

## IX. PUBLIC WAYS AND PROPERTY

## 901. Sidewalks

§901.010 SIDEWALKS; CONSTRUCTION. All sidewalks in the City hereinafter built or rebuilt, shall be constructed of poured concrete of not less than four (4") inches in thickness, well seasoned and of good and durable quality, or other similar suitable material acceptable to the council, and laid on a stable foundation. The paving across sidewalk and boulevard spaces at alley crossings and driveways shall be of stone blocks of uniform size, vitrified brick or cement surfaced in place, laid on a suitable foundation. All material used in the construction of the paving at such alley crossings and driveways shall be of adequate strength and durability to withstand the service for which it is intended. All sidewalks must be laid so as to present a true surface on top and conform to the established grade line of the sidewalk, or to a grade line that may be fixed by the Council where such grade line has not been established. All sidewalks, the outer edge of which abuts directly on the traveled roadway of the street must be provided with a suitable curb. All sidewalks and paving at alley crossings and driveways must be constructed under the supervision of the City Manager, who shall have full power to reject and condemn any work or material not in accordance with the provisions of this chapter and to require the removal of any work or materials so condemned. (Ref. §1001.010, Code 1966)

§901.020 SIDEWALKS; WIDTH REQUIRED. The width of all sidewalks constructed within the City, unless otherwise specially ordered by the Council, shall be five (5') feet. (Ref. §1001.020, Code 1966)

§901.030 SIDEWALKS; SNOW AND RUBBISH REMOVAL, NONCOMPLIANCE. All persons owning or occupying any building in the City are required to remove dirt or rubbish from the sidewalks adjacent to such building. (Ref. Ord. 707, 1/14/86)

If the owner or occupant of any building in the City fails to comply with this section, the officers of the City shall cause the same to be removed at the owner's expense, and shall serve a statement of the expense of such removal on the owner or occupant of the building concerned within thirty (30) days from the first (1st) day of the month following the time of such removal. If the owner or occupant of such building fails to pay such expenses within thirty (30) days after the service of such statement, the amount of the expense of removal shall be reported to the County Auditor, to be assessed against such property and collected with the regular taxes for the year in the manner provided by law. (Ref. §§1001.030, 1001.040, Code 1966; Ord. No. 707, 1/14/86)

§901.040 SIDEWALKS; OPENINGS, PERMIT, APPLICATION, BOND, SUPERVISION. No person shall construct or maintain any cellar door, grating, trap door, coal hole, area way or any other opening in any sidewalk in the City without a permit from the City Council.

Any person desiring to obtain a permit shall make a signed written application to the City Council stating the purpose of the opening, the place where it is to be located or is now located, the plans or specifications of the same, the description of the property and the name of the property owner. A permit shall not be granted until the party applying therefor shall furnish the City with a good and sufficient corporate surety bond in the sum of five thousand (\$5,000.00) dollars subject to the approval of the City Attorney, to protect, indemnify and save harmless the City against any and all loss, claim, suit or damages that the City may sustain by reason of the violation of any rule

or regulation or through negligence or in any manner whatsoever. All cellar doors, trap doors, gratings, coal holes, areaways and other openings in sidewalks shall be constructed and maintained under the supervision of the City Manager. (Ref. §§1001.050 thru 1001.070, Code 1966)

Amended

1/14/86