

MOE TOWNSHIP POLICY FOR ROADS,
USING THE SPECIAL IMPROVEMENT CODE

A form of petition is available from the township clerk.

Statutory Requirements

- A. The petition must be signed by the owners of at least 35 percent of the linear frontage abutting the road. Example: a road one (1) mile long has two (2) miles of linear frontage, and owners of at least 35 percent of the frontage must sign the petition.
- B. Owners may sign, whether resident or non-resident. Renters are not eligible to sign. If there are multiple owners of a parcel, they must all sign for that parcel. A spouse of an owner need not sign.
- C. State law requires that the improvement must increase the market value of the parcel by at least as much as the amount assessed against the parcel.

Township Policies

- 1. Petitions will be reviewed in the order received.
- 2. Each petition must be accompanied by an estimate of the cost of the project, including upgrading of the existing road bed to township road standards, before the petition will be handled by the town board. Upgrading of the road is subject to approval by the County Engineer.
- 3. No project will be approved unless it is financially feasible within the resources available to the township.
- 4. Petitioners must secure preliminary approval of the road project by the D.N.R. and other state and county agencies having jurisdiction over the project.
- 5. All buildable parcels will be given one assessment, regardless of how many linear feet abut the road. Exceptions to this rule will be taken into account on a case-by-case basis.
- 6. The township will pay 20 percent of the construction costs of the project. The owners will pay 80 percent of the construction costs of the project and 100 percent of the engineering and administrative costs of the project.
- 7. Projects will be given priority in the following order:
 - a) Projects with 100 percent of all costs prepaid by owners (township does not pay a share)

- b) Projects with all owner costs prepaid (township pays 20 percent of construction costs)
 - c) Projects which are not prepaid - owners will be assessed for the project and pay the assessment over a period of 3 years.
8. Under the Special Improvement Law, seal coating and other long-term maintenance that is not routine may be ordered in subsequent years and assessed against land owners.