

TOWN OF RICE LAKE

ORDINANCE #21-101

STRUCTURES AND CONSTRUCTION IN TOWN RIGHT-OF-WAY

SECTION 1. PERMIT REQUIRED FOR EXCAVATIONS; FEE, INSURANCE AND BOND.

SECTION 2. REGULATIONS GOVERNING EXCAVATIONS AND OPENINGS.

SECTION 3. OBSTRUCTION OF INTERSECTIONS OR SIGNS; TREES AND FENCES.

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SECTION 1. PERMIT REQUIRED FOR EXCAVATIONS; FEE, INSURANCE AND BOND.

A. Permit required.

- 1)** No person, partnership, utility or corporation, or his or its agents or employees or contractors, shall make or cause to be made any opening or excavation in any public street, public road, public alley, public way, public ground, public sidewalk or Town-owned easement or fill or alter any culvert or construct or install additions or extensions to his or its existing facilities within the Town of Rice Lake without a permit therefor from the Town Clerk.
- 2)** The utility or contractor shall submit to the Town a written request for a utility construction/street excavation permit and a plan of the proposed alteration, extension or addition, showing its location and details of construction, including specified depth, method of excavation, open cut or boring, provisions of restoration and whatever the Town would deem necessary for review and consideration. In being issued a permit, the utility or contractor agrees to be bound by the regulations of this section and Section 2.

B. Fee. The fee amount for an excavation or opening permit shall be set by the Town Board from time to time by resolution and by adoption of the Town's Municipal Fee Schedule. Said fee shall be payable to the Town of Rice Lake and submitted along with the required application.

C. Insurance required. A utility excavation permit shall be issued only upon condition that the property owner submit to the Town satisfactory written evidence that the applicant has in force and will maintain during the time the permit is in effect public liability insurance of not less than One Million Dollars (\$1,000,000) for one accident and property damage coverage of not less than One Million Dollars (\$1,000,000). The Town shall be listed as a third party insured on the policy. Driveway permits are exempt from this requirement.

D. Warrant.

1) Before a permit for excavating or opening any street or public way may be issued, the applicant must sign a statement that he will indemnify and save harmless the Town of Rice Lake and its officers from all liability for accidents and damage caused by any of the work covered by his permit, and that he will fill up and place in good and safe condition all excavations and openings made in the street, and will replace and restore the pavement over any opening he may make as near as can be to the state and condition in which he found it, and keep and maintain the same in such condition, normal wear and tear excepted, to the satisfaction of the Town Board for a period of one (1) year, and that he will pay all fines imposed upon him for any violation of any rule, regulation or ordinance governing street openings immediately removed. In refilling the opening, the earth must be puddled or laid in layers not more than six (6) inches in depth and each layer rammed, tamped or flushed to prevent after-settling. When the sides of the trench will not stand perpendicular, sheathing and braces must be used to prevent caving. No timber, bracing, lagging, sheathing or other lumber shall be left in any trench. The Town may elect to have the opening for any street or sidewalk repaired by the Town, in which case the cost of making such repair and of maintaining it for one (1) year shall be charged to the person making the street opening.

E. Notice. It shall be the duty of the permittee to notify the Town Chairman, Rice Lake Fire Department, Barron County Sheriff's Department and all private individuals, firms and corporations affected by the work to be done at least 24 hours before such work is to commence. The Chairman shall also be notified at least four hours prior to backfilling and/or restoring the surface.

F. Validity of permit. If the work is not completed within the time period listed on the permit, the permit shall be void and a new permit must be obtained and an additional fee charged. The Town may extend the time limitation for good cause. The utility or contractor shall have present at the site of construction and during the restoration period a copy of the construction plans and Town permit.

SECTION 2. REGULATIONS GOVERNING EXCAVATIONS AND OPENINGS.

A. Frozen ground. No openings in the streets, alleys, sidewalks or public ways shall be permitted when the ground is frozen except where it is deemed necessary by the Town Chairperson, or Town Clerk, or their designee.

