

CHAPTER 1

STREETS, SIDEWALKS AND PUBLIC WAYS

SECTION:

- 7-1-1: Vacation Of Streets
7-1-2: Sidewalk Construction
7-1-3: Snow And Other Obstructions

7-1-1: **VACATION OF STREETS:**

- A. Petition To Vacate: The Council may, by resolution, vacate any street, alley, public grounds, or any part thereof on petition of a majority of the owners of land abutting on the street, alley, public grounds or part thereof to be vacated.
- B. Public Hearing: No such vacation shall be made unless it appears for the interest of the public to do so after a hearing preceded by two (2) weeks published and posted notice. (1986 Code § 275)
- C. Notice To County: After a resolution of vacation is adopted, the Clerk shall prepare and present to the proper County officers a notice of completion of the proceedings. (1986 Code § 275; 1997 Code)

7-1-2: **SIDEWALK CONSTRUCTION:**

- A. Specifications: All sidewalks in the City hereafter constructed shall be constructed of cement and shall not be less than four feet (4') nor more than eight feet (8') in width. Whenever the City Council shall order any sidewalk constructed, the exact width thereof within the aforesaid limitations shall be specified in the resolution as ordering the same. All such sidewalks shall be constructed to a grade line to be established by the City Council for that purpose, and such sidewalks shall in all respects conform to this Section and the resolution of the Council ordering the same.

- B. **Width Determined By Council:** No sidewalk shall be constructed in the City unless the exact width thereof has first, within the limitations aforesaid, been fixed by the City Council.
- C. **Nonconforming Construction; Nuisance Declared:** No sidewalk constructed contrary to the provisions of this Section or the resolution of the Council ordering the same, shall be accepted by the Street Commissioner or other officers of the City, and any such may be declared a nuisance and removed by the City Council. (Ord. 8, 11-13-1933)

7-1-3: SNOW AND OTHER OBSTRUCTIONS:

- A. **Removal Required:** Owner of lots fronting on streets in the City where a sidewalk is adjacent thereto, shall remove or cause to be removed all snow, within ten (10) hours after the abatement of a storm, and other obstructions from off the sidewalk, which may prevent the free access of the public to walk thereon.
- B. **Failure To Comply:** If the owner of lots as described in subsection A fails to keep the sidewalk adjacent clean of snow and other obstructions, as specified in subsection A above, the Street Commissioner shall remove or cause to be removed any snow or other obstructions from the sidewalk at the owner's expense. (Ord. 5, 11-13-1933)