

## **REPLACEMENT OF SIDEWALKS**

### **97.15 50/50 SIDEWALK REPLACEMENT PROGRAM.**

(A) The Town manager will receive requests for sidewalk replacement, inspect the affected property, determine the condition and need for replacement, and keep an up-to-date list of interested and eligible participants.

(B) The Town manager will annually invite quotes from a minimum of three contractors on the replacement of eligible sidewalks.

(C) The Town manager, along with the contractors, will inspect the requested sidewalk replacement locations, measure and mark the area to be replaced during a mandatory pre-quote conference. A sidewalk section may not be split. If any portion of a section is on the adjoining property, the complete section will be replaced as if it were the participant's. The sidewalk program is intended to replace complete sidewalks. The replacement of only one or two sections is expensive, due to minimum charges, and is not encouraged by the town. This program is a replacement program. New sidewalks or first time sidewalks may be made eligible only by a specific agreement of the Rome City Town Board.

(D) Town Council will receive the quotes and take same under advisement.

(E) The Town Council will direct the Town Manager so contact the property owners affected by any sidewalk project, advising the property owners of the nature of the project, of the Town Council's decision to go forward with same, of the approximate cost to the property owner, and of the availability of this program to the property owner. The property owner may then apply, and if accepted, shall be responsible for 50% of the cost of the project to the pro rata extent it affects the property owned by the applicant.

(F) Town Manager shall report findings to the Town Council and recommend action.

(G) Council shall award project to the lowest responsive and responsible quoter.

(H) Within two weeks prior to the commencement of construction by the lowest responsive and responsible quoter, participant shall submit payment of their 50% of the total of the projected project cost as concerns their real estate to the Rome City Clerk-Treasurer by check, cashier's check, or money order, payable to the contractor, unless prior to that time property owner has entered into an agreement with the Town Of Rome City providing for a low interest loan to the property owner for their share of the expense, repayable to the town in three

annual payments. The initial interest charged for the agreement shall be 3%, but may from time to time be modified based upon the cost of money to the town. In any such case, the Clerk-Treasurer shall hold payments for the contractor until the work is completed and accepted by the town. Payment required hereunder may be delivered in person