

PUBLIC WORKS DEPARTMENT

Brown County

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PAUL A. FONTECCHIO, P.E.  
DIRECTOR

FROM: Paul Fontecchio, P.E.

DATE: April 4, 2018

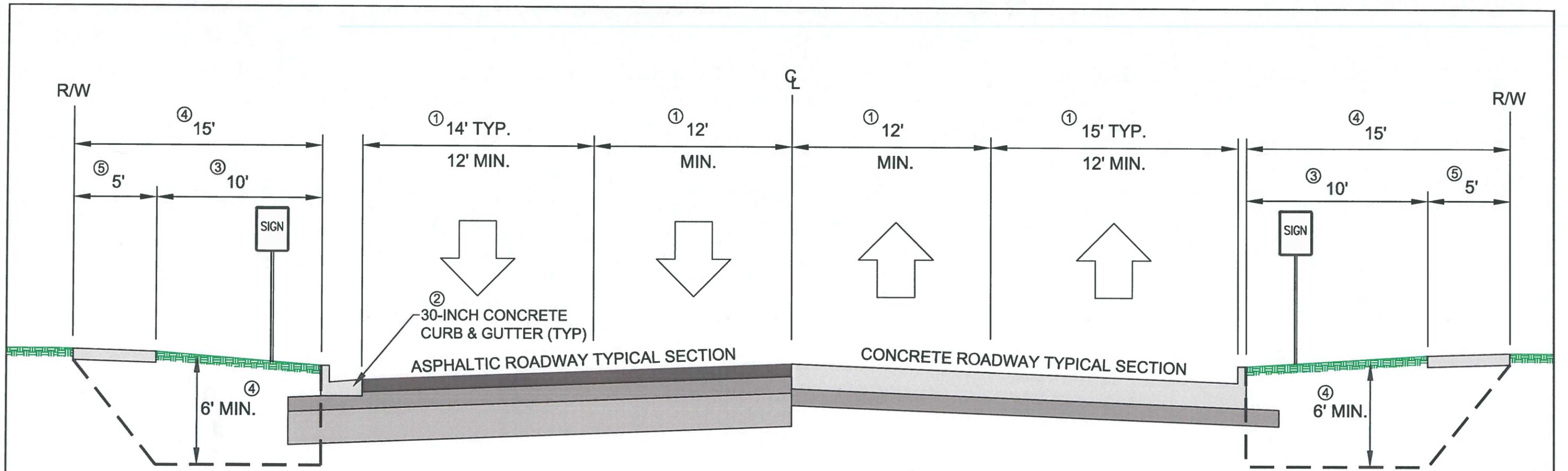
RE: Utility Memo

Pursuant to Wis. Stat. § 86.16, the Department has authority to approve, condition, or deny a utility's application to locate within county highway right-of-way. After review of the applicable legal principals with the assistance of outside counsel, the Department has recently revised and implemented Condition 24 of the Department's "Application/Permit to Work Within Highway Right-of-Way" as well as adding a "Standard Urban CTH Section." Condition 24 and the "Standard Urban CTH Section" were "implemented pursuant to the Department's police powers and is based on a reasonable and rational relationship to the furtherance of the public welfare and the operation of county highways."

Condition 24 states:

24. In addition to the clear zone requirements contained in the Wisconsin County Highway Association Utility Accommodation Policy, new utilities are restricted from being located within the "restricted signing zone." On rural highways (roadways not containing curb and gutter facilities), the restricted signing zone is located from the edge of the travel way to a point being 14 feet from the edge of the travel way. (See attached sheet – RESTRICTED SIGN ZONE-RURAL). On urban highways (roadways containing curb & gutter facilities), the restricted signing zone is located from 0 to 10 feet from the back-of-curb. (See attached sheet – STANDARD URBAN CTH SECTION). A utility may be located within the restricted signing zone so long as it is located at least at a minimum depth of six (6) feet as measured from finished ground surface to the top of the facility. Exceptions may be granted to the provisions of this Section in extraordinary circumstances, as determined by the Department within its sole discretion.

Please note that Wis. Admin Code Chapter PSC 130, and Wis. Stat. §§ 196.499(14), 196.58(4), and 182.017(1g)(bm) and (1r) apply to towns, villages, and cities, but not to counties.



**NOTES:**

- HIGHWAY COMMISSIONER APPROVAL IS REQUIRED FOR PAVEMENT STRUCTURE DESIGN AND THE TYPICAL SECTION LAYOUT
- COUNTY HIGHWAYS ARE DESIGNED TO ACCOMMODATE TRUCK TRAFFIC FOR THE EFFICIENT MOVEMENT OF GOODS AND SERVICES. AS SUCH, ALL THROUGH LANES SHALL BE A MINIMUM WIDTH OF 12'.
- SEE BROWN COUNTY MUNICIPAL PROJECT AGREEMENT FOR ADDITIONAL INFORMATION AND COST SHARING OPTIONS PER BROWN COUNTY ORDINANCE 6.10
- 18" BOX-OUTS REQUIRED FOR PLACEMENT OF SIGNS IN PAVED MEDIANS AND TERRACES
- TREES ALLOWED WITHIN THE R/W SHALL BE A MAXIMUM OF 4" DIAMETER WHEN FULLY GROWN

-NO TREES ARE ALLOWED WITHIN 50' OF SIGNS

- ① NUMBER OF LANES TO FOLLOW WISDOT CRITERIA FOR URBAN ROADWAYS
- ② CURB HEAD TYPES TO MEET WISDOT STANDARDS FOR POSTED SPEED AND ROADWAY TYPE
- ③ 10' SIGN AND SNOW STORAGE ZONE
  - STREET LIGHTING POLES ALLOWED WITH HIGHWAY COMMISSIONER APPROVAL
  - ALL OBJECTS WITHIN THE TERRACE OR ROADWAY CLEAR ZONE; WHICHEVER DISTANCE IS GREATER, SHALL MEET "BREAKAWAY" STANDARDS
  - NO TREES ALLOWED
- ④ 15' UTILITY ZONE - UTILITIES MUST BE OVER 6' DEEP WITHIN THE 10' SIGN ZONE TO AVOID CONFLICT WITH SIGN POSTS
- ⑤ OPTIONAL 5' CONCRETE SIDEWALK

APPROVED BY:

DATE: 4/4/18

PAUL A. FONTECCHIO, PE  
BROWN COUNTY HIGHWAY COMMISSIONER



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PUBLIC WORKS DEPARTMENT

STANDARD URBAN CTH SECTION

CREATED: 10/31/2017

REVISED: 4/4/2018