

TOWN OF COOKS VALLEY
Ordinance No: CHAPTER 6
Driveway and Road Approach Ordinance

6.01 Driveway and Road Approaches

To meet the various needs of the property owners desiring access to town, county and state roads, the general design requirements for these driveway or road approaches are described as follows:

Driveway or road approaches are those approaches necessary to permit normal travel from a residence or farm or field for their normal use, or some other special, noncommercial purpose approved by the town or county engineer.

- (1) The location of road approaches or driveways must be consistent with the regulations in these rules and must not infringe on the frontage of adjoining property. Each road approach must be located so that it does not cause undue interference or hazard to the free movement of road traffic, as determined by the town or county engineer;
- (2) Any person wishing to construct a road approach or driveway shall file an application with the Town Clerk and shall pay a fee of \$300 to the Township of Cooks Valley. Final approval of said location of the road approach shall be determined by the Town Engineer, Supervisor of Highways, and /or Town Chairman. Upon PROPER COMPLETION of the driveway or road approach ninety percent (90%) of the fee will be refunded at the next regularly scheduled Town Board Meeting.
- (3) Surface drainage must be provided by the landowner unless otherwise stated. The drainage under fill areas and in roadway ditches must be large enough to carry the water that accumulates in the roadway ditches and in no case shall the size of the culvert pipe be smaller than fifteen inches in diameter culvert pipe and thirty six (36) feet in length. The size of the culvert will be determined by the expected flow of water.

Culverts must be new. They should be made of galvanized steel or plastic. Galvanized steel culverts must be at least eight (8) inches below the surface of the roadbed. Plastic culverts must be at least twelve (12) inches below the surface of the roadbed.

- (4) The length of approach pipe placed in roadway ditches shall be limited to one hundred feet unless cleanouts are provided for at distances not to exceed one hundred feet. Cleanouts shall consist of manhole type structures which will meet existing conditions as approved by the Town Chairman, Supervisor of Highways, or County Engineer.

6.02 Drainage Provisions

The land owner for said road approach must make provisions for handling the drainage from his own property, and no drainage that is caused by these installations of road approaches shall flow from commercial or private property onto the surface of the town, county or state road.

6. 03 Construction of Approaches

Construction requirements for all road approaches shall be as follows:

- (1) All construction requirement of the landowner must be completed within a reasonable time and in a manner that is satisfactory to the town or county engineer:
- (2) Driveways or road approaches and related area must be constructed so that they do not impair drainage with the right-of-way, nor alter the stability of the roadway subgrade, nor materially alter the drainage of adjoining lands. Culverts, catch basins, ditches, etc. are to be constructed and maintained in accordance with the specifications and standards of the town or county engineer;
- (3) Driveway approaches may not exceed a grade of twelve (12) inch upward grade for a distance of the first 50 feet, and a four (4) foot

upward grade for the next 100 feet, measured from the start point of the intersecting points of the roadway.

- (4) The Town Board, Town Chairman, Supervisor of Highways, or county engineer has the right to specify the type, depth and area for surfacing and pavement for all road approaches or driveways.
- (5) All material needed to construct driveways or road approaches must be supplied by the landowner. Materials must be of satisfactory quality and in general conform to town or county road department specifications for that type of work. Construction materials are subject to approval by the town or county engineer.
- (6) Driveways leaving the Township road and are higher than the pavement of the existing road must have a drop of at least four (4) inches below the road pavement at a distance of 12 feet from the edge of the pavement before they begin the climb as outlined in number 3 above. The purpose of this expression is to eliminate any water that might run out onto the roadway pavement creating a hazard.
- (7) Roadways shall be least thirty (30) feet wide where they intersect with the township pavement. Culverts shall be a least thirty six (36) feet long so that the flow of water is not obstructed or diminished.
- (8) Driveway or road approaches shall have a clear view of 150 feet in both directions from the point at which they intersect with the township, county, or state highway. This is designed as a safety feature.
- (9) Driveways adjacent to any intersection must be located not less than the following distances from the centerline of the following classes of highways. For purposes of this section: Class A highways are state trunk highways; Class B highways are county trunk highways; Class C highways are Town highways.

Class A Highways	225 Feet
Class B Highways	200 Feet
Class C Highways	125 Feet

- (10) For the purpose of access by emergency vehicles, no driveway shall have an obstructed total width of less than 22' wide; this includes (but is not limited to); trees, shrubs, fences, flag poles, light poles, yard ornaments & decoration, outbuildings, signs, mailboxes, gates, abandoned vehicles, dumpsters, etc.

6.03 Penalties

Any person who does not comply with any of the provisions of this ordinance will not be reimbursed 90% of the initial fee. They shall be required to comply with the ordinance within a reasonable time. Reasonable time is defined as no more than eight (8) months after the issuance of the complaint. The complaint shall be sent by registered mail. If the party fails to abide by the provisions of this ordinance, the Township will contract a firm or individual to perform the work necessary to make the road approach comply with the ordinance and assess the landowner the costs of said work on the landowner's next tax roll statement.


6.04 Effective Date

This ordinance shall take effect immediately upon passage and posting (or publication) as provided by law.

The foregoing Ordinance was duly adopted by the Town Board at a regular meeting of the Town Board of the Town of Cooks Valley on February 21st, 2005.

TOWN BOARD:

, Chairman
Ronald Fanetti

, Supervisor
David Clements

, Supervisor
Gary Yakesh

Filed this 21st day of February, 2005.

Victoria Trunko
Clerk

I further certify that copies of this Ordinance were posted at least three (3) public places in the Town of Cooks Valley.

Dated this 21st day of February, 2005.

Victoria Trunko
Clerk