

CHAPTER 140

DRIVEWAY REGULATIONS

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140.01 PERMIT REQUIRED. No person shall break out or remove a curb along any public street, or construct a private drive from a public street, without first obtaining a permit from the Clerk or Building Official. No such permit shall have any force or effect unless approval shall be endorsed of the fact on said permit by the Building Official.

140.02 PERMIT FEE. Before any permit is issued, the person who makes the application shall pay a fee of \$15.00 to the Clerk.

140.03 CONCRETE PAVEMENT REQUIRED. In all cases where said permit has been granted, the concrete curb shall be ground or sawn in accordance with SUDAS and the driveway and approach shall be paved with not less than six inches of concrete extending from the curb to the inside of the existing sidewalk line within 30 days from the removal of the curb. If it is shown to the satisfaction of the Public Works Director that the existing sidewalk has substantially the same strength as six-inch concrete, said paving need only extend to the outside of the sidewalk line. All work is to be done in a workmanlike manner, inspected and approved by the City. All driveway approaches shall be paved from the street to the sidewalk according to SUDAS. If there is no sidewalk, the approach shall extend to the property line and shall be inspected by the City.

140.04 COMPLETION BY THE CITY. If, after 30 days after the curb has been removed, the person so doing fails or refuses to pave the driveway, as provided herein, the City shall have the right to do so without notice, and assess the cost thereof, as a special tax against the abutting property and collect the same according to law.

140.05 CULVERTS. When a permit has been granted to construct a private driveway and a culvert is required, the person receiving said permit shall perform the necessary grading and install a culvert in accordance with the following:

1. The culvert shall be either reinforced concrete pipe, unless the Public Works Director approved corrugated metal pipe with a minimum diameter of 12 inches (12" RCP and 12" CMP culverts) and a maximum length of 24 feet, the permit holder to bear the cost of the culvert.
2. The Public Works Director is hereby empowered to order existing culverts, which do not meet the requirements of this section or are damaged, replaced when the Public Works Director deems the culvert will not satisfactorily carry away run-off water.
3. It shall be the responsibility of the property owner to make such replacement and, in the event the owner fails to do so, the Public Works Director shall have the right to make the replacement. The property owner shall be charged with the costs of the same, and if not paid within 90 days from the date of completion of said replacement,

said cost shall be assessed as a special tax against the abutting property and collected according to law.

4. All culverts installed or replaced shall be installed in accordance with, and all work must be in compliance with SUDAS and shall conform to the established ditch grade, as determined by the engineer or Public Works Director.

140.06 DRIVEWAY REQUIREMENTS. In any zoning district, a paved driveway is required in conjunction with construction of a new principal structure, a remodeling project in an amount equal to or greater than 25% of the original building valuation, a building addition larger than 100 square feet in size, a new attached or detached garage, or any other accessory structure larger than 400 square feet in size. A paved driveway shall also be required if an existing gravel driveway or parking area is expanded by four feet in any direction.

1. Permit Required. Before any person shall construct a new driveway, expand the dimensions of an existing gravel or non-gravel driveway by more than four feet in any direction, or replace a gravel driveway with a paved driveway, a permit must first be obtained from City Hall and must meet all requirements herein.

2. Within the public right-of-way, driveways shall be at least 10 feet wide with a maximum width of 12 feet per garage stall up to a total maximum of not more than 36 feet wide within the public right-of-way, except where located on a cul-de-sac bulb where the maximum widths 24 feet wide within the public right-of-way. This portion of the driveway, including sidewalk running across said driveway, shall be six inches thick Portland cement concrete.

3. For the purposes of this subsection, the remainder of the paved driveway shall consist of any kind of hard surfacing, including but not limited to Portland cement concrete, bituminous concrete, or brick pavers together with the necessary base. Paving does not include surfacing with oil, gravel, oil and gravel, sealcoat, or chloride.

4. No driveway shall be within 15 feet of any street intersection, measured from the property corner. No driveway shall be located closer than one foot from the property line. The driveway flare must remain within the limits of the property lines, extended to the curb, of the lot on which the driveway is constructed.

5. The driveway approach, defined as that portion of the driveway located within the right-of-way of the public street, shall be paved with Portland cement concrete or bituminous concrete and shall be designed to accommodate the crossing of a public sidewalk. Two, three-foot flares, are allowed for the driveway approach for a maximum of no more than 42 feet at the curb. A 30-inch-wide section of the curb and gutter shall be saw-cut and removed and replaced with full depth pavement matching the existing street pavement unless otherwise approved by the Public Works Department.

6. No single-family residential lot shall be permitted more than one driveway unless the lot has more than 250 feet of frontage on one street, in which case two driveways may be permitted provided all SUDAS requirements are met.

7. Residential driveways on corner lots shall be connected to the lower order street, based on functional classification of the streets as determined by the City Engineer.

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