

CHAPTER 4 PUBLIC HEALTH AND WELFARE

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CHAPTER 4 PUBLIC HEALTH AND WELFARE

ORDINANCE 420 SIDEWALK MAINTENANCE AND REPAIR

Section 420.01: UNLOADING ON STREET OR SIDEWALK. No person shall unload any heavy material in the streets of the City by throwing or letting the material fall upon the pavement of any street, alley, sidewalk or other public way without first replacing some sufficient protection over the pavement.

Section 420.02: MATERIALS ON STREET OR SIDEWALK. No person shall encumber any street or sidewalk. No owner, occupant or person having the care of any building or lot of land, bordering any street or sidewalk, shall permit it to be encumbered with barrels, boxes, cans, articles or substances of any kind, so as to interfere with the free and unobstructed use thereof.

Section 420.03: MAINTENANCE AND REPAIR OF SIDEWALKS.

Subd. 1. Sidewalk Maintenance and Repair Required. The owner of any property abutting a public sidewalk shall keep the sidewalk maintained and in good repair and safe for pedestrians. The owner shall promptly repair all sidewalk defects, including specifically, but not exclusively, broken parcels or blocks of concrete, uneven levels of parcels or blocks of concrete, undue space between parcels or blocks of concrete, or other defects. Repairs shall be made at the owner's expense and in accordance with standard specifications approved by the Council and on file in the office of the City Clerk.

Subd. 2. Inspections. The City shall appoint an enforcement officer to make such inspections as may be necessary to determine that public sidewalks within the City are kept in good repair and safe for pedestrians. If the officer finds that any sidewalk is unsafe and in need of repairs, the officer shall make an attempt to inform the owner of the property and shall attempt to secure voluntary compliance with this Section. If these attempts are not successful, the officer shall report the same to the City Clerk, who shall proceed to abate the nuisance as provided in Section 400.

Section 420.04: ASSESSMENT. Sidewalk maintenance or repairs performed by the City under the provisions of Section 400 may be specially assessed against the abutting property, as provided by the Kimball City Code.

Section 420.05: CURB CUTS. No person shall make any breaks, cuts or openings in any curb, for driveways or otherwise, without first having obtained written permission from the City Council. The Council shall consider each curb cut request separately, and may seek the advice of the Maintenance Supervisor or City Engineer before deciding on the request. The Council shall grant or deny requests by resolution. Any resolution denying a curb cut request shall set forth the reasons for the denial.