

Town of St. Joseph, WI / Part II, General Legislation / Roads, Driveways, Trails, Erosion and Sediment Control and Right-Of-Way Construction

Article III Driveways

§ 149-12 Road damage deposit.

Determinations: Whereas the Town of St. Joseph wishes to curtail road damage and costly repairs resulting from construction and other heavy equipment loading, unloading and using the Town roads as access to private properties during construction periods; and whereas a history of damage has been evident as a result of this practice; and whereas the property owner, developer or general contractor must first obtain a driveway and/or building permit prior to construction of any new dwellings and/or structures, additions to existing dwellings or any structures on the property; and whereas § 86.02, Wis. Stats., authorizes the Town to collect treble damages from any person who damages a Town roadway; now, therefore, the Town Board ordains as follows:

- A. A road damage deposit, as identified in the Town's fee schedule, shall be required with each driveway and/or building permit issued for the construction of any structure (be it a dwelling, addition or accessory building) that may involve the use or travel of equipment or load factors which exceeds normal usage and may cause damage to Town road surfaces and shoulders.
- B. The permit holder shall be responsible for notifying subcontractors of this article and shall be held responsible for the road damage, regardless of whoever may cause damage, as long as the damage is caused by vehicles using the road to access property for construction related to the building or driveway permit.
- C. If the Town Board or designee finds that road damage has occurred, the permit holder shall forfeit the deposit to the extent of the cost the Town incurs to repair the damage and the balance, if any, will be refunded. If the damage repair costs exceed the deposit, the deposit shall be forfeited and the Town shall invoice the permit holder for the amount exceeding the deposit. If the permit holder fails to pay the invoice after 30 days, pursuant to § 86.02, Wis. Stats., the Town shall invoice the permit holder triple the amount of the damages. If remaining unpaid, the amount shall be added to the property owner's taxes, pursuant to § 66.0627, Wis. Stats.

Town of St. Joseph, WI / Part II, General Legislation / CHAPTER 80 Building Construction

§ 80-22 Occupancy permits.

The Town of St. Joseph shall issue occupancy permits.

- A. All inspections shall have been satisfactorily completed, the well construction report shall have been received, all required fees shall have been paid and all required terms of this Building Code shall have been met before an occupancy permit will be issued.
- B. No single- or multiple-family dwelling may be occupied by any person or party until an occupancy permit has been issued.
- C. A penalty will be charged if a dwelling is occupied prior to issuance of an occupancy permit.