

CHAPTER 8

STREETS AND SIDEWALKS

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8.01 REPAIR OF SIDEWALKS.

Section 66.615, Stats., is adopted by reference and made a part of this Chapter.

8.02 ESTABLISHING CURB LINE.

The curb line on all streets platted and laid out in the City at 66 feet in width, shall be located 14.5 feet from the property line of the abutting property and parallel to such property line, unless otherwise directed by the Council.

8.03 ENCROACHMENTS AND OBSTRUCTIONS.

- (1) **ENCROACHMENTS.** No person shall encroach upon or in any way obstruct or encumber any street, alley, sidewalk, public ground or land dedicated to public use, or any part thereof, or permit such an encroachment or encumbrance to be placed or remain on any public way adjoining the premises of which he or she is the owner or occupant.
- (2) **OBSTRUCTING STREETS AND SIDEWALKS.** The use of the streets, alleys and sidewalks of the City shall be limited exclusively to the normal movement of vehicular and pedestrian traffic, except as otherwise provided herein. No person shall engage in any sport or other activity on the streets or sidewalks nor shall any person loiter upon them or do anything that might obstruct the free flow of traffic.
- (3) **EXCEPTIONS.** The prohibitions of this section do not apply to the following:
 - (a) Signs, clocks, awnings, benches or other structures permitted by Chapter 17 of this Code and authorized by the Plan Commission or Common Council;
 - (b) Poles, fixtures or equipment authorized by the State, the Common Council or the Board of Public Works; or
 - (c) Goods, wares, merchandise or fixtures being loaded or unloaded which do not extend more than three feet on a sidewalk, provided such items do not remain thereon for more than three hours.
- (4) **DUMPSTERS.** A permit must be obtained from the City Clerk's office prior to placement of dumpster on any public street, alley, sidewalk, or public way within the City of Boscobel. The following conditions and terms apply to placement and use of dumpsters:
 - (a) Permit application and payment of the fee must be submitted and approved by City Clerk, Director of Public Works, or a designated representative, prior to placement of dumpster. The fee will be determined

annually by the Common Council and included in the City of Boscobel Schedule of Fees.

- (b) The permit shall be valid for a period of thirty (30) days from date of issuance.
- (c) Renewal for the permit must be requested three (3) days prior to expiration and review/approval may be granted by the City. No single renewal period shall last for more than thirty (30) working days, and a renewal fee of \$10.00 is required.
- (d) Dumpsters allowed hereunder shall be secured via reflective barricades or cones to prevent injury to other users of the street, sidewalk or public way.
- (e) The permit applicant shall immediately upon issuance of the permit notify the City of Boscobel Police Department of the location of the dumpster.
- (f) Any damage done to the public street, sidewalk, utility poles, or any other municipal or utility property shall be repaired solely at the permit applicant's expense.
- (g) Failure to obtain a permit or comply with the terms of the permit or failure to remove the dumpster upon expiration of the permit shall be grounds for the City, or a contracted agent, to remove the dumpster at the permit applicant's expense, and a fine for each day the dumpster is illegally located on a public street or sidewalk in the City. The fine amount will be determined annually by the Common Council and included in the City of Boscobel Schedule of Fees.
- (h) A waiver or permit due to extenuating circumstances, including, but not limited to, natural disaster recovery and clean-up, may be granted by the City Clerk, Director of Public Works, Police Chief or their designees.

8.04 USE OF BICYCLES AND OTHER VEHICLES ON SIDEWALKS.

Pursuant to Section 346.94(1), Stats., it is permissible to drive a bicycle, electric scooter, a motorized wheelchair or a play vehicle (i.e., a coaster, skateboard, roller skates, sled, toboggan, unicycle, toy vehicle or in-line skates) on the sidewalks, including crosswalks, of the City, provided, however, it is prohibited to drive any vehicle, except a motorized wheelchair, on the sidewalks adjacent to Wisconsin Avenue in the 800 Block through the 1100 Block (that is, between the intersections of Superior Street and Wisconsin Avenue and Buchanan and Parker Streets and Wisconsin Avenue). Sections 346.77, 346.78, 346.79 and 346.804, Stats., apply to all vehicles which are permitted to be operated on sidewalks.