B. Removal of paving. In any opening or excavation, all paving or ballasting materials shall be removed with the least possible loss of or injury to surfacing materials and together with the excavated materials from the opening shall be placed so as to cause the least practicable inconvenience to the public and permit free flow of water.

C. Protection of public.

- 1) Every opening and excavation shall be enclosed with sufficient barriers. Sufficient warning lights shall be kept on from sunset to sunrise. Such lights shall be spaced so as to give adequate warning of the existence of the opening and of piled excavated materials. No open flame warning pots shall be used. Except by special permission from the Town, no trench shall be excavated more than 250 feet in advance of pipe or conduit lying nor left unfilled more than 500 feet where pipe or conduit has been laid.
- 2) All necessary precautions shall be taken to guard the public effectively from accidents or damage to persons or property through the period of the work. Each person making such opening shall be held liable for all damages, including costs incurred by the Town in defending any action brought against it for damages, as well as costs of any appeal, that may result from the neglect by such person or his employees of any necessary precaution against injury or damage to persons, vehicles or property of any kind.

D. Replacing street surface. In opening any public street, public alley, public sidewalk, public way, public easement or public ground, the paving materials, sand, gravel and earth or other material moved or penetrated must be removed and replaced as nearly as possible in their original condition or position and in the same relation to the remainder as before. If a surface monument or hub is moved, it must be replaced by a registered surveyor. All unsuitable excavated material and rubbish shall be immediately removed. In refilling the opening, the earth must be laid in layers not more than six (6) inches in depth and each layer mechanically rammed or tamped to prevent after-settling. When the sides of the trench will not stand perpendicular, sheathing and braces must be used to prevent caving. No timber, bracing, lagging, sheathing or other lumber shall be left in any trench. The Town may elect to have the opening for any street or sidewalk repaired by the Town, in which case the cost of making such repair and of maintaining it for one (1) year shall be charged to the person making the street opening.

E. Installation and Backfilling.

- 1) **Installation.** All new utility installations will be put in back slopes or as far from driving portion of road as possible and shall be at least twenty-four (24) inches in depth.
- 2) **Backfilling.** It shall be the duty of the permittee to backfill the opening immediately upon completion of the work and to place at least nine (9) inches of traffic bind or similar material in the opening unless otherwise advised by the Town Board. It shall be the duty of the permittee to maintain the opening in good condition for a period of six (6) months after the completion of the work or until the surface has been restored. The Town shall decide when, within said six (6) month period, the opening is ready for paving if a paving surface is required. If the surface is not restored within a period of ten (10) days or such longer period as determined by the Town, the Town may restore the surface and bill the permittee therefor.

F. Emergency excavation. In the event of an emergency, any person, firm or corporation owning or controlling any sewer, gas main, water main, conduit or other utility in or under any public street, alley, easement, way or ground and his agents and employees may take immediate proper emergency measures to remedy dangerous conditions for the protection of property, life, health or safety without obtaining an excavation permit, provided that such person, firm or corporation shall apply for an excavation permit not later than the next business day.

- G. **Excavation in new streets limited.** Whenever the Town Board determines to provide for the permanent improvement or repaving of any street, such determination shall be made not less than 30 days before the work of improvement or repaving shall begin. Immediately after such determination by the Town Board, the Town shall notify in writing each person, utility, Town department or other agency owning or controlling any sewer, water main, conduit or other utility in or under said street or any real property abutting said street that all such excavation work in such street must be completed within 30 days. After such permanent improvement or repaving, no permit shall be issued to open or excavate said street for a period of five years after the date of improvement or repaving unless, in the opinion of the Town Board, an emergency exists which makes it absolutely essential that the permit be issued.
- H. **Exception.** The provisions of this section shall not apply to excavation work done by Town employees or contractors performing work under contract with the Town, except that the safety precautions under Section 2(C) of this ordinance shall be complied with.

SECTION 3. OBSTRUCTION OF INTERSECTIONS OR SIGNS; TREES AND FENCES.

