

General Code of Ordinances
Chapter 5 - Traffic

CHAPTER 5
TRAFFIC

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5.01 TITLE/PURPOSE. This Ordinance is entitled the “Town of Centerville Traffic Ordinance”. The purpose of this Ordinance is to regulate traffic according to the authority given towns in the State Statutes.

5.02 AUTHORITY. The Town Board of the Town of Centerville has the specific statutory authority, powers and duties, pursuant to specific statutory sections noted in this Ordinance and by its adoption of village powers under Section 60.10 Wisconsin Statutes to regulate, control, prevent and enforce against certain uses, activities, businesses and operations in the Town of Centerville by persons that may affect the traffic in such town.

5.03 ADOPTION OF ORDINANCE. The Town Board of the Town of Centerville has, by adoption of this Ordinance, confirmed the specific statutory authority, powers and duties noted in the specific sections of this Ordinance and has established the regulations, controls and enforcement against certain uses, activities, businesses and operations by persons that may affect the traffic.

5.04 GENERAL PROVISIONS. Except as specifically noted otherwise in this Ordinance, Chapters 340 to 350 and Chapter 941 Wisconsin Statutes describing and defining regulations with respect to vehicles, traffic and snowmobiles for which the penalty is a forfeiture only, including penalties to be imposed and procedure for prosecution, are hereby adopted and incorporated by reference by the Town of Centerville and made part of this Ordinance as if fully set forth herein. Any future amendments, modifications, revisions, additions or deletions of the above-noted statutory Chapters shall be incorporated herein and made part of this Ordinance in order to secure uniform state regulations of traffic on the public highways, road, streets and alleys of the State of Wisconsin.

5.05 MINIMUM HIGHWAY DESIGN STANDARDS.

A. Design Standards Existing Roads: The classification of all roads under this Ordinance shall be within the complete discretion of the Town Board. Consideration of such factors as “Average Daily Traffic” (ADT), character of anticipated traffic, relation of highway to traffic patterns within the Town, compatibility with other highway systems and the “Town of Centerville’s 20-Year Comprehensive Plan” adopted 1/29/2007 shall be used in the decision. It is the intent that all existing

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town roads shall meet the improvement standards as listed in “Wisconsin Department of Transportation Statutes Trans 204” unless the standard is determined to be impractical for a specified road by the Town Board.

B. Design Standards New Roads: A new road is defined as a corridor of traffic not on the “Official Town of Centerville Map” as of the adoption of this Ordinance. New roads shall follow the standards set in Wisconsin Statute 82.50.

5.06 DRAINAGE DITCHES WITHIN ROAD RIGHT-OF-WAY. No person shall fill or obstruct any ditch or culvert alongside of any Town or public road, or underneath any such road with any dirt, stones or debris. No person shall cultivate, plow or remove soil from his land in such manner as to obstruct or fill any ditch along any Town road or public highway. No person shall enlarge a road drainage ditch without first obtaining a permit from the Town Board. Application for such permit shall be made to the Town Chairman (see Chapter 4, Section 4.12). Before approving a permit to enlarge any road drainage ditch in the Town, the Town Board shall forward the permit application to all County and State agencies whose approval must be obtained before such work may commence. Any person who violates this section, shall be charged for costs incurred in clean up.

5.07 HIGHWAY OPENINGS REGULATED. PERMIT REQUIRED. (See Chapter 4, Section 4.12.)

5.08 SPECIAL OR SEASONAL WEIGHT LIMITATIONS. As per Section 349.16 Wisconsin Statutes, any officer in charge of maintenance of highways maintained by the town may impose special weight limitations on any such highway or portion thereof which, because of weakness of the roadbed due to deterioration, climatic conditions, or other special/temporary condition, would likely be seriously damaged or destroyed in the above special limitations.

5.09 OBSTRUCTING STREETS AND SIDEWALKS PROHIBITED. No person or group shall stand, sit, loaf or loiter, or engage in any sport or exercise on any public street, sidewalk, bridge or public ground within the Town in such manner as to prevent or obstruct the free passage of pedestrian or vehicular traffic thereon, or to prevent or hinder free ingress to or egress from any place of business, amusement, or any church, public hall or meeting place.

5.10 PARKING RESTRICTIONS. When an ordinance has been adopted by the Town Board and signs have been erected giving proper notice thereof, no person shall park, stop or leave standing any vehicle in violation of the parking restrictions so posted.

5.11 SPEED LIMITS. In the interest of public safety, the following road shall have a 45 mile-per-hour speed limit posted:

A. North Avenue from Cleveland Village limits (east of Hazel Street) to Cleveland Village limits (west of Franklin Drive).

B. South Union Road from North Avenue (County XX) to Cleveland Road.

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- C. Center Road from Village limits to Cleveland Road.
- D. Center Road from North Avenue to Village limits.
- E. Cleveland Road from Center Road to Lakeshore Road (County Road LS).

5.12 DRIVEWAY PERMITS & REQUIREMENTS.

A. The owner of lands adjacent to the right of way of a town road may not construct, maintain and use a driveway for access to the road unless the owner procures and abides by a permit from the Town Board (See Chapter 4, Section 4.12 Town Road Permits).

5.13 STOP SIGN. All stop signs on town roads, as shown on map Chapter 5 - Appendix B updated November 2006, are previously located stop signs approved by the Town Board of the Town of Centerville.