8.05 CERTAIN VEHICLES PROHIBITED FROM USING STREETS.

Except when engaged in actual construction or maintenance on unfinished streets, no person shall drive upon any street, any motor vehicle or tractor equipped with any flange, cleat, lug, spud, rim or other projection extending beyond the outer surface of the wheel.

8.06 SNOW AND ICE REMOVAL.

The owner or occupant of an occupied or unoccupied lot abutting on a street shall keep the sidewalk abutting thereon free from snow, ice, dirt or rubbish of any kind. Any snow falling between 6 p.m. and 7 a.m. shall be removed before the following 6 p.m. and all snow falling at other times shall be removed within 12 hours after the same ceases to fall. If the owner or occupant fails to remove the snow, ice or dirt or rubbish as provided herein, the same shall be removed by the street department and the cost thereof assessed against the property, to be entered in the tax roll and collected as other taxes are collected.

8.07 USE OF PRAIRIE DU BAY ROAD.

The Prairie du Bay access road shall be closed to the public from its intersection with State Highway 133 on the South and its intersection with public land owned by the State of Wisconsin, Department of Natural Resources on the North between the hours of 11:00 p.m. and the following 6:00 a.m. During this time, no person may enter or be upon this road except:

- (1) Persons using the road for access to the Boscobel Municipal Airport who have legitimate airport business;
- (2) Hunters using this road for access to public hunting areas with established seasons, provided the entry is no earlier than one hour prior to the opening of hunting hours established by the Wisconsin Administrative Code, Section NR 10.14; and
- (3) Persons using the road for the sole purpose of going to the Wisconsin River to fish.

8.08 PLACEMENT OF DEBRIS IN STREETS PROHIBITED.

- (1) PROHIBITION. No person shall place any leaves, grass clippings, branches or other yard waste or debris in any city street or alley. All such yard waste that is assembled for collection and disposal by city personnel shall be placed behind the curb, if there is a curb, and off of the paved or graveled portion of the roadway.
- (2) PENALTY. Section 8.20 shall not apply to this section. Any person who violates this section shall be subject to a forfeiture of \$25.00 plus the statutorily imposed court costs, penalties and assessments.

8.09 DISPLAY OF STREET ADDRESSES REQUIRED.

- (1) **DEFINITIONS.** The terms accessory structure, building, lot, minor structure, and street yard as used in this section are defined in Section 17.08 of this Code.
- (2) **DISPLAY REQUIRED.** The owner of any lot or lots on which there is a building shall display in Arabic numerals the street number of the building on the side of the building facing the street yard of the lot. Street numbers are not required for any accessory structure or minor structure. In cases of reverse corner lots, illustrated in Section 17.08(28), the numerals shall be displayed facing the street yard on the side of the building in which the principal entryway, (i.e., the front door), is located.
- (3) **SPECIFICATIONS.** The numbers shall be at least three inches in height and may be painted on or affixed to the building. They shall contrast with the background color of the building so as to be visible from the street.
- (4) **ASSIGNMENT OF NUMBERS.** The street number of buildings existing on the date this section takes effect shall be those presently assigned by general custom and usage. The City Engineer is authorized to assign or change any address number in the case of duplication, discrepancies, or uncertainty as to what the proper street address of any building should be. Generally, the system of assigning numbers shall remain as provided by Resolution 12-4-89 adopted by the Common Council on December 4, 1989.
- (5) **PENALTY.** The forfeiture for failing to comply with the requirements of this section shall be established in the City's Schedule of Fees on file at City Hall.

8.20 PENALTY.

Any person violating any provision of this chapter shall be subject to a penalty as provided by Chapter 25.04 of this Code.