- A. **Obstruction of intersections.** No person shall maintain, plant or permit to remain on any private or public premises situated at the intersection of two (2) or more roads, streets or alleys in the Town any hedge, tree, shrub or other growth or object which may obstruct the view of the operator of any motor vehicle or pedestrian approaching such intersection.
- B. **Obstruction of signs.** It is unlawful for any person to plant, cause to grow, allow to grow or maintain any trees, bushes, shrubbery or vegetation of any kind which is an obstruction to the clear and complete vision of any traffic sign in the Town. It shall be the duty of every owner of such tree, brush, shrubbery or vegetation to remove such obstruction.
- C. **Abatement procedure.** Any shrub, tree or other plant which obstructs the view at an intersection or the view of a traffic sign shall be deemed to be dangerous to public travel, and the Town Clerk shall notify the property owner in writing, describing the conditions, stating the steps necessary to correct the conditions, and establishing a reasonable time within which the corrective steps shall be taken. In the event that effective steps are not taken within the time specified, it shall be lawful for the Town to abate these conditions to the extent necessary to assure compliance with the foregoing requirements, and the costs thereof may be assessed to the owner.
- D. **Trees adjacent to town right-of-way.** If any tree falls from adjacent land into any highway, the owner or occupant of the land shall immediately remove the tree from the highway. If the tree is not removed by the property owner following notice from the Town, the Town may remove from any highway any fallen tree or trees therein and charge the cost thereof to the property owner pursuant to Sec. 66.60(16) Wis. Stats.
- E. **Cutting trees in town right-of-way.** The Town may cut down, trim and remove trees, shrubs and hedges growing within the public road right-of-way measured from the center of the road. When it is necessary for trees in a road right-of-way to be removed, the adjacent property owner shall have a right of first refusal to have the wood and shall have fourteen (14) days to do so.
- F. **Fences.** No person shall build or reconstruct any fence within the public road right-of-way measured from the center of the road.

SECTION 4. INJURY TO TREES AND SHRUBS.

- A.** No person shall, without written permit from the Town Board in the case of a public tree or shrub, do or cause to be done by others any of the following acts:
- 1) Secure, fasten or run any rope, wire, sign, unprotected electrical installation or other device or material to, around or through a tree or shrub.
 - 2) Break, injure, mutilate, deface, kill or destroy any tree or shrub or permit any fire to burn where it will injure any tree or shrub.
 - 3) Permit any toxic chemical, gas, smoke, oil or other injurious substance to seep, drain or be emptied upon or about any tree or shrub, or place cement or other solid substance around the base of the same.
 - 4) Remove any guard, stake or other device or material intended for the protection of a public tree or shrub, or close or obstruct any open space about the base of a public tree or shrub designed to permit access of air, water and fertilizer.
 - 5) Attach any sign, poster, notice and other object on any tree, or fasten any guy wire, cable, rope, nails, screws or other device to any tree, except that the Town may tie temporary "No Parking" signs to trees when necessary in conjunction with street improvement work or tree maintenance work.
 - 6) Cause or encourage any fire or burning near or around any tree.
- B.** All trees on any parkway or other publicly owned property near any excavation or construction of any building, structure or street work shall be sufficiently warded and protected by those responsible for such work as to prevent any injury to said trees.

State Law Reference: Sec. 86.03, Wis. Stats.

SECTION 5. DEPOSIT OF RUBBISH ON RIGHT-OF-WAY.

It shall be unlawful for any person to throw or deposit any weeds, sod, brush, cans, glass, snow, gravel, stones, boulders, dirt, machinery, garbage or other waste or rubbish in the right-of-way or on any highway located in the Town of Rice Lake, without permission of the Town Board for temporary use.

State Law Reference: Sec. 346.94 (5), Wis. Stats.

SECTION 6. PLACEMENT OF RURAL MAILBOXES.

Rural mailboxes are prohibited on the right-of-way of all highways within the Town of Rice Lake except as hereinafter provided:

- A.** Mailboxes are approved only if they are of a construction or design approved by the United States Postal Service or previously approved by the Postmaster.
- B.** Newspaper tubes are permitted only if provided by the newspaper or of a construction or design that will not present a hazard to the public use of the right-of-way. Where the newspaper tube used has not been provided by the newspaper, the Town Board shall have the exclusive authority to approve the tube. If the Town Board refuses to approve the newspaper tube, it must be removed.