A. STATE LAW ALSO APPLIES. Nothing contained herein shall be deemed to limit or restrict the application of any State Law or Administrative regulation of any State Agency regulating this subject.

5.14 SNOWMOBILE ROUTES.

A. MANITOWOC COUNTY PUBLIC SNOWMOBILE TRAIL. The following portion of Town of Centerville highway is designated as a snowmobile route, pursuant to Chapter 350 Wisconsin Statutes:

1. That portion of Center Road which lies within the W 1/2 SW 1/4 of Section 3, Township 17 N, Range 23 E; and the E 1/2 SW 1/4 of Section 4, Township 17 N, Range 23 E.
2. That portion of Center Road which lies within the W 1/2 NW 1/4 of Section 10, Township 17 N, Range 23 E.
3. That portion of Center Road which lies within the NE 1/4 SE 1/4 of Section 16, Township 17 N, Range 23 E.
4. That portion of Westview Road which lies within the SE 1/4 NE 1/4 of Section 20 and the SW 1/4 NW 1/4 of Section 21, Township 17 N, Range 23 E.

B. CLEVELAND SNOWMOBILE CLUB. The following portions of Town of Centerville highways are designated as a snowmobile route, pursuant to Chapter 350 Wisconsin Statutes:

1. That portion of South Cleveland Road described as follows: Commencing at

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the overhead bridge of I-43 on South Cleveland Road in Section 32, Township 17 N, Range 23 E. Said portion of road is located in the Town of Centerville, Manitowoc County, Wisconsin.

2. That portion of South Cleveland Road which lies within the part of the S 1/2 SW 1/4 of Section 28, Township 17 N, Range 23 E; and the N 1/2 NW 1/4 of Section 33, Township 17 N, Range 23 E.

3. That portion of Center Road which lies within the NE 1/4 NE 1/4 of Section 28 and the NW 1/4 NW 1/4 of Section 27, Township 17 N, Range 23 E.

4. That portion of South Cleveland Road which lies within the SW 1/4 SE 1/4 of Section 27 and the NW 1/4 NE 1/4 of Section 34, Township 17 N, Range 23 E.

5. That portion of Center Road which lies within the SW 1/4 SW 1/4 of Section 27 and the SE 1/4 SE 1/4 of Section 28, Township 17 N, Range 23 E.

Said portions of above roads are located in the Town of Centerville, Manitowoc County, Wisconsin.

C. RESTRICTIONS. Any abuse of this privilege will then deem necessary action by Town Board to withdraw this section.

5.15 SNOW AND ICE REMOVAL--DEPOSIT IN STREETS RESTRICTED. No person shall cause to be deposited snow from his premises onto any road right-of-way in the Town without a permit from the Town Board which may require payment of a fee sufficient to reimburse the Town for the cost of removing any snow so deposited.

5.16 MAILBOX INSTALLATION.

A. Purpose. This Ordinance is intended to establish standards for the safe installation of mailboxes within the right-of-way adjacent to highways in Town of Centerville. The term "mailbox" means any device used to receive mail, newspapers, packages, or similar items and the term includes any structure used to support the mailbox.

B. Authorization. A person may install and maintain a mailbox within the right-of-way adjacent to or near the person's residence provided the mailbox complies with all requirements established by the United States Postal Service and all requirements established by this ordinance.

C. Requirements. 1. Location. A mailbox must be placed on the right side of the highway, except in the case of one-way traffic; at the far side of the driveway; and a minimum of 60 feet from any intersecting road in the direction of the delivery route.

2. Setback. The mailbox must be set back a sufficient distance so that no portion of the mailbox extends over the traveled portion of the highway or the outside edge of the shoulder.

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3. Height. The bottom of the mailbox receptacle must be a minimum of 42 inches to a maximum of 48 inches from the street surface.

4. Material. A mailbox must be constructed of light sheet metal, plastic, or a similar material. The mailbox must be firmly attached to any support structure in order to minimize the possibility of its separating from the structure if struck by a vehicle.

5. Number and Separation. No more than two mailboxes may be mounted on a single support post. A light weight newspaper box mounted below a mailbox will not be counted toward this limit. Support posts must be separated by a distance that is equal to three-quarters of the height of the support posts.

6. Support Structure. A mailbox support structure must be designed to break off or move out of the way if struck by a vehicle. No support may extend more than 24 inches into the ground; be placed in concrete; or fitted with an anchor plate. A metal support may have an anti-twist device if the device does not extend more than 10 inches below the ground surface. The maximum material specifications for a support post are:

- a. A square wood post must not be larger than 4 inches by 4 inches nominal.
- b. A round wood post must not be larger than 4 inches in diameter.
- c. A metal pipe must have an inside diameter of 1½ inches or less.
- d. A metal channel must weigh less than 2 pounds per foot.

D. Variance. The Town Chairman is authorized to grant a variance on a case by case basis to any requirement specified in subsection C provided the variance is authorized in writing and does not compromise public safety.

E. Enforcement. This Ordinance may be enforced under the provisions of Wisconsin Statutes Section 86.04 pertaining to highway encroachments.

5.17 PENALTY. Any person, who violates any provision of this chapter, except as otherwise provided, shall be subject to a penalty as provided in Section 13.09 of this General Code.

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Chapter 5 – Appendix A Official Road Map

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Chapter 5 – Appendix B Stop Sign Map