

Town of Ledgeview Sidewalk Placement, Replacement and Repair

Policy Name: Town of Ledgeview Sidewalk Placement, Replacement and Repair Policy

Purpose: The purpose of this policy is to determine where sidewalk construction shall occur and when and how replacement or repair of existing sidewalk shall be done.

Sidewalk Installation: New Subdivisions:

Sidewalks shall be constructed on all urban cross-section streets that provide primary access to lots that are served by public sewer and water service. Cul-de-sac of 10 or more lots shall construct sidewalk. Sidewalks shall be installed in all lots as required to promote connectivity throughout an area.

Street Reconstruction:

All properties adjacent to street reconstruction where an urban street section is being completed shall have sidewalk installed where none exists and sidewalk repaired or replaced where existing sidewalk is unsafe, defective, or insufficient, and/or where sidewalk grades no longer match new street grades.

Exceptions:

The Town of Ledgeview may determine that sidewalk is not required when any one or more of the following conditions apply:

- There is insufficient right of way
- The installation encourages pedestrian traffic in an otherwise dangerous area
- The installation abuts industrial zoned lands, unless situated between other pedestrian generating areas
- There is justification from the Town Engineer determining that sidewalks are not required based on special circumstances.

New Sidewalk Cost Appointment:

All new sidewalks installed in accordance with this policy shall be the responsibility of the abutting property owners. The cost for the sidewalk ramp at corners and mid-block if required by the Town shall be the cost of the abutting property owner.

Sidewalk Inspection:

Sidewalk shall be inspected on a yearly basis by the Town of Ledgerview Public Works Department. If the sidewalk meets the criteria for repair or replacement the Town will conspicuously mark the sidewalk and add it to its master list for the next sidewalk repair/replacement program. If the sidewalk poses an imminent danger the Town will replace it as soon as possible and bill the abutting property owner.

Sidewalk Repair:

If the sidewalk marked is deemed by the Town of Ledgerview Public Works Department able to be corrected with grinding it will be added to Public Works list and will be grinded by Public Works at no cost to the abutting property owner.

Sidewalk Replacement:

Sidewalk sections shall be replaced at the cost of the abutting property owner when the condition of same is detrimental to the safety of the general public. Following are some conditions requiring replacement:

- If the sidewalk has more than two (2) cracks of one-quarter ($\frac{1}{4}$) inch in width or more in any two (2) linear feet of sidewalk section
- If the sidewalk has a crack more than three-quarters ($\frac{3}{4}$) inch in width.
- If any section of sidewalk is tilted in excess of one (1) inch per foot from the inside edge toward the outside edge. The outside edge being the sidewalk nearest the street line
- If any section of sidewalk is tilted from the outside edge to the inside edge. The outside edge being the edge of the sidewalk nearest the street line
- If, in any five (5) lineal feet of sidewalk more than 50% of the surface has scaled off to a depth of one-quarter ($\frac{1}{4}$) inch or greater
- If the concrete has settled, allowing water to pond to a depth of three-quarters ($\frac{3}{4}$) of an inch or more

Replacement/Repair Cost Exemptions:

The cost of sidewalk repair or replacement shall not be the responsibility of the abutting property owner if:

- The sidewalk was damaged by the Town or Contracted services of the Town

- If the damage to the sidewalk was caused by Town owned terrace trees as reasonably determined by the Director of Public Works or assigned designee.

Sidewalk Snow/Ice Removal:

Town of Ledgeview's Responsibility: Snow and ice shall be removed by Town from sidewalk in the public right of way if:

- Sidewalk is required to be installed at a roundabout and the sidewalk does not connect to more than one parcel. The sidewalk will be cleared by the Town until such time the sidewalk is extended to include a second parcel or for a period of ten (10) years unless extend by the Town Board.
- The sidewalk has a width of eight (8) feet or more and is designated as a trail to be maintained by the Town.
- Lots that have double frontage and sidewalks on both frontages. The Town will remove the snow and ice from the rear frontage. If the lot has sidewalk on only one frontage the owner shall be responsible for the snow and ice removal until such time as the Town requires sidewalk on the remaining frontage. Corner lots are not considered double frontage lots.
- The sidewalk is directly against the back of curb with no terrace area and the roadway is considered an arterial street within the Town.
- The Town shall maintain an official map showing the areas that are maintained by the Town.

Responsibility of abutting property of sidewalk:

The owner of property abutting on any sidewalk shall, without notice and at all times, keep such abutting sidewalk clean and free of debris, dirt, sweepings and obstructions and clear of snow and ice and shall not deposit or place any sweepings or debris or other foreign matter upon the same.

The lessee, occupant of the first or ground floor, or persons having charge of a building, or, if there be no lessee, occupant or person having charge, then the owner of each and every parcel of real estate in the Town abutting or bordering upon any street highway or other public place, shall remove or cause to be removed all snow and ice from the public sidewalk in front of or adjacent to such premises of the full paved width of such sidewalk within 24 hours after such snow and ice shall have fallen or accumulated.