- C. A nameplate bearing the name and address of the mailbox owner shall be permitted on each box.
- D. The support for the mailbox and newspaper tube shall adhere to the standards governing construction of mailbox supports as established by the Wisconsin Department of Transportation and shall not constitute a hazard to the public use of the right-of-way. Said support shall be a wood post, steel pipe, or steel channel installed no more than 24 inches in the ground and extending to a vertical height such that the bottom of the mailbox is a minimum of 42 inches but not to exceed a maximum of 48 inches above the ground surface. The support should be the following dimensions:
- 1) Square wood post: 4x4 inch nominal
 - 2) Round wood post: 4 inch diameter
 - 3) Steel pipe: 1½ inch inside diameter
 - 4) Steel channel: 2 pounds per foot
- Dimensions exceeding these will be deemed unacceptable. The support should not be set in concrete, nor is a base plate acceptable. Anti-twist flanges may be installed on the pipe or channel supports but should not be imbedded more than 10 inches into the ground. The box-to-post attachment should be sufficient to prevent the separation of the box from the support post when struck, and to withstand flying snow and slush from traffic and snowplows.
- E. Mailbox and newspaper tubes must be located on the side of the road required by the United States Postal Service and so that the face of the mailbox is aligned with the outside edge of the graveled shoulder or a minimum distance of one (1) foot from the paved portion of the highway, whichever is greater.
- F. The owner of each mailbox and/or newspaper tube shall, within twenty-four (24) hours after the end of each snowfall, remove all snow and ice which has fallen or accumulated in front of said mailbox and/or said newspaper tube and shall remove the snow for a distance of fifteen (15) feet to each side of said mailbox and/or newspaper tube.
- G. No other object of any kind shall be attached to the mailbox, newspaper tube or their supports. No other objects, including, but not limited to, landscaping boulders or fences may be placed on the right-of-way.
- H. Installations should take into account existing roadside conditions such as proximity to intersections; blind spots caused by curves, hills, and vegetation; and utility poles, guardrails, nearby bridges, and other physical installations. Placing mailboxes a short distance away from driveways and intersections helps to avoid vision-restricting snowbanks and also damage to the mailbox.
- I. This Section is not intended to and shall not be construed to create any affirmative duty on the part of the Town of Rice Lake to locate and remove obstructing mailboxes. The Town of Rice Lake is not liable for damage to mailboxes caused by snow while snowplowing.

SECTION 7. DRIVEWAYS AND CULVERTS.

A. DRIVEWAY PERMITS; CULVERT REQUIREMENTS.

- 1) Purpose.** For the Safety of the general public, the Town of Rice Lake shall determine the location, size, construction and number of access points to public roadways within the Town limits. It is the Town's intent to provide safe access to properties abutting public roadways suitable for the property to be developed to its highest and best use, provided that access is not deficient or dangerous to the general public.
- 2) Culvert Requirement.**
 - a. Construction.** No person shall construct any driveway or private road in a public right-of-way of the Town of Rice Lake without installing a culvert in full compliance with this Section. Included within the scope of this requirement are commercial driveways. In the event that the Town Chair, or his or her designee, determines that a culvert is not required, said applicant must sign a "Culvert Agreement" as prepared by the Town Clerk. Said agreement sets forth an acknowledgment by the Applicant that if a culvert is ever deemed necessary by the Town Chair or Town Board, the applicant shall install a culvert and assume all costs, including but not limited to materials and installation.
 - b. Reconstruction.** In the event any person should reconstruct any existing driveway or private road, any existing culvert shall be inspected by the Town Chair, or his or her designee, to ascertain its age, appearance and functionality. If the Town Chair, or his or her designee, determines that the culvert needs replacing, then the person doing the reconstruction shall replace the culvert with a new culvert that satisfies the provisions of Section 7(A)(4b) of this ordinance.
 - c. Inspections.** The Town Chair, or his or her designee, shall have the authority to inspect all culverts located within the right-of-way of any Town road to ascertain its condition, age and functionality. If the Town Chair, or his or her designee determines that the culvert is in need of replacement, notice shall be sent to the person owning and/or operating the private road or driveway directing them to replace the culvert within a period of time not to exceed ninety (90) days after receipt of said notice.
- 3) Driveway and Culvert Permit Requirement; Application; Fee; Determination.**
 - a. Permit Requirement.** No person shall locate, establish, install a culvert, construct, reconstruct, or resurface a private driveway, road, or other access from a private property line to the traveled portion of any public Town road without first filing an application and obtaining a driveway permit from the Town of Rice Lake. Once approved, said permit shall be valid for a period of twelve (12) months. Failure to complete the driveway installation within that time period, requires the permittee to reapply.
 - b. Application/Provisions.** Application for such permit may be made to the Town Clerk on the Town's approved application form. The application shall be signed by the property owner, or his agent, and shall include design specifications and a drawing depicting the location and orientation of the proposed culvert in relationship to the real estate involved and the adjacent road, street, or highway. All costs of construction of the driveway and inspection thereof shall be paid by the person requesting the permit.

