

ORDINANCE NO. 2024-11

**VILLAGE OF YORKVILLE
RACINE COUNTY, STATE OF WISCONSIN**

**AN ORDINANCE TO AMEND SECTIONS 38-111, 38-112, AND 38-115 OF THE CODE OF
ORDINANCES OF THE VILLAGE OF YORKVILLE, RACINE COUNTY, STATE OF
WISCONSIN, PERTAINING TO DRIVEWAYS AND CULVERTS**

**THE VILLAGE BOARD OF THE VILLAGE OF YORKVILLE, RACINE COUNTY, STATE
OF WISCONSIN, HEREBY DO ORDAIN AS FOLLOWS:**

1. That Section 38-111 of the Code of Ordinances for the Village of Yorkville be, and hereby is, amended to read as follows:

“Sec. 38-111. Permit required.

No person shall install or make any improvement of a private driveway extending into a public right-of-way without a permit from the village building inspector. Any temporary driveway intended as an access for construction vehicles or for any other purpose shall be considered a separate permanent driveway for the purposes of this article. The village building inspector shall confirm that the temporary driveway is completely removed and the right-of-way at that location restored to its pre-construction state prior to issuing occupancy approval for the construction project associated with the temporary driveway. The village building inspector shall issue the permit upon a complete application and the payment of a fee set by resolution of the village board from time-to-time subject to the following terms and conditions:

- (1) The culvert shall be of such size as required for proper drainage along the right-of-way, but not less than 15 inches by 24 feet, and installed with end walls.
- (2) The property owner or permittee will not construct any abutment above the existing road grade at the ends of the culvert underlying the driveway. At a distance of eight feet from the edge of the pavement, the finished grade of the driveway shall be at least four inches below the grade of the edge of the adjacent highway.
- (3) The cost of any and all repairs to driveways extending into public rights-of-way, including, but not limited to, the moving of existing culverts, maintenance and the covering with gravel, shall be borne by the property owner or permittee, unless such repairs were necessitated by the reconstruction of any portion of the public right-of-way by the village.
 - (a) In the instance of culvert reconstruction or movement caused by the reconstruction of any portion of the right-of-way by the Village, the Village shall reconstruct one (1) culvert per three hundred (300) feet of road frontage. The reconstruction of any additional culverts per three hundred (300) feet of frontage shall be the sole responsibility of the property owner or permittee.

- (4) Any drainage ditch and public right-of-way affected by the construction of a driveway entrance shall be reconstructed to the original shape, grade and contour of such ditch and right-of-way at the expense of the property owner or permittee.”

2. That Section 38-112 of the Code of Ordinances for the Village of Yorkville be, and hereby is, amended to read as follows:

“Sec. 38-112. Construction required.

No building permit shall be issued by the village building inspector unless a permanent driveway has been constructed from the right-of-way to and on the site upon which construction is to take place and the construction of said driveway been approved by the village building inspector. Unless waived by the village board, no driveway shall be deemed permanent unless a culvert of required strength and dimension has been laid under such driveway and has been covered with sufficient gravel to bring it to the same grade as the public right-of-way adjacent thereto. The property owner or permittee shall comply with all regulations relating to the construction or reconstruction of private driveways in section 38-111.”

3. That Section 38-115 of the Code of Ordinances for the Village of Yorkville be, and hereby is, amended to read as follows:

“Sec. 38-115. Number of driveway entrances and approaches limited.

As of November 16, 2023, the effective date of this ordinance, no more than one driveway entrance and approach shall be constructed per three hundred (300) feet of lot frontage, except where a modification or waiver is approved by the Village Board pursuant to Sec. 2-404 of this Code of Ordinances. Any temporary driveway for which a permit has been issued under Section 38-111 will not count towards the number of driveway entrances and approaches allowed under this section.”

4. This ordinance shall take effect upon adoption and publication as required by law.

Adopted by the Village Board of the Village of Yorkville, Racine County, State of Wisconsin, this 22nd day of July, 2024.

VILLAGE OF YORKVILLE

Ayes: 5

By: /s/ Douglas Nelson
Douglas Nelson, President

Nays: 0

Attest: /s/ Janine Carls
Janine Carls, Clerk

Abstentions: 0

Absences: 0

Village of Yorkville
Notice of Newly Enacted Ordinances

Please take notice that, on Monday, July 22, 2024, the Village Board of the Village of Yorkville adopted the following ordinances:

- Ordinance 2024-11, entitled "An Ordinance amending Sections 38-111, 38-112, and 38-115 of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, pertaining to driveways and culverts".
- Ordinance 2024-12, entitled "An Ordinance amending Section 14-102 of the Code of Ordinances for the Village of Yorkville, Racine County, State of Wisconsin, pertaining to operator's licenses".

These ordinances take effect upon publication of this notice. The full text of these ordinances may be obtained from the Village of Yorkville Clerk's office, 925 15th Avenue, Union Grove, Wisconsin 53182, or through the Village's website at www.villageofyorkville.com. The phone number for the Clerk is (262) 878-2123.

Janine Carls
Clerk

Affidavit of Printing State of Wisconsin

County of Racine

City/Village of Union Grove

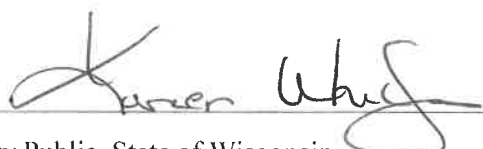
Southern Lakes Newspapers, LLC, certifies that it is the publisher of the Westline Report; that such paper is a secular newspaper of general circulation in said county; that it is printed and published in the village/city, county and state aforesaid. It hereby further certifies that a notice, of which the attached notice is a true copy, has been legally published in said newspaper 1 time(s) for 1 consecutive week(s); That the first publication was on the 25th day of July, 2024; The last publication was on the 25th day of July, 2024.

Signed 

By Amy Naber, for Southern Lakes Newspapers, LLC

Subscribed and sworn to before me this

25 day of July 2024.



Notary Public, State of Wisconsin

My commission expires 1/25/26



**NOTICE OF
NEWLY ENACTED
ORDINANCES**

Village of Yorkville

Please take notice that, on Monday, July 22, 2024, the Village Board of the Village of Yorkville adopted the following ordinances:

- Ordinance 2024-11, entitled "An Ordinance amending Sections 38-111, 38-112, and 38-115 of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, pertaining to driveways and culverts".
- Ordinance 2024-12, entitled "An Ordinance amending Section 14-102 of the Code of Ordinances for the Village of Yorkville, Racine County, State of Wisconsin, pertaining to operator's licenses".

These ordinances take effect upon publication of this notice. The full text of these ordinances may be obtained from the Village of Yorkville Clerk's office, 925 15th Avenue, Union Grove, Wisconsin 53182, or through the Village's website at www.villageofyorkville.com. The phone number for the Clerk is (262) 878-2123.

Janine Carls
Clerk

(Published in Westline Report
July 25, 2024
WNAXLP - 459001)