

RESOLUTION 1-2011
TOWN OF CLINTON
VERNON COUNTY
WISCONSIN

Whereas, the Board of the Town of Clinton holds the rights of property owners within the township in high regard, respects their use of land on which they pay taxes, and sees the potential for abuse of power, sees a potential for extreme financial burden on the taxpayers of the Town of Clinton, and sees a need for a written, standardized and documented process to cover the widening of town roads; and

Whereas: Wisconsin Statute 82.50 (3) specifically exempts Township roads from the minimum geometric design standards on roads in place before 1 Oct, 1992 to include subsequent improvements and reconstruction; and

Whereas: The board recognizes that all town roads are the concern of all town citizens regardless of the location of their residence; and

Whereas: The Town of Clinton does not construct town roads based on the needs or desires of outside interests, but based on the needs and desires of the town taxpayers; and

Whereas: the legal cost and burden of obtaining land, constructing road bases and surfaces of town roads, and the long term costs of maintaining them is always passed on to the taxpayers of the township;

Now, be it resolved that all Town Roads within the boundaries of the Town of Clinton be officially designated as three rod roads; and

Be it further resolved, that the following procedures shall be followed by current and future Town Boards whenever the standard of Three Rods needs to be increased.

1. Average Daily Traffic counts will be held for each individual road and not a generic number transferred from another location. Roads in question will have ADT counted for a full two weeks at each end of the road. The totals for both sites will then be averaged using the following method. $(\text{Sum of both sides}) / 2$, then the resulting number will be divided by the number of days samples (14). The results are the ADT number for the road in question.
2. Although exempt from WI Statute 82.50, the statute does provide some guidance for width of surfaces based on average daily traffic counts. These standards can be met without increases the rod width "right of way" of town roads.

From the State statute:

- a. Local service, intermittent traffic.....surface of 16ft.
- b. Under 100, ADT.....surface of 18ft.
- c. 100 to 250, ADT.....surface of 20ft.
- d. 250 to 1000, ADT..... ..surface of 22ft.

3. Even the widest surface listed would leave an additional 13'9" on either side of the road surface for brushing mowing, and other maintenance related activities of the Town.

4. In the event more then three rod easements giving the Town "right of way" privileges to perform maintenance under the authority of 82.03 (5), become necessary, all property owners shall be reimbursed to the sq. ft. at the current market value of any land use lost due to road "right of way" expansions. In some cases where roads will be moved to correct existing problems, the land may be required to be purchased by the Town.

5. Individual property owners will be surveyed for the willingness to donate, vice be reimbursed for any expansions required.

6. All costs will calculated and discussed at monthly town meetings.

7. All easements will be documented and acquired legally before becoming valid.

8. All legal documents regarding land will be completed before the start of any project that requires it.

9. This resolution and its general application becomes binding on the Town and has the effect of Law, under WI Stats 60.80 (1) (c).

ADOPTED 01/12/2011

Dennis Reibel (Supervisor)
Chair

ADOPTED 01/12/2011

[Signature]
Attest - Town Clerk