

Town of Jackson Driveway Inspection Ordinance

SECTION I - Purpose

Inasmuch as the Town of Jackson is located within a Hazardous Wildfire Area, it is essential to regulate, for the Public Health and Safety of persons in the Town of Jackson, the construction standards of private roads and driveways, to assure that their dimensional standards are maintained in compliance with the requirements of Chapter 30, Division 3, Section 30-482, Driveways and Private Roads; and Chapter 45, Article IX, Section 45-171, Driveways and Private Roads, of the Burnett County Code of Ordinances which are adopted by reference and attached as addendums to this Ordinance.

SECTION II - Authority

The Town has specific authority under ss 60.55(1), Wisconsin stats, to adopt such an ordinance, and has the general authority under its village powers under ss 60.22, Wisconsin stats, to adopt this ordinance.

SECTION III - Adoption of Ordinance

This Ordinance, adopted by a majority of the Town Board on a roll call vote with a quorum present and voting; and with proper notice having been given, provides for the inspection of driveways and private roads in the Town of Jackson.

SECTION IV - Definitions

1. Driveway: Means any private way, private road, or other avenue of private travel that runs through any part of a parcel of land that connects with, or will connect with, any public highway, and will provide vehicular access from the highway to a residence, business, recreational site, or other similar appropriate use.
2. Deficient Driveway: Means, for the purpose of this ordinance, a drive that does not meet the following dimensional requirements and therefore is noncompliant.
 - a. Minimum of 25 feet in width at entrance.
 - b. Minimum of 20 feet of width throughout the driveway. The 20 feet width must be free of trees, stumps, brush, rocks, etc. (Note: Some existing easements may be less than 20 feet in width, i.e. 1 Rod, 16.5 feet; they must be cleared for their actual width.)
 - c. A minimum height clearance of 13 feet is required.
 - d. Any curves must not be less than a 100 foot radius.
 - e. Driveways exceeding 150 feet in length must provide an adequate turn around that will accommodate a 30 foot long firetruck.

- f. If a circle driveway is constructed, it must have a radius of no less than 45 feet to the centerline.
 - g. The turnaround area shall be not less than 60 feet.
3. **Emergency Vehicle:** Means any Fire, Police, Ambulance, or first responder vehicle used in emergency or hazard response in the Town.
 4. **Impacted Land Owner:** Means an owner of real estate that is provided vehicular access by a driveway determined to be noncompliant with the minimum standards and unsafe.
 5. **Town:** Means the Town of Jackson, Burnett County, Wisconsin.
 6. **Town Board:** Means the Board of Supervisors of the Town of Jackson, and includes any designee of the board authorized to act for the board.
 7. **General Public:** Means, for the purpose of this ordinance, service providers including, but not limited to, mail and package delivery, LP gas trucks, septic system installers and pumpers, building construction contractors, and so on.

SECTION V - Process

With the adoption of this ordinance, the Town Board of the Town of Jackson hereby designates the Chief of its Fire Department, and/or the Chief's designee, the authority to inspect driveways and private roads within the Town for compliance with the dimensional requirements for them found in Chapters 30 and 45 of the Burnett county Code of Ordinances, to assure that emergency vehicles have safe and timely access and travel to and from the residential, or other appropriate use, site(s) served by the driveway. An additional benefit will be to provide for safe travel by the general public to provide necessary services.

The Town of Jackson Volunteer Fire Department, as designated by the Town Board, will inspect each driveway annually, or as needed for the construction of a new driveway.

The Fire Department, as Designee(s) of the Town Board, shall have the right of inspection onto land pursuant to a warrant issued under 66.0119, Wisconsin stats, should access to inspect be denied by the property owner. Should deficiencies to safe and timely access for emergency vehicles be determined to exist, the impacted land owner shall be notified in writing of the noncompliance, corrective measures to be undertaken, and a period of time of not less than 30 days, or more than 120 days, to bring the driveway into compliance. The time frame will be dependent on the severity of the hazard, and the complexity of the requirements necessary for compliance, which include winter weather conditions.

Should enforcement measures be required, the deficiencies and noncompliance, which are in violation of the County Code, will be referred to the County's Land Use Department by action of the Town Board at a properly noticed meeting of the Board, which includes notice to the

Wisconsin Stats. 60.22 General powers and duties.

Burnett County Land Use Code 10.14.2024

Sec. 30-482 Driveways and private roads.

