

ORDINANCE 2021 – 2 (Replacing ORDINANCE 1998-3)
THE DESIGN AND CONSTRUCTION OF NEW TOWN ROADS

SECTION A – "AUTHORITY"

This Ordinance is adopted under the statutory authority granted pursuant to the Village Powers of the Town of Prairie Lake and §§ 60.10, 60.22, 61.34, , and 236.45 Wisconsin Statutes.

The Town Board of Supervisors of the Town of Prairie Lake, Barron County, Wisconsin, do hereby find, determine and ordain: That in order to promote the public safety, general welfare and convenience of the public, it is necessary that certain requirements be established and followed in the design and construction of new roads in the Town of Prairie Lake. It is not intended by this ordinance to repeal, abrogate, or annul any existing highway statutes or regulations issued pursuant to county, state, and federal laws in regards to the subject issue.

SECTION B, "DEFINITIONS"

Definitions for all pertinent and related terms shall be as stated in the Wisconsin Department of Transportation Facilities Development Manual (current version), or other applicable State of Wisconsin or Barron County manuals or criteria. Should any term not be defined in the above noted documents, the definition shall be provided by the Design Engineer of Record, (EOR).

SECTION C, " INITIAL REVIEW AND APPROVAL"

The owner or owners of the land where the proposed road is intended to be constructed shall make application in writing to the Prairie Lake Town Clerk providing accurate location data and detailed description of proposed road. Said application shall be delivered to the Town Clerk together with any documents necessary for thorough review. Such application may require one or more public meetings in order to comply with county and township laws and ordinances. Within 30 calendar days of the completion of all public meetings, the Prairie Lake Board of Supervisors will review the proposed route of the road. If approved a written Notice to Proceed (NTP) will be provided to the applicant. Such NTP shall be understood as initial approval of the proposed route only. Such approval shall be further subject to approval by Barron County, the Wisconsin Department of Natural Resources and any other Authorities Having Jurisdiction (AHJ).

SECTION D, "DESIGN AND CONSTRUCTION"

Provided herein are the standards required by the Prairie Lake Board of Supervisors for the design and construction of the proposed road.

The design submittal shall be compliant with all applicable provisions of the current version of the Wisconsin Department of Transportation Facilities Design Manual.

The design shall be complete and professionally prepared. A copy of the designer's and contractor's bonding and insurance documents shall be submitted to the town clerk for review and approval. The design is intended to be performance oriented. Design and construction shall include all elements of a fully functional road, including but not limited to: erosion control, complete road structure including non-frost susceptible base, aggregate base course, asphaltic pavement, drainage, striping, signage, turf, landscaping and other elements required for a completed road. The design shall be prepared, reviewed, and approved by a Wisconsin Licensed and Bonded Professional Civil Engineer who will be considered the Engineer of Record. (EOR) The EOR shall be experienced in road design and shall be fully responsible for quality control during construction. The EOR shall further be accountable for appropriate sampling, testing, and inspections during all phases of construction. Copies of compaction test reports, gradation testing results, asphalt pavement sampling and testing results, on site inspection reports, and similar shall be made available to the Prairie Lake Plan Commission and/or the Prairie Lake Board of Supervisors upon request.

Upon approval by the EOR, but prior to start of construction, one full set of drawings and specifications shall be submitted to the Town Clerk for review and comment by the Prairie Lake Plan Commission and the Prairie Lake Board of Supervisors. If the route and design are approved by the Prairie Lake Board of Supervisors, a written Notice to Proceed (NTP) for construction shall be provided to the applicant. This NTP shall be subject to any further approvals required by any other AHJ.

Members of the Prairie Lake Plan Commission and the Prairie Lake Board of Supervisors reserve the right to make reasonable construction site visits in order to monitor construction efforts and compliance.

SECTION E, "FINAL ACCEPTANCE"

Upon completion of proposed road, and after inspection and written approval by the Design Engineer of Record, the Prairie Lake Board of Supervisors or their agent will conduct their final inspection, either accepting the road or providing written comments or a list of items requiring correction. Prior to Final Acceptance all required corrective action must be completed.

Additionally, prior to Final Acceptance the owners must transfer to the Town of Prairie Lake the fully executed deed for the land necessary for the road and its appurtenances. A full set of "As Built" drawings and specifications signed and sealed by the Design Engineer of Record must also be transferred to the Town of Prairie Lake prior to Final Acceptance.

After satisfactory completion of the requirements for final acceptance a letter of final acceptance will be provided to the owner.

No lots, trailer court sites, campground sites or other items may be sold, leased, or transferred until final written acceptance is issued to the owner by the Prairie Lake Town Board of Supervisors.

SECTION F, "THREE YEAR WARRANTY"

The intent of the subject ordinance for new road construction within Prairie Lake Township to be a performance oriented project. Thus, the road shall remain substantially free from defects, failure, and/or deterioration for a period of three years from the date of Final Acceptance. Any substantial defect, failure, or deterioration of the road and/or its appurtenances within this three year warranty period shall require prompt corrective action at the sole expense of the designer and contractor. Any corrective action required must be acceptable to the Town Board of Supervisors or their representative.

This ordinance is effective on June 9, 2021.

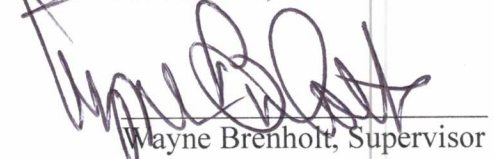
The town clerk shall properly post or publish this ordinance as required under §60.80, Wis. stats.

This ordinance was adopted at a regular meeting of the Town Board of the Town of Prairie Lake on the 9th day of June, 2021, and shall be in force in perpetuity, or until revoked by a future action of this Board or any succeeding Board thereof.

Attest:


Megan Giles, Clerk


Joe Atwood, Chairman


Wayne Brenholt, Supervisor


Lori Richter, Supervisor