

**TOWN OF KNOWLTON, MARATHON COUNTY, WISCONSIN
ORDINANCE NO. 5-B**

AN ORDINANCE REPEALING ORDINANCE NO. 5-A ENTITLED “REQUIREMENTS FOR STREET GRADING AND SURFACING AS A CONDITION FOR THE ACCEPTANCE OF STREETS AND ROADWAYS” AND CREATING ORDINANCE NO. 5-B ENTITLED “REQUIREMENTS FOR STREET GRADING AND SURFACING AS A CONDITION FOR THE ACCEPTANCE OF STREETS, ROADWAYS, PLATS AND SUBDIVISIONS”

The Town Board of Knowlton hereby repeals Ordinance No. 5-A of the Municipal Code of the Town of Knowlton entitled “Requirements for Street Grading and Surfacing as a Condition for the Acceptance of Streets and Roadways” and do ordain as follows:

SECTION 1 – POLICY.

The taxpayers of the Town of Knowlton are being requested with increasing frequency to assist private developers in the establishment of platted subdivisions and other individuals and corporations in areas outside the proposed subdivisions through the use of public funds for the development of streets and roadways. It is declared to be the policy of this ordinance to prohibit the use of public monies for the construction of streets and roads not only in platted subdivisions but also in areas outside platted subdivisions. To that end the Town Board has determined that the expenses incidental to the construction of streets and roadways, not only in platted subdivisions but also in other areas of the town, ought to be the financial responsibility of private developers and others who will derive a direct benefit from the construction of the roadway. The ordinance is designed to accomplish those purposes.

SECTION 2 – ROADWAY AND STREET GRADING AND SURFACING.

In addition to all other legal requirements for the approval of plats, and sub divider in the Town of Knowlton shall prior to Town Board approval of such plat furnish drawings which indicate the existing of proposed grades of streets shown on the plat. In areas outside of platted subdivisions and prior to the construction of any street or roadway by any person, there shall be furnished to the Town Board grade elevations of the proposed street or roadway. Approval of such grades must be obtained from the Town Board. Thereafter the sub divider in platted subdivisions and the owner in areas outside platted subdivisions shall grade or cause to be graded the full width of any right-of-way of streets or roadways proposed to be dedicated or deeded to the Town of Knowlton. The bed or sub base for the roadways in the street right-of-way shall be constructed in strict conformity to the requirements of the Town Board and shall be graded to subgrade. Thereafter the subdivider or owner shall surface or cause to be surfaced the roadways with bituminous concrete two inches (2”) thick and twenty-two feet (22’) wide with six-foot (6’) shoulders all as outlined in the WISCONSIN DIVISION OF HIGHWAYS STANDARD SPECIFICATIONS FOR ROADS AND BRIDGE CONSTRUCTION 1981 Edition or the latest edition available at the time of construction. The total width of

any right-of-way as a condition for the acceptance of such roadways or streets by the Town Board shall be four (4) rods. All work shall be inspected by the Chairman and Supervisors of the Town Board or by someone designated by the said Town Board as Inspector. In the event that bituminous concrete cannot be completed immediately upon the construction of the roadway, the Town Board may prescribe a period of time in which the developer or owner would have for the purpose of completing the permanent surfacing. In the event permanent surfacing is not placed upon the street or roadway at the time the Town Board accepts the plat or deed to the right-of-way, the owner or developer shall provide the Town Board with a security deposit in an amount to be determined by the Town Board to insure the ultimate installation of bituminous concrete on the completion of the roadway in conformity with the requirements of this ordinance. No plat shall be approved nor shall any other right-of-way be accepted by the Town Board until all of the conditions of this ordinance shall be met.

SECTION 3 – PENALTIES FOR FAILURE TO COMPLY.

In the event the Town approves a plat in a subdivision or accepts the deed to a roadway or street right-of-way prior to the installation of bituminous concrete surfacing in accordance with the requirements of this ordinance and thereafter the sub divider or other person shall fail to install said permanent surfacing, no further building permits shall be issued for the construction of dwellings within the subdivision or upon lands abutting such roadways outside platted subdivisions which are owned by the owner or developer or any other person until said roads are completed in accordance with the requirements of this ordinance. In addition thereto the Town of Knowlton may at its option either through any available public agency or by contract or arrangement with private persons complete the streets to the requirements of this ordinance and the costs and expenses thereof shall be reimbursed to the Town out of security deposited by the said sub divider or owner with any excess costs or expenses to be the responsibility of said sub divider or owner. In addition thereto the Town may at its option assess the abutting property owners for any costs and expenses incurred in connection with the installation of said streets and/or roadways by the Town.

SECTION 4 – REPEAL OF CONFLICTING ORDINANCES

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5 – EFFECTIVE DATE

This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

**TOWN OF KNOWLTON, MARATHON COUNTY, WISCONSIN
AMENDMENT #1, ORD. #5-B
Section 2, Roadway & Street Grading & Surfacing**

This amendment refers to the sentence:

“Thereafter the sub divider or owner shall surface or cause to be surfaced the roadways with bituminous concrete two inches (2”) thick and twenty-two feet (22’) wide with six-foot (6’) shoulders all as outlined in the Wisconsin Division of Highways Standards, etc..”

The Town Board of Knowlton, now therefore amends the sentence read:

“Thereafter the sub divider or owner shall surface or cause to be surfaced the roadways with bituminous concrete three inches (3”) thick and twenty-two feet (22’) wide with six-foot (6’) shoulders all as outlined in the Wisconsin Division of Highways Standards, etc..”

This amendment shall be in full force and effective as the approved date of June 27, 2005.

ADOPTED: July 11, 2005
PUBLISHED: July 14, 2005

ORDER TO DISCONTINUE ROAD
#13

A portion of Miller Lane in the Town of Knowlton, Marathon County will be discontinued as of January 23, 1984 by action of the Knowlton Town Board. The location is as follows: A portion of Miller Lane from Knowlton Road South to County Highway DB in the Town of Knowlton.

There were no property owners involved.

Date: January 23, 1984