

CHAPTER 141- DRIVEWAYS

141.01 DEFINITIONS. For the purpose of this chapter, the following words have the meanings ascribed to them in this section:

1. "Driveway" means a roadway to provide access and egress primarily for the travel of vehicles between private property and the traveled portion of a public street, alley or other public thoroughfare.
2. "Zoned area" means any residential, commercial or industrial zoned area as established by the Zoning Regulations of the City.

141.02 CITY ENGINEER APPROVAL. No driveway construction shall be started until the City Engineer has granted approval. In reviewing an application to construct a driveway, the City Engineer shall apply accepted principles of traffic safety engineering as put forth in *Design of Urban Streets* or other design guide approved and endorsed by the U.S. Department of Transportation, Federal Highway Administration and the Iowa Department of Transportation. In addition thereto, the City Engineer, in the exercise of sound discretion, may consider the factors including but not limited to the following: quantity and quality of traffic, the existence of onstreet parking, sight distance, adjacent land use, development of access away from arterial streets and onto side streets, anticipated development in the area, and speed limits. If after such review the City Engineer approves the construction of a driveway, the City Engineer's office shall furnish a copy of the memorandum of agreement to the property owner. Any driveway so approved shall meet the specifications of this chapter.

141.03 SPECIFICATIONS. Subject to such changes as may be provided by the City Engineer to cover special situations, all driveways shall be constructed in accordance with the following:

1. Residential Zoned Areas. All driveways shall not be less than ten (10) feet and not more than twenty-four (24) feet in width, measured at the property line, and shall have a three-foot flare on each side of the point of joining with the traveled thoroughfare.
2. Commercial Zoned Areas. All driveways shall not be less than twelve (12) feet and not more than twenty-four (24) feet in width, measured at the property line, with an eight-foot radius on each side of the point of joining with the traveled thoroughfare.
3. Industrial Zoned Areas. All driveways shall not be less than twelve (12) feet and not more than thirty (30) feet in width, measured at the property line.

In residential and commercial zoned areas, if the abutting thoroughfare is paved, then the entire width of the opening shall be paved from the place of joining to the property line of the petitioner. The place of joining will be determined by the type of curb and gutter. If the curb is freestanding curb, then the curb will be saw-cut and removed and the driveway butted up to the existing pavement. If the curb is integral curb and gutter, then the curb will be saw-cut eighteen (18) inches from the back of the curb and removed and the driveway butted up to the existing pavement. All flares or radii shall be curbed to a vanishing point at the street side of the sidewalk, or if no sidewalk exists, to a point designated by the City Engineer. No driveway shall be constructed within forty (40) feet of an intersecting street, or within thirty (30) feet of another such driveway on the same property, or less than one foot from the petitioner's property line extended. If any portion of the driveway is to be constructed in the public right of way, an excavation permit in accordance with Chapter 136 is required. All such construction shall be done according to the standard City specifications and the approval of the City Engineer. In industrial zoned areas, the construction of any driveways shall not begin until a set of plans on all driveways is submitted to the City Engineer and approved. Contents of such plans shall include widths and locations of all proposed driveways, types of materials to be used and the width and type of thoroughfare such driveways will be connected to.

141.04 PENALTY. Any person violating any of the provisions of this chapter shall, upon conviction, be subject to the penalties set forth in Section 1.14 of this Code of Ordinances.