

Codified Ordinance references to public sidewalk maintenance and repair (as of 2.27.24)

Chapter 660 Safety, Sanitation, and Health

660.05 Duty to Keep Sidewalks in Repair and Clean

(a) No owner or occupant of lots or lands abutting any sidewalk, curb or gutter shall fail to keep the sidewalks, curbs and gutters in repair and free from snow, ice or any nuisance, and to remove from such sidewalks, curbs or gutters all snow and ice accumulated thereon within a reasonable time, which will ordinarily not exceed 12 hours after any storm during which the snow and ice has accumulated.

(b) Division (a) of this section does not apply where a sidewalk is abutting the rear of a parcel and is located within a right-of-way or sidewalk easement.

(c) Whoever violates this section is guilty of a minor misdemeanor.
(ORC 723.011) (Ord. 74-3. Passed 1-7-74; Ord. 22-116. Passed 10-18-22.)

Chapter 1012 Sidewalk, Culverts, Driveways, Treelawns and Curblawns

1012.01 Sidewalk, culvert, and driveway construction specifications

All sidewalks and driveways hereafter constructed, reconstructed, replaced, altered or repaired in dedicated streets within the corporate limits of the Municipality shall conform to the following requirements. For the purpose of this chapter all paved areas between the curb line or paved edge of the street and the property line in dedicated streets shall be considered as sidewalk or driveway.

(a) Width. The width of sidewalks shall be as specified in the Subdivision Regulations of the Municipality (business, industrial, apartment areas and collector streets: five feet wide; all other types of areas: four feet wide).

(b) Alignment. The property edge of the sidewalk shall be laid within the right of way and shall be laid one foot from the property line or shall meet existing sidewalks.

(c) Grades. The grade of sidewalks shall have a slope toward the curb or paved edge of the street of three-eighths of an inch per foot. Driveway aprons may have a steeper slope in the treelawn or curblawn area in order to meet the lowered curb or paved portion of the street. No sidewalk grade, as measured running parallel to the street, shall exceed seven percent, or the established grade of the street. All culvert grades shall be determined by the City at the time of approval of the right-of-way permit for installation.

(d) Materials, Thickness, Specifications. All sidewalks and driveways shall be constructed in accordance with the specifications on file in the office of the Manager. All sidewalks shall be at least two and one-half inches thick if constructed of stone and at least four inches thick if constructed of concrete. All materials, and specifications for culverts, shall conform with the current engineering standards on file with the City Manager's office or the City Engineer's office.

(e) Responsibility. Maintenance, repair and replacement of all culverts rests with the abutting property owner. Replacement of culverts shall occur only after the property owner, or agent of the property owner, secures an approved right-of-way permit from the City.

(f) Exceptions. Notwithstanding the foregoing requirements, the Manager or his or her duly authorized representative shall have authority to modify the provisions of subsections (b) and (c) hereof whenever in his or her judgment the existing grades, structures, plantings or other conditions render it impracticable, uneconomical or unsafe to enforce strict adherence to such requirements.

1012.02 Noncompliance; remedy of municipality

Whenever the condition of any culvert, sidewalk, driveway, treelawn or curblawn in a dedicated street in the Municipality does not conform to the requirements of Section [1012.01](#) or there exist any obstructions or nuisances therein, the Manager or his authorized representative may order the owner of the abutting property to correct such condition within a reasonable time. If such corrections are not made within such time, the Municipality may proceed to correct such conditions and may charge and assess the cost thereof against the owners of the abutting property. If such cost is to be charged and assessed against the owners of the abutting property, the proceedings shall conform to the provisions of the Ohio Revised Code governing the construction and care of sidewalks.

(Ord. 69-31. Passed 7-21-69; Ord. 04-154. Passed 8-18-04.)

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1012.05 Sidewalk/Culvert Construction Policy

(a) Existing Sidewalk Replacement. The City will maintain a record of citizen requests for sidewalk repair and, annually, will review the condition of all of the existing sidewalks within the City. Based on the approved capital budget for any given year, a priority list will be developed and funds will be spent on the replacement of sidewalks, in order of priority, until funds are exhausted. It shall be the City's general policy to replace all existing sidewalk with concrete, and the City will pay 100 percent of the cost of individual sidewalk replacement if concrete is used as the replacement material. The City will, however, replace existing sandstone sidewalks with new sandstone if an abutting property owner agrees to pay the cost difference between replacement with concrete sidewalk and sandstone sidewalk, in accordance with the procedure established below. In no event shall City funds be used to replace existing sandstone sidewalk with sandstone. When existing sandstone sidewalk is replaced, the abutting property owner, with respect to individual blocks of sandstone, will have the option to keep the removed sandstone for his or her own use, or to have the City dispose of the sandstone as it deems appropriate.

If a sidewalk replacement project involves existing sandstone sidewalk, the City will notify abutting property owners, as well as the Historic District Subcommittee of the City's Architectural and Historic Board of Review, following the award of a contract for the replacement work, but in advance of the construction work associated with the sidewalk replacement. Individual abutting property owners will have ten calendar days from the date of such notice to advise the City if any of those abutting property owners are willing to

pay the cost difference between concrete sidewalk replacement and new sandstone sidewalk replacement with respect to the sidewalk abutting their respective properties.

In the case of sidewalk replacement projects that involve more than one abutting property, replacement need not be uniform. Individual abutting property owners may request and pay for replacement of sandstone sidewalk with sandstone, and others may elect to have their abutting sandstone sidewalks replaced with concrete.

The City shall require all expressions of interest in replacing sandstone sidewalk with sandstone or declining the opportunity to be submitted in writing. If an abutting property owner agrees to pay the additional cost of replacing sandstone with sandstone, he or she must make payment to the City in the appropriate amount, in cash or by check, prior to the commencement of construction of the sidewalk replacement project by the City. If such payment is not received by the City within the prescribed time frame, the City will proceed by replacing the existing sandstone sidewalk with concrete sidewalk.

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(Ord. 00-54. Passed 5-3-00; Ord. 04-154. Passed 8-18-04.)

1012.99 Penalty

Whoever violates any of the provisions of this chapter shall be fined not more than five hundred dollars (\$500.00).

(Ord. 69-31. Passed 7-21-69.)