All driveway permit applications shall contain the applicant's statement that:

1. The applicant represents all parties in interest, and that such proposed driveway is for the bona fide purpose of securing access to his property and not for the purpose of parking or servicing vehicles, advertising, storage or merchandising of goods within the dedicated portion of the Town road or street, or for any other purpose.
 2. The Town, notwithstanding the construction of such driveway, reserves the right to make any changes, additions, repairs or relocations within the dedicated portion of the Town road or street at any time, including relocation, reconstruction, widening and maintaining the street without compensating the owner of such private driveway for the damage or destruction of such private roadway.
 3. The permittee, his successors or assigns, agrees to indemnify and hold harmless the Town of Rice Lake, its officials, officers, agents or employees, against any claim or any cause of action for personal injury or property damage sustained by reason for the exercise of such permit.
 4. The Town does not assume any responsibility for the removal or clearance of snow, ice or sleet or the opening of any windrows of such material upon such portion of such driveway within the dedicated portion of the Town road or street.
- c. **Fee.** The fee for a driveway permit shall be set by the Town Board from time to time by resolution and by adoption of the Town's Municipal Fee Schedule. Said fee shall be payable to the Town of Rice Lake and submitted along with the required application, design specifications, and drawing.
- d. **Determination.** The Town Chair, or his/her designee, shall be the official to review, inspect, and approve or deny all applications. If approved, the Town Clerk shall issue a written permit with specific requirements as set forth by the Town Chair. In the event the permit is denied, the applicant may submit to the Town Board a written request to appeal the denial. The appeal request shall be placed on the next Town Board agenda if submitted at least one week in advance of the Town Board meeting date.

4) Driveway and culvert location, design and construction requirements.

- a. **General Requirements.** The location, design and construction of driveways shall be in accordance with the following:
1. **General Design.** Private driveways shall be of such width and so located that all of such driveways and their appurtenances are within the limits of the frontage abutting the street of the property served. Driveways shall not provide direct ingress or egress to or from any street intersection area and shall not encroach upon or occupy areas of the street right-of-way required for effective traffic control or for street signs or signals. A driveway shall be so located and constructed that vehicles approaching or using it shall have adequate sight distance along the street. Driveway approaches shall be at least ten (10) feet apart except by special permission from the Town Chair, and driveways shall in all cases be placed wherever possible as not to interfere with utilities in place.

