

## **Chapter 218**

### **DRIVEWAYS**

**[HISTORY: Adopted by the Village Board of Trustees of the Village of Hixton 10-6-1987 (Title 4, Ch. 3, of the 1987 Code of Ordinances). Amendments noted where applicable.]**

**§ 218-1. Permit required.** [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II)]

Unless otherwise especially permitted by resolution of the Village Board, upon written application giving the reason therefor, no person shall construct, repair or reconstruct any driveway across or through any sidewalk or curbing without having first obtained a permit from the Village Clerk-Treasurer for which a fee as set by the Village Board shall be charged. Such permit shall be issued upon an application form provided by the Village and shall contain such information as the Clerk-Treasurer shall deem necessary. The Village Board, upon referral from the Clerk-Treasurer, may impose conditions to the permit. Persons issued permits shall comply with the requirements of this chapter.

**§ 218-2. Installation requirements.**

- A. Openings for vehicular ingress and egress shall be at least 10 feet wide at the property line for residential properties and a minimum of 16 feet wide at the property line for all other uses, but shall not exceed 24 feet at the outer or street edge.
- B. No driveway shall be closer than 10 feet to the extended street line at an intersection. At street intersections, a driveway shall not provide direct ingress or egress to or from the street intersection area and shall not occupy areas of the roadway deemed necessary by the Village Board for effective traffic control or for highway signs or signals. Vehicular entrances and exits to drive-in theaters, banks and restaurants; motels; funeral homes; vehicular sales, service, washing and repair stations; garages, or public parking lots shall be not less than 200 feet from any pedestrian entrance or exit to a school, college, university, church, hospital, park, playground, library, public emergency shelter or other place of public assembly.
- C. No driveway apron shall extend out into the street further than the facing of the curb and under no circumstances shall such driveway apron extend into any gutter area. All driveway entrances and approaches shall be so constructed as not to interfere with the drainage of streets, side ditches or roadside areas or with any existing structure on the right-of-way. When required by the Village Board or its designee so as to provide for adequate surface water drainage along the abutting street, the property owner shall provide any necessary culvert pipe, the Village paying 50% and the property owner 50% of the cost of the culvert up to 24 feet in length. The cost of an extra-size culvert shall be borne completely by the property owner.
- D. No more than one driveway entrance and approach shall be constructed for any lot or

premises except where deemed necessary and feasible without the impairment of safety, convenience and utility of the street by the Village Board. Driveway approaches shall be at least 10 feet apart except by special permission from the Village Board, and driveways shall, in all cases, be placed wherever possible as not to interfere with utilities in place. Any costs of relocating utilities shall be the responsibility of the property owner with approval of the Village Board necessary before any utility may be relocated and the driveway installed.

- E. All driveway entrances and approaches which are constructed across sidewalks shall be paved in accordance with the requirements for sidewalk construction in § 418-5D of this Code insofar as such requirements are applicable, including thickness requirements in § 418-5D.

**§ 218-3. Permit applications.** [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II)]

Permit applications shall be made at least 24 hours in advance of intended installation but this shall not be deemed to be a limitation of time within which a permit must be granted, and representation of the Village shall have such time as reasonably necessary for examination and consideration of any application before granting the permit, subject always to specific direction of the Village Clerk-Treasurer.

**§ 218-4. Permittee liable for damage or injury.**

The permittee shall assume all responsibility for any injury or damage to persons or property resulting directly or indirectly during construction or repair of driveway approaches or entrances. When curb or gutter is removed, the new construction shall be of equivalent acceptable material and curb returns provided or restored in a neat, workmanlike manner. Driveway surfaces shall connect with the street pavement and sidewalk in a neat, workmanlike manner.