

**Chapter RR 3****APPLICATION FOR RUSTIC ROAD DESIGNATION**

## RR 3.01 Application procedures

**RR 3.01 Application procedures.** (1) For a road to be designated a rustic road, a petition from 6 or more resident freeholders of the municipality (town, village, or city) in which the road is located, or a petition from a majority of the resident freeholders along the road, shall be presented to the governing body of the municipality in which the road is located. The process may also be initiated without petitions by a resolution of the governing body of the municipality in which the road is located. Upon such a petition or resolution, the governing body of the municipality shall make an offer to hold a public hearing on the rustic road designation. If such a hearing is requested, a public hearing shall be held in accordance with chapter 80, Wis. Stats., and local ordinances.

(2) Upon its final approval the governing body shall petition the county highway committee for approval of the rustic road designation, and approval of the transfer of jurisdiction of the road to the county.

(3) Rustic road designation of a road under county jurisdiction shall follow a procedure similar to the above, whereby initiation of the rustic road designation process shall be by county highway committee resolution, or by a petition from 6 or more resident freeholders of the county, or a petition from a majority of the resident freeholders along the subject road. The county highway committee shall make an offer to hold a public hearing on the proposed rustic road designation.

(4) It is the obligation of the county highway committee to provide a preliminary review of the petition for compatibility of the subject road to the qualifications for rustic roads established by the rustic roads board and described in these administrative rules, and ensure compatibility with any countywide plan for rustic and scenic roads.

(5) Upon approval of the rustic road designation, the county highway committee shall petition the rustic roads board for designation of the subject road as a rustic road.

(6) Before its approval, the rustic roads board shall provide final review as to the subject road's qualifications for designation. In its review the board may require photos or slides describing the rustic qualities of the road, or a personal inspection by one or more members of the board.

(7) Additionally, before its approval for designation is granted, the rustic roads board, in accordance with section 83.42(5) Wis. Stats., shall ensure that a road under joint jurisdiction of 2 or more municipalities, or a municipality and a county, or 2 or more counties, has had the approval of

(a) The governing bodies of all affected municipalities having jurisdiction over the subject road and,

(b) The county highway committees of all affected counties.

**History:** Cr. Register, February, 1975, No. 230, eff. 3-1-75.