- 2. Width of Driveway.** With the exceptions of commercial, industrial, and field entrances, all driveways shall have a minimum width of twelve (12) feet and a maximum width of forty (40) feet as measured at the road right-of-way line. Commercial and industrial driveways may exceed the forty (40) foot width but shall be bi-directional with a minimum of a six (6) foot wide barrier island down the middle separating the two directions of travel.
- 3. Angular Placement of Driveway.** The angle between the center line of the driveway and the curb line or road edge shall not be less than 45°.
- 4. Number.** The number of driveways to serve an individual residential or commercial property fronting on a road or street shall be one (1), except where deemed necessary and feasible by the Town Chair for reasonable and adequate service to the property, considering the safety, convenience and utility of the street.
- 5. Island Area.** The island area in the street right-of-way between successive driveways or adjoining a driveway and between the highway shoulder and right-of-way shall constitute a restricted area and may be filled in and graded only as provided in Section 7(A)(4a)7.
- 6. Drainage.** The surface of the driveway connecting with street cross sections shall slope downward and away from the highway shoulder a sufficient distance to preclude ordinary surface water drainage flowing onto the street roadbed. No driveway apron shall extend out into the street further than the road edge or face of the curb, and under no circumstances shall such driveway apron extend into the gutter area where there is curbing. All driveway entrances and approaches shall be so constructed that they shall not interfere with the drainage of streets, side ditches, or roadside areas or with any existing structure on the right-of-way.
- 7. Restricted Areas.** The restricted area between successive driveways may be filled in and graded only when the following requirements are complied with:
 - a) The filing or draining shall be to grades approved by the Town Engineer and, except where highway drainage is by means of curb and gutter, water drainage of the area shall be directed away from the street roadbed in a suitable manner.
 - b) Culvert extensions under the restricted area shall be of the same size and of equivalent acceptable material as the culvert under the driveway. Intermediate manholes adequate for cleanout purposes may be required where the total culvert length is excessive.
 - c) Where no street side ditch separates the restricted area from the street roadbed, permanent provision may be required to separate the area from the street roadbed to prevent its use for driveway or parking purposes by construction of a border, curb, rail or posts as may be required by the Town Board.

b. Culvert Construction Standards.

- 1. Installation.** All excavation work, installation of culverts, and costs associated with such shall be the responsibility of the permittee and shall be paid in full within thirty (30) days of construction. The Town Chair, or his/her designee,

