; vehicular sales, service, washing and repair stations; garages, or public parking lots shall be not less than two hundred (200) feet from any pedestrian entrance or exit to a school, college, university, church, hospital, park, playground, library, public emergency shelter or other place of public assembly.
 - (3) No driveway apron shall extend out into the street further than the facing of the curb and under no circumstances shall such driveway apron extend into any gutter area. All driveway entrances and approaches shall be so constructed as not to interfere with the drainage of streets, side ditches or roadside areas or with any existing structure on the right-of-way. When required by the Town

Clerk so as to provide for adequate surface water drainage along the abutting street, the property owner shall provide any necessary culvert pipe at such owner's expense.

- (4) No more than one (1) driveway entrance and approach shall be constructed for any lot or premises except where deemed necessary and feasible without the impairment of safety, convenience and utility of the street by the Town Board. Driveway approaches shall be at least ten (10) feet apart except by special permission from the Town Board and driveways shall, in all cases, be placed wherever possible as not to interfere with utilities in place. Any costs of relocating utilities shall be the responsibility of the property owner with approval of the Town Board necessary before any utility may be relocated and the driveway installed.
- (d) **Permit Applications.** Permit applications shall be made at least twenty-four (24) hours in advance of intended installation, but this shall not be deemed to be a limitation of time within which a permit must be granted, and the Town Clerk shall have such time as reasonably necessary for examination and consideration of any application before granting the permit, subject always to specific direction of the Town Board.

SEC. 4-4-2 PERMITTEE LIABLE FOR DAMAGE OR INJURY.

The permittee shall assume all responsibility for any injury or damage to persons or property resulting directly or indirectly during construction or repair of driveway approaches or entrances. When curb or gutter is removed, the new construction shall be of equivalent acceptable material and curb returns provided or restored in a neat, workmanlike manner. Driveway surfaces shall connect with the street pavement and sidewalk in a neat, workmanlike manner.