- (a) Private roads are described as those serving more than one parcel. All private roads serving multiple parcels shall be a minimum width of 33 feet. All private roads which serve new agricultural, industrial, residential or commercial buildings shall meet the following within 60 days of land use permit issuance:
- (1) Private roads shall have a minimum clearance width of 20 feet. Any curves in private roads must not be less than 100-foot radius.
 - (2) Overhead clearance shall be established at a minimum height of 13 feet.
 - (3) Private roads must provide an adequate turnaround area that will accommodate a 30-foot-long fire truck. The turnaround space can be provided by one of the following methods:
 - (a) If a circle private road is constructed, it must have a radius of no less than 35 feet to the centerline; or
 - (b) A turnaround space free of trees and other obstructions may be provided if it has the dimensions of not less than 60 feet by 50 feet.
- (b) Driveways are described as serving only one parcel. All driveways which serve new agricultural, industrial, residential or commercial buildings that are greater than 75 feet from a public or private road shall meet the following within 60 days of land use permit issuance:
- (1) Driveways shall have a minimum clearance width of 20 feet. Any curves in driveways must not be less than 100-foot radius.
 - (2) Overhead clearance shall be established at a minimum height of 13 feet.
 - (3) Driveways exceeding 150 feet in length must provide an adequate turnaround area that will accommodate a 30-foot-long fire truck. The turnaround space can be provided by one of the following methods and shall be within 75 feet of the principal building:
 - (a.) If a circle drive is constructed, it must have a radius of no less than 35 feet to the centerline.
 - (b.) A turnaround space free of trees and other obstructions may be provided if it has the dimensions of not less than 60 feet by 50 feet; or
 - (c.) A turnout may be provided with the following dimensions: the length shall be a minimum of 30 feet. The width at the entrance shall also be a minimum of 30 feet. The turnout may be trapezoidal in shape, thereby tapering down to a minimum of 20 feet at the rear. In addition, a minimum of 40 feet of driveway must be provided between the building and the turnout to allow enough room to back a 30-foot long fire truck into the turnout.
- (c) Exemptions from the provisions of this section would include:
- (1) New buildings that are 75 feet or less from a public or private road.
 - (2) Those portions of both private roads and driveways that are restricted by existing easement.

(d) In the interest of public safety and better delivery of emergency services, the county board encourages and recommends that existing private roads and driveways be upgraded to these minimum standards.

(Res. No. 2018-16, 6-5-2018)

Burnett County Land Use Code 10.14.2024

Sec. 45-171 Driveways and private roads.

- (a) Private roads are described as those serving more than one parcel. All private roads serving multiple parcels shall be minimum width of two rods.
- (b) Driveways are described as serving only one parcel. All driveways which serve new agricultural/residential/commercial/industrial buildings that are greater than 75 feet from a public or private road shall meet the following within 60 days of land use permit issuance:
- (1) Driveways shall have a minimum clearance width of 20 feet (open space between the trees, fences, power poles, etc.; not the actual driving surface width), ditches can be within this 20-foot cleared width. Any curves in driveways must not be less than 100-foot radius.
 - (2) Overhead clearance shall be established at a minimum height of 13 feet.
 - (3) Driveways exceeding 150 feet in length must provide an adequate turnaround area that will accommodate a 30-foot-long fire truck. The turnaround space can be provided by one of the following methods and shall be within 75 feet of the principal building:
 - a. If a circle drive is constructed, it must have a radius of no less than 35 feet to the centerline.
 - b. A turnaround space free of trees and other obstructions may be provided if it has dimensions of not less than 60 feet by 50 feet; or
 - c. A turnaround may be provided with the following dimensions: the length shall be a minimum of 30 feet. The width at the entrance shall also be a minimum of 30 feet. The turnout may be trapezoidal in shape, thereby tapering down to a minimum of 20 feet at the rear. In addition, a minimum of 40 feet of driveway must be provided between the building and the turnout to allow enough room to back a 30-foot long fire truck into the turnout.
- (c) Exemptions from the provision of this section would include:
- (1) New buildings that are at 75 feet or less from a public or private road.
 - (2) Those portions of both private roads and driveways that are restricted by existing easement.
- (d) In the interest of public safety and better delivery of emergency services, the county board encourages and recommends that existing driveways be upgraded to these minimum standards.

(e) Driveways and private roads are considered structures within the shoreland area and must meet the shoreland setbacks.

(Res. No. 2017-05, 2-23-2017; Res. No. 2023-07, 4-18-2023)

Note: As per Chapters 30 & 45 of the Burnett County Land Use Code (Sited Above), driveways and private roads existing prior to the adoption of standards in the County Code are considered existing and, if non-conforming are exempt from the standards of this ordinance.

impacted land owner and constitutes their opportunity to appeal the determination of noncompliance.

SECTION VII - Severability Clause

If any provision of this Ordinance is held invalid, the invalidity does not affect other provisions or applicability that can be given effect.

SECTION VIII - Effective Date

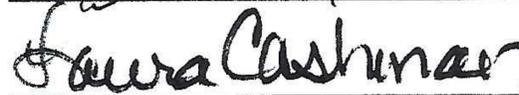
This Ordinance is effective on publication or posting.

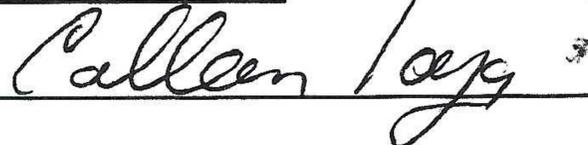
Adopted this 8th day of December 2025.

Jackson Township, Burnett County Wisconsin Board of Supervisors

 Dianne Connor, Chair

 Tom Heenan, Supervisor

 Laura Cashman, Supervisor

Certified by Clerk:  Colleen Laya

Addendums

Wisconsin Stats. 60.55 Fire Protection

(1) General Authority

(a) The town board shall provide for fire protection for the town.