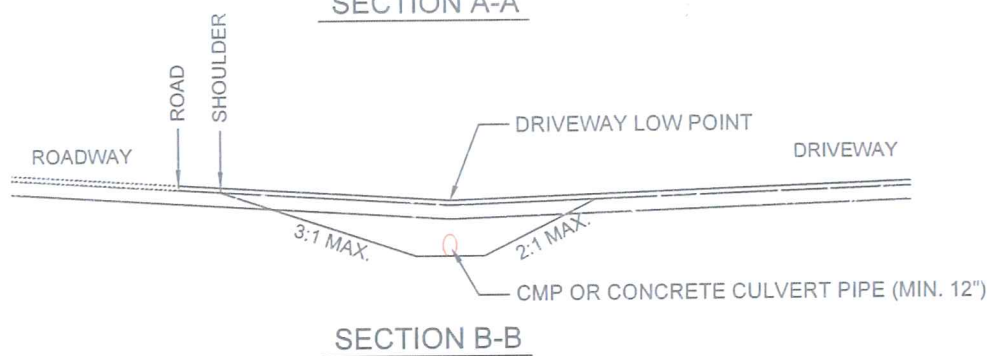
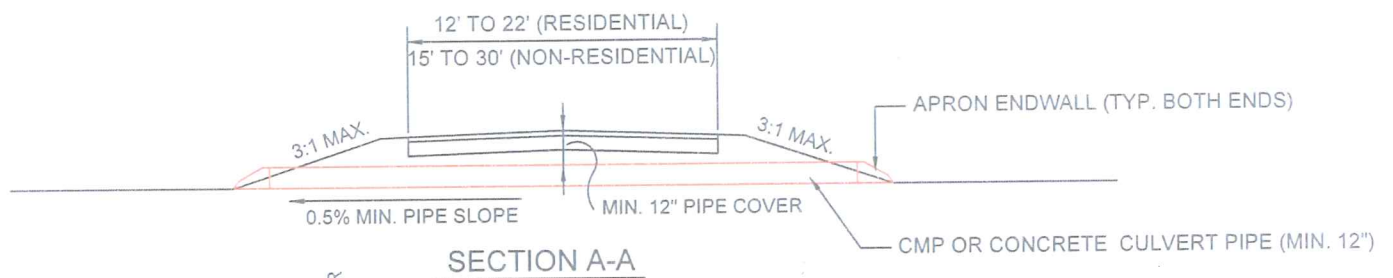
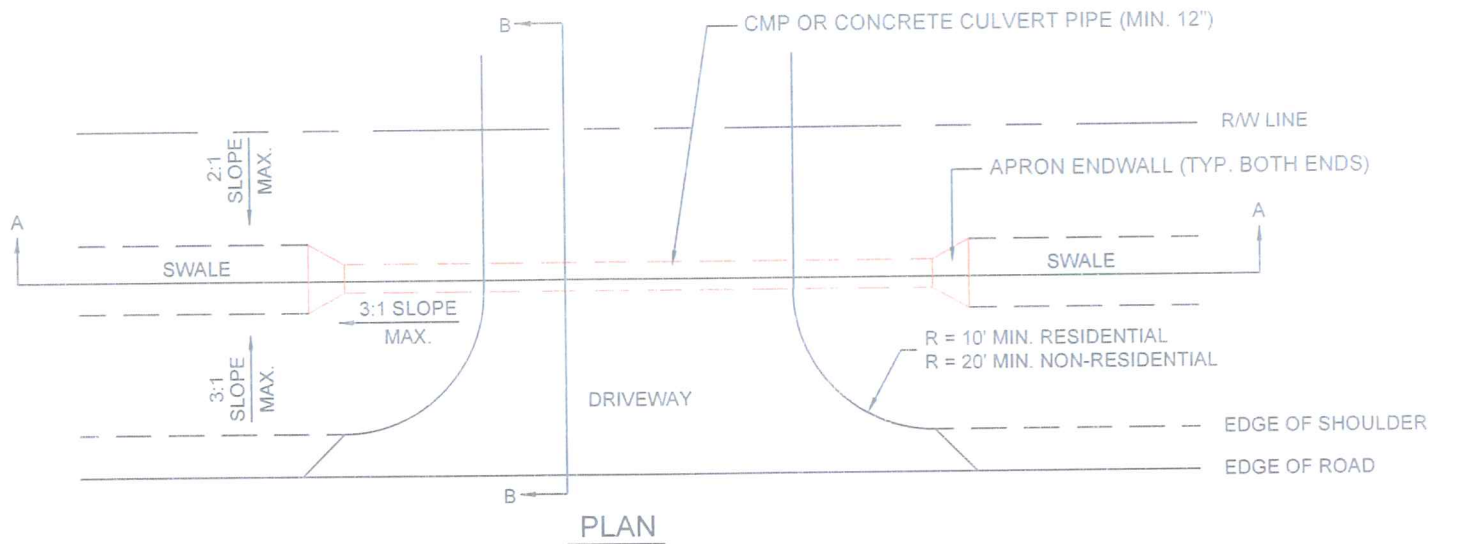
shall be notified at least 48 hours in advance of driveway construction to allow for inspections and supervision for proper culvert placement.

2. **Size and Material.** Culverts shall be installed prior to construction work being commenced on the property served. No pipe shorter than twenty-four (24) feet in length or longer than forty (40) feet in length will be allowed. The diameter of the culvert shall be determined by the Town Chair, or his/her designee and upon approval, shall be so stated in the written permit issued by the Town Clerk. All culverts shall be constructed of galvanized steel, aluminum, or reinforced concrete, and shall be of new manufacture and fitted with endwalls, unless specifically waived by the Town Chair, or his/her designee.
3. **Gauge.** The minimum wall thickness for the pipe culverts shall be in accordance with the following:

| <u>Pipe Diameter</u> | <u>Gauge</u> |
|----------------------|--------------|
| 12 to 24 inch | 16 |
| 30 to 36 inch | 14 |
| 42 to 54 inch | 12 |
| 60 to 72 inch | 10 |
| 78 to 84 inch | 8 |

4. **Drainage.** The culverts shall be placed in the ditch line at elevations that will assure proper drainage. Material used for backfill shall be of a quality acceptable to Town officials and shall be free from frozen lumps, wood, or other extraneous or perishable materials. The minimum cover, measured from the top of the pipe to the top of the subgrade, shall be twelve (12) inches.
5. **Installation.** Construction and installation must meet the specifications as shown in Diagram #1 as follows:

