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**ORDINANCE: Amend Chapter 7 of the  
General Code of Winnebago  
County (Traffic Code)**

**TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

**WHEREAS,** the Winnebago County Highway Committee has recommended a variety of amendments to Chapter 7 of the General Code of Winnebago County; and

**WHEREAS,** said amendments would clarify the existing ordinance as well as raise permit fees so as to reflect actual costs of operation of the Winnebago County Highway Department.

**NOW, THEREFORE,** the County Board of Supervisors of the County of Winnebago does ordain as follows:

That the following Sections of Chapter 7 of the General Code of Winnebago County be amended to read as follows:

**7.10 UTILITY PERMITS UPON WINNEBAGO COUNTY TRUNK HIGHWAYS.**

(7) Permit required to install or reinstall or reconstruct utility ...

(b) Applications for permits to install, reinstall or reconstruct utilities shall be applied for at the Winnebago County Highway Commission, 901 W. County Road Y, Oshkosh, WI, upon forms to be provided by the Winnebago County Highway Commission.

(c) Fees for utility permits shall be as follows:

Application Fee .....	\$ 75.00
In addition to Application Fee –	
Boring Fee.....	\$100.00
Open Cut Fee .....	\$500.00
Permit to Close Road (per day) .....	\$300.00
Trenching parallel to right-of-way (per lineal foot)	\$ .10

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Suspension of lines from poles, towers or  
Plowing of lines (per Lineal foot) \$ .05

1. **Definitions:**

- a) Boring – Where a circular hole is drilled under the road without disturbing the road surface.
- b) Open Cut – the cutting of a trench or an opening across a road surface.
- c) Plowing – The threading of an electrical or telecommunications line into the soil by the use of a mechanical device specifically designed for that purpose with minimal disturbance to the soil surface.
- (d) Permits shall be issued only in the name of the owner of the property upon which utility installation or reinstallation is to occur.

**Section 7.11 PERMIT FOR OPERATION OF OVERSIZE VEHICLES UPON COUNTY TRUNK.**

- (6) **Definitions** (a) **Oversized Vehicle** means any vehicle which is over-wide, over-high, over-long or over-weight in contravention of Sections 348.05, 348.06, 348.07 or 348.15, Wisconsin Statutes.
- (b) A fee of \$100.00 shall be assessed by the Highway Commission to those making application for the issuance of a permit for the operation of an overweight, over-height, over-width or over-length vehicle upon Winnebago County Highways.

(8) **DENIAL OF APPLICATION. ...**

- (a) When operation of such a vehicle is likely to interfere with the safety of those persons utilizing Winnebago County Trunk Highways. ...

**7.14 DRIVEWAY ACCESS TO COUNTY TRUNK HIGHWAYS.** (1) This Ordinance is adopted pursuant to the authority granted under Sections 59.03 and 66.07(2), Wisconsin Statutes and shall apply to all designated and undesignated County Trunk highways in Winnebago County.

92 **(7) PERMIT REQUIRED TO CONSTRUCT OR RECONSTRUCT**  
93 **DRIVEWAY. ....**  
94

95 (h) A non-refundable charge shall be assessed by the Commission to  
96 those making application for the issuance of a permit for the construction or  
97 reconstruction of an entrance or departure upon a Winnebago County Trunk  
98 Highway. Said fee shall cover the cost of administration and inspection. A  
99 charge shall also be assessed for the removal of an illegally placed access.  
100 Fees shall be determined using the following schedule:

101			
102	1.	Local Road (as defined in Sec. 7.14(6)(d))	
103		Access:	\$600.00
104			
105	2.	All other accesses	
106		No culvert required	\$150.00
107		Culvert required	\$350.00
108			
109	3,	Blacktopping of access	\$ 50.00
110			
111	4.	Permits applied for subsequent to	
112		installation of access in Non-compliance	
113		with this ordinance.....	\$800.00
114			
115	5.	Permits applied for subsequent to	
116		Blacktopping of access.....	\$150.00
117			
118	6.	Removal of illegally placed driveway	Actual Cost
119			
120	7.	Highway Department to perform work in	
121		Right-of-way for the property owner....	\$350.00
122			
123			

124 **BE IT FURTHER ORDAINED** by the County Board of Supervisors of the  
125 County of Winnebago that the above amendments to said Ordinances shall take  
126 effect as of May 23, 2010.

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128 Submitted by:

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130 **HIGHWAY COMMITTEE**

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136 Committee Vote:

137 **5-0**

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Vote Requirement for Passage:

**Majority of those present**

Approved by Winnebago County Executive this \_\_\_\_\_ day of

\_\_\_\_\_, 2010.

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Mark L. Harris  
County Executive