

TOWN OF MOSEL

ORDINANCE NO. 2008-04

AN ORDINANCE AMENDING SECTION 3.04 OF THE TOWN OF MOSEL  
MUNICIPAL CODE CONCERNING CULVERT CONSTRUCTION

**Whereas**, in order to promote traffic safety and efficient stormwater drainage, culvert and driveway construction is currently regulated in the Town of Mosel pursuant to Section 3.04 of the Town of Mosel Municipal Code; and **whereas** the Town of Mosel Board of Supervisors determines that amending the Town's culvert regulations as set forth below would enhance the above-stated goals and further promote the health, safety, and welfare of the Town and its residents; **Now, therefore the Town of Mosel Board of Supervisors does hereby ordain as follows:**

SECTION 1. Amending Code. Section 3.04.J. of the Municipal Code of the Town of Mosel, Sheboygan County, Wisconsin, is hereby amended by the addition of subsection 3.04.J.8., to read as follows:

**3.04 Driveways and Culverts**

**J. General Location, Design and Construction Standards**

8. The embankment above and adjacent to the culvert ends may be protected and stabilized through the installation of rocks, bricks, landscaping timbers, railroad ties, small vegetation or similar materials, but only under the following conditions:
  - a. All such material placed in the right-of-way must be immediately adjacent to the driveway;
  - b. No such material or other objects shall rise above the surface of the driveway or the road, whichever is lower;
  - c. No such material may extend beyond the end of the culvert;
  - d. No construction or installation of material in the right-of-way shall impede water flow, harm the surrounding banks and ditching, or be distracting to vehicles; and
  - e. The landowner shall be responsible for bank restoration upon installation or any needed repairs.

SECTION 2. Amending Code. Section 3.04.L. of the Municipal Code of the Town of Mosel, Sheboygan County, Wisconsin, is hereby amended by the addition of subsections 3.04.L.4. and 5., to read as follows:

**3.04 Driveways and Culverts**

**L. Noncommercial Design Standards**

4. Culverts under drives serving residential properties shall not be more than thirty feet (30') long.
5. Culverts under drives serving agricultural properties shall not be more than forty-two feet (42') long.

SECTION 3. Severability. Should any portion of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder shall not be affected.

SECTION 4. Effective Date. This Ordinance shall take effect the day after publication or posting.

Enacted this 12<sup>th</sup> day of August, 2008.

TOWN OF MOSEL

By: \_\_\_\_\_  
Dirk J. Zylman, Town Chairman

**CERTIFICATION OF ENACTMENT**

I hereby certify that the foregoing Ordinance was duly enacted by the Town Board of the Town of Mosel, Sheboygan County, at a legal meeting held on the 12<sup>th</sup> of August, 2008.

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Rachel Rehbein, Town Clerk-Treasurer