Diagram #1



RURAL DRIVEWAY SPECIFICATIONS

- 6. Erosion Control.** Erosion control measures shall be implemented as necessary to control erosion, or as directed by the Town Engineer.
- 7. Appeal.** Persons may request a variance from the culvert requirements of this Section by filing a written appeal request with the Town Clerk, who shall place the matter as an agenda item for the Town Board's next meeting. The Town Board may only waive the requirement for a culvert upon a finding that unique physical characteristics of the location in question render a culvert unnecessary. The Town Engineer may be asked to render an opinion on the request.
- c. Relocation of Utilities.** Any cost of relocating utilities shall be the responsibility of the property owner with approval of the Town Board necessary before any utility may be relocated and the driveway installed.
- d. Variances.** Any of the above requirements may be varied by the Town Board in such instances where the peculiar nature of the property or the design of the street may make the rigid adherence to the above requirements impossible or impractical.

SECTION 8. VIOLATIONS AND PENALTIES.

Any person, partnership, corporation, or other legal entity that fails to comply with the provisions of this ordinance shall be subject to a forfeiture of not less than \$100 nor more than \$500, plus the applicable surcharges, assessments, and court costs for each violation. Each day a violation exists or continues constitutes a separate offense under this ordinance. In addition, the town board may seek injunctive relief from a court of record to enjoin further violations. Any person, persons, partnerships, company or corporation who or which violates any provision in this ordinance shall remove, alter or correct the installation as ordered by the Town. If the owner or occupant does not correct the installation as ordered by the Town within the allotted time, the correcting of the installation shall be done by the Town and the expense thereof shall be charged to the property as a special assessment, after notice and hearing.

SECTION 9. PERMITTEE LIABLE FOR DAMAGE OR INJURY.

The permittee shall assume all responsibility for any injury or damage to persons or property resulting directly or indirectly during construction or repair of driveway approaches or entrances. The new construction shall be of acceptable material and provided in a neat, workmanlike manner. Driveway surfaces shall connect with the street pavement and sidewalk in a neat, workmanlike manner.

SECTION 10. REPEAL.

This Ordinance hereby repeals Ordinance #00-103 "Ordinance Regulating Road Excavations, Providing for the Removal of Obstructions from Public Highways and for the Installation of Culverts", Ordinance #04-101 and #08-102 "An Ordinance To Amend Ordinance #00-103". All other ordinances or part of ordinances of the Township of Rice Lake, Barron County inconsistent or conflicting with this ordinance, to the extent of the inconsistency only, are hereby repealed.

SECTION 11. SEVERABILITY.

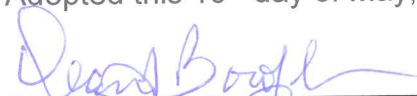
The provision of the ordinance shall be deemed severable. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other person's circumstances shall not be deemed affected.

SECTION 12. EFFECTIVE DATE.

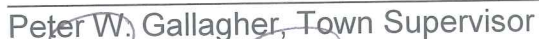
This ordinance shall become effective upon its publication and/or posting in the manner provided for by law.

Adopted this 10th day of May, 2021.

AYES 5 NAYS 0



Dean A. Borofka, Chairman



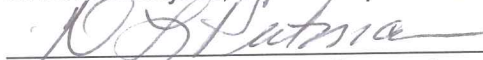
Peter W. Gallagher, Town Supervisor



David Crotteau, Town Supervisor



Brooke Harycki, Town Supervisor



Donald Putnam, Town Supervisor

Posted: May 11, 2021

Published: May 19, 2021

CERTIFICATION

The undersigned, Town Clerk/Treasurer for the Town of Rice Lake, does hereby certify that the foregoing Ordinance was duly adopted by the Town Board of the Town of Rice Lake at a meeting held on May 10, 2021, which meeting was properly noticed and conducted in the manner provided for by law, and at which a quorum of members of the Town Board were present.

Dated this 10th day of May, 2021.



Janet Tomesh, Clerk/Treasurer

