

**TOWN OF CEDARBURG
ORDINANCE NO. 2008-12**

An Ordinance to Amend Chapter 279, Section 6 of the Town of Cedarburg Code of Ordinances; relating to: the number of parcels served by a shared driveway and the number of improved or unimproved driveway openings.

WHEREAS, the Town Board believes it to be in the interest of the Town of Cedarburg to establish requirements for the number of improved and unimproved driveway openings and the number of parcels able to be served by a shared driveway to protect the health, safety and welfare of Town Residents; and,

WHEREAS, the Plan Commission recommended that the Town Board approve the proposed amendments to the Town of Cedarburg Code of Ordinances;

NOW, THEREFORE, BE IT ORDAINED by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, that the following sections of Chapter 279 of the Town of Cedarburg Code of Ordinances are hereby amended to read as follows:

§ 279-6 (C.) shall be amended as follows:

8. The maximum number of ~~improved and/or unsurfaced~~ driveway openings for vehicular ingress and egress permitted for lots with a continuous road frontage equal to or greater than ~~200~~ 150 feet shall be two if the driveways do not meet an arterial road as defined by the Comprehensive Land Use Plan. ~~The maximum number of improved and/or unsurfaced driveway openings for vehicular ingress and egress permitted for lots with a continuous road frontage greater than 150 feet and less than 200 feet shall be one improved driveway and one unsurfaced driveway if the driveways do not meet an arterial road as defined by the Comprehensive Land Use Plan.~~ The maximum number of ~~improved and/or unsurfaced~~ driveway openings for vehicular ingress and egress permitted for lots with a continuous road frontage equal to or less than 150 feet shall be one ~~improved driveway~~. Parcels bordering on more than one non-arterial road may have one improved driveway opening on each road. For all new driveway culvert permits issued after May 9, 2008, the portion of the driveway within the adjacent road right of way shall be paved in asphalt within one year of occupancy. The portion of the driveway(s) outside of the right of way may be improved or unimproved. Agricultural parcels upon which actual agricultural activities are practiced may average one unimproved driveway opening per field. Road frontage is measured as the continuous length along the right-of-way of a single road street.

**(The above text modified with a strikethrough shall be deleted).
(The above text modified with an underline shall be added).**

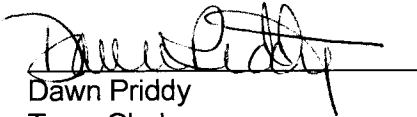
§ 279-6 (D.) shall be amended as follows:

Shared driveway. No person, firm, company, or corporation shall construct or permit to be constructed within the Town any driveway arranged or planned to serve more than one parcel of land used for residential, agricultural or commercial purposes unless approval shall first be obtained from the Town, following approval of the plans (location, width, maintenance, utilities and general plans) for such driveway by the Town Board. A shared driveway ~~may~~ shall serve a maximum of ~~seven~~ four parcels. Parcels with adequate road frontage may have access to the shared driveway. A shared driveway that provides access to a lot shall be no less than 12 feet wide and is required to have a turnout at least every two hundred fifty (250) feet for vehicle access and passage. All officially approved shared driveway agreements shall run with the land and shall be recorded in the Ozaukee County Register of Deeds.

**(The above text modified with a strikethrough shall be deleted).
(The above text modified with an underline shall be added).**

This ordinance shall be in full force and effect upon its passage and posting as provided by law.

PASSED AND ADOPTED by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, this 7th day of May, 2008.


Dawn Priddy
Town Clerk


David M. Valentine
Town Chairman