

FILE COPY 3-29

ORDINANCE NO.

An Ordinance amending Ordinance No. 4 (Road Ordinance) of the Town of Lincoln. This Ordinance is amended and adopted to protect the public interest by assuring safe private access to town roads, preventing traffic hazards and providing for proper drainage along town roads and natural watercourses.

The Town Board of the Town of Lincoln does ordain as follows:

Section I: Article C, Section II, of Ordinance No. 4 of the Town of Lincoln, is hereby amended to read as follows:

"C. PROCEDURES:

2. Owners or developers of property seeking to create or modify access to any existing town road or street shall submit an application to the Town Board for a permit for such construction or modification. Such application shall include the following:

a. A plan of the proposed driveway or other access point showing the location and design of the access. The plan shall be drawn to scale with sufficient dimensions and descriptions to allow the Town Board to determine the location of the proposed access and its relation to the town road or street, to include drainage or ditch information including proposed culvert sizes and locations.

b. The Town Board or its designee shall examine the application and the site of the proposed access. After examination, the Board may require additional information from the property owners to determine if the proposed access meets the requirements of this ordinance and of applicable county ordinances or State Statutes.

c. In the review of the access application the Town Board will consider the adequacy of the drainage; and other matters that would affect the maintenance, drainage, safety and traffic flows of the town road or street.

d. The Town Board shall issue a permit for construction or modification of the proposed access, or if the application is rejected, the Town Board shall state reasons for the rejection consistent with this ordinance.

(3) Any culverts or private access bridge within the right-of-way of any town road or street shall be of steel or concrete construction only. The exposed end of any culvert shall be cut or constructed with at least a 45 degree angle from the vertical. Driveways will slope into the ditch at an angle of not more than 45 degrees, including abutments or retaining walls."

Section III: This Ordinance shall be in full force and effect from and after the day after its passage and publication as provided by law.

Dated this _____ day of _____, 1994.

TOWN OF LINCOLN

BY: _____
Wayne Rasmussen

AND: _____
Arvin Podevels

Passed _____

Approved _____

Published _____