

# Town of Troy

Walworth County  
N8870 Briggs Street  
East Troy, Wisconsin 53120

Chapter 20  
Ordinance 2005-7

## Mail Boxes and Right-of-Way Ordinance

The Town Board of the Town of Troy, Walworth County, Wisconsin, does hereby ordain as follows:

### Section 1. Town of Troy Town Ordinance is hereby created as follows:

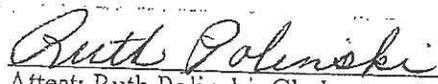
- A. Mail boxes on Town roads or in Town road right-of-ways.
1. Requirements. Mail boxes may be located in the right-of-way for a Town Road, County Highway, or State Trunk Highway adjacent to the owners or occupants property, only if the mail box complies with the following requirements:
    - a. The post or other support for the mailbox must be set back at least two (2) feet from the edge of the shoulder of the Town Road, County Highway or State Trunk Highway.
    - b. The mail box must be set back at least six (6) inches from the edge of the shoulder of the Town Road, County Highway, or State Trunk Highway.
    - c. The bottom of the mail box shall be not less than forty-two (42) inches above the traveled portion of the roadway closest to the mail box.
    - d. The mail box and its post or support shall not encroach upon or obstruct any Town Road, County Highway, or State Trunk Highway or in any way interfere with the use of the same.
    - e. Any post or support for a mail box shall consist of a post no greater than the following:
      1. A 4 x 4 wooden post; or a 2-inch maximum diameter metal post.
  2. Violations. Mail boxes which fail to comply with this Section are deemed obstructions and may be subject to removal. If removal is required, the property owner shall be given a thirty (30) day written notice to remove the obstruction, and, if the same is not removed by the expiration of the thirty (30) days, a citation may be issued for each day the obstruction continues.

3. **Penalties.** Any person who violates any of the provisions of this Ordinance without the written consent of the Town Board shall be required to forfeit not less than ten (\$10.00) dollars nor more than one hundred (\$100.00) dollars, and for a second or subsequent violation shall forfeit not less than ten (\$10.00) dollars nor more than five hundred (\$500.00) dollars.
4. **Enforcement.** This Ordinance shall be enforceable by the Town Board or any Town Employee.
5. **Township's Obligation.**
  - a. This Section does not create a duty on the part of the Town of Troy to locate or remove obstructing mail boxes or supports.
  - b. The Town of Troy shall have no obligation to repair, or replace mail boxes or supports damaged by snow plowing operations or for any other reason.
  - c. The Town may use any lawful means it deems necessary to recover the costs to repair or replace any Town equipment, including, but not limited to, snow plows or other plowing equipment, which may become damaged from contact with any mail box or mail box support located on the Town right-of-way, regardless of whether the location requirements of this Section have been complied with.
  - d. The Town shall not be liable for any damages resulting from the owner's or occupant's failure to receive approval from the Post Master for the location, dimensions and materials for erection of any mail box or support or posts; or for any damage to any mail boxes, supports or posts due to Town snow plowing operations or otherwise.
6. All Ordinances or parts of Ordinances inconsistent with or contravening the provisions of this Ordinance are hereby repealed.
7. This Ordinance shall be in full force and effect upon passage and publication.

Adopted this 9th day of March, 2005

Town of Troy

  
Allen Curler, Town Chairman

  
Attest: Ruth Polinski, Clerk

Date Posted: 03/11/05  
Date Published 03/16/05