

CHAPTER 5.00 STREETS AND SIDEWALKS

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5.01 STREET GRADES.

- A. ESTABLISHMENT. The grade of all streets and alleys shall be established by the Village and shall be recorded in the office of the Village Clerk. No street or alley shall be constructed until the grade thereof is established.
- B. ALTERING GRADE PROHIBITED. No person shall alter the grade of any street or alley or public ground or any part thereof unless authorized and instructed to do so by the Village.

5.02 SIDEWALK CONSTRUCTION AND REPAIR.

- A. STANDARDS AND SPECIFICATIONS. Specifications for sidewalks to be constructed are on file with the Village Engineer. Any variation from the standard specifications shall be approved by the Village Engineer.
- B. COSTS.
 - 1. The Village will provide 50% of the repair or replacement costs of sidewalks in the Village that have lasted their expected service life. The balance of the costs shall be borne by the property owner. In the event of sidewalks damaged prematurely due to property owner or contractor error, the property owner will be responsible for 100% of the replacement costs. The need for replacements will be at the discretion of the Village Engineer.
 - 2. The property owner shall provide 100% of the costs of new sidewalk construction in the Village.
 - 3. Property owners may, at their expense, construct, repair, or replace sidewalk, providing the Village Engineer approves the alignment, grade, thickness, concrete mix, base and timing.
- C. PRIVATE PROPERTY. The Village shall have the discretion on a case-by-case basis to determine costs for sidewalks constructed, repaired, or replaced on private property required for inclusion as part of the Village public sidewalk system. The Village Engineer shall determine what constitutes the Village sidewalk system.

- D. STATE LAW ADOPTED. Section 66.615, Wisconsin Statutes relating to the construction and repair of sidewalks is adopted by reference and made a part of this Section.

5.03 LITTERING PROHIBITED.

- A. A person who does any of the following is guilty of the offense of littering:
1. Deposits or discharges any solid waste on or along any road, in any waters of the State, on the ice of any waters of the State, or on any other public or private property.
 2. Permits any solid waste to be thrown from a vehicle operated by the person.
 3. Fails to remove within thirty (30) days or otherwise abandons any automobile, boat or other vehicle in the waters of the State.
 4. Deposits any solid waste into a refuse container on private property without permission.
- B. Section 4 does not apply to a person who places solid waste into a receptacle designed for it, and intended for use by the public. (#01-03)

5.04 SNOW AND ICE REMOVAL.

- A. The owner or lessee of every lot or parcel of land in the Village fronting or abutting upon a sidewalk shall clear the sidewalk in front of or abutting upon said premises of snow and ice, of approximately 1” or more, within 24 hours of a snowfall and shall keep the same clear of snow and ice. (#99-18)
- B. No person shall deposit or cause to be deposited any snow or ice taken and removed from his/her premises or elsewhere upon any sidewalk, alley, parkway, public place or street in the Village, except in those circumstances where permission has been granted by the Village. Snow shall not be piled at or near street intersections so as to obstruct the view of pedestrians or operators of motor vehicles.
- C. The deposit of any snow or ice upon any sidewalk, alley or street of the Village contrary to the provisions of this Section shall be a nuisance, and in addition to the penalty provided for violation of this Section, the Village may summarily remove any snow or ice so deposited and cause the cost of said removal to be charged as a lien against the property from which said snow or ice has been removed.

5.05 PARKING RESTRICTIONS DURING SNOW EMERGENCIES.

- A. Whenever the Police Department determines on the basis of weather conditions, that parking on Village streets be prohibited or restricted for snow plowing or other purposes, the Police Department shall put into effect a parking prohibition on all Village streets, as necessary, by declaring a snow emergency.
- B. Upon declaring a snow emergency, the Police Department shall cause each such declaration to be publicly announced by means of broadcasts from stations with a normal operating range covering the Village and may cause such declaration to be further announced in newspapers of general circulation when feasible. Each announcement shall describe the action taken by the Police Department, including the time it will become effective and specify the streets or areas affected.
- C. Once a snow emergency has been declared, parking on Village streets or other areas designated by the Police Department shall be prohibited. Any vehicle parked on any route in violation of this article may be impounded immediately and no person shall recover such vehicle without first paying the cost of removal and the cost of storage.

5.06 OBSTRUCTIONS AND ENCROACHMENTS PROHIBITED.

- A. No person shall encroach or in any way obstruct or encumber any street, alley, sidewalk, public grounds or land dedicated to public use, or any part thereof, or permit such encroachment or encumbrance to be placed or remain on any public way adjoining the premises of which he is the owner or occupant, except as provided in Subsection (B).
- B. EXCEPTIONS. The prohibition of Subsection(A) shall not apply to the following:
 - 1. Signs or clocks attached to building which project more than six (6) feet from the face of such building and which do not extend below any point ten (10) feet above the sidewalk, street or alley.
 - 2. Awnings which do not extend below any point seven (7) feet above the sidewalk, street or alley.
 - 3. Public utility encroachments duly authorized by State law or the Village.
 - 4. Goods, wares, merchandise or fixtures being loaded or unloaded which do not extend more than three (3) feet on the sidewalk, provided such goods, wares, etc., do not remain thereon for a period of more than two (2) hours.
 - 5. Temporary encroachments or obstructions authorized by permit granted pursuant to Section 66.045 of Wisconsin Statutes.

6. Street excavations and openings permitted under Section 11.06 of this Code.

5.07 OFFICIAL MAP. (Revised w/#08-07 dated 09-2008)

A. INTENT

It is the intent of the Village Board to establish an Official Map for the purpose of serving and promoting the public health, safety, convenience, economy, orderliness, and general welfare of the community; to further the orderly layout and use of land; to stabilize the location of real property boundary lines; to insure proper legal descriptions and proper monumenting of land; to facilitate adequate provision for transportation, parks, playgrounds, and storm water drainage; and to facilitate the further subdivision of larger tracts into smaller parcels of land.

B. AUTHORITY

This Ordinance is enacted under the authority granted by Section 62.23(6) of the Wisconsin Statutes.

C. JURISDICTION

The jurisdictional area of this Ordinance shall include all lands within the corporate limits of the Village of Jackson and those areas outside the Village but within the extraterritorial plat approval jurisdiction of the Village.

D. OFFICIAL MAP

There is hereby established, as the Official Map of the Village of Jackson. The map accompanies and is made a part of this Ordinance bearing the date of September 9, 2008. This map is hereby designated as the “Official Map of the Village of Jackson,” and all notations, references, and other information shown thereon shall be as much a part of this Ordinance as though the matters and information thereon were fully described herein. The Official Map shall show the location and extent of all platted and existing streets, highways, drainage ways, parkways, parks, and playgrounds, airports, and airport affected areas, and historic districts within the corporate limits of the Village of Jackson, and its extraterritorial plat approval jurisdiction as heretofore laid out, adopted and established by law.

E. CHANGES AND ADDITIONS

1. The Village Board may change or add to the Official Map so as to establish the exterior lines of; widen, narrow, extend, or close any platted, existing, proposed, or planned streets, highways, drainage ways, parkways, parks, or playgrounds.
2. The Village Board shall refer any change or addition to the Official Map

3. to the Planning Commission and Board of Public Works for review and report thereon, prior to adoption.
4. A Public Hearing by the Village Board shall be required before any changes or additions to the Official Map are effective. Notice of the Public Hearing shall be published as a Class 2 notice pursuant to Chapter 985 of the Wisconsin Statutes.
5. Changes and additions made by duly approved subdivision plats shall not require a public hearing if the changes or additions do not affect any land outside the area being platted.

F. BUILDING PERMITS

1. For the purpose of preserving the integrity of the Official Map, a building permit shall be required for any structure or part thereof that shall hereafter be located, erected, moved, reconstructed, extended, enlarged, converted, or structurally altered. No permit shall hereafter be issued for any building in the bed of any existing or proposed street, highway, drainage way, or parkway shown on the Official Map. No permit for the erection of any building shall be issued unless a street or highway giving access to such proposed structure has been duly placed on the Map.
2. The Building Inspector may require each applicant for a building permit to submit a plan, prepared and certified by a registered land surveyor, showing accurately the location of any proposed building with reference to any street, highway, drainage way, or parkway shown on the Official Map.

G. MUNICIPAL IMPROVEMENTS

No public sewer or other municipal street utility or improvement shall be constructed in any street, highway, or parkway within the jurisdictional area of this Ordinance until such street, highway, or parkway is duly placed on the Official Map.

H. APPEALS

The Zoning Board of Appeals shall have the power to review any administrative decision of the Village Building Inspector to deny a permit for the erection of a structure under this Ordinance and grant relief from the requirements of this Ordinance under the provisions of Sections 62.23(6)(e), (f), and (g) of the Wisconsin Statutes.

I. COPY OF MAP

A copy of the Official Map shall be kept in the office of the Village Clerk, and shall be available for inspection by any interested person during regular office hours. The copy shall bear on its face a certification that it is a true copy of the

Official Map described in and accompanying this Ordinance, and shall show the date of adoption of this Ordinance and be signed by the Village President and countersigned by the Village Clerk. Thereafter, no change or addition to such Official Map shall become effective until it shall have been indicated by the appropriate convention of the aforesaid copy of the Official Map and a certificate placed thereon or attached thereto bearing the number and date of adoption of the amending ordinance. The certificate shall be signed by the Village President and countersigned by the Village Clerk.

J. MAP TO BE FILED WITH THE REGISTER OF DEEDS

The Village Clerk shall be responsible, immediately upon adoption of the Official Map or any amendment thereto, for recording a true copy of the Official Map, as adopted or amended, with the Register of Deeds of the County of Washington, Wisconsin. (#08-07)

K. RIGHT-OF-WAY REQUIRED.

| <u>STREET TYPE</u> | <u>RIGHT-OF-WAY REQUIRED</u> |
|---------------------------|------------------------------|
| <i>Arterial – General</i> | <i>120 Feet in Width</i> |

Streets so designated:

1. Main Street (from the west corporate limits to Industrial Drive, and from a point approximately 550 feet west of the centerline of Ridgeway Drive to the east corporate limit).
2. County Trunk “P”.
3. Sherman Road.

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|---------------------------------------|-------------------------|
| <i>Arterial – Urban (Main Street)</i> | <i>66 Feet in Width</i> |
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1. That part of Main Street from Industrial Drive to a point approximately 550 feet west of the centerline of Ridgeway Drive.

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| <i>Collector Street</i> | <i>80 Feet in Width</i> |
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1. Eagle Drive
2. Hickory Lane
3. South Jackson Drive
4. North Jackson Drive
5. Ridgeway Drive

6. Industrial Drive
7. North Center Street
8. South Center Street
9. Highland Road (East and West)

Local Street

66 Feet in Width

All other streets.

5.08 PENALTY.

Any person who shall violate any provision of this Chapter shall be subject to the penalty provided in Section 20.04 of this Code. Each violation and each day a violation continues shall constitute a separate offense. This Section shall not preclude the Village from maintaining any appropriate action to prevent or remove a violation of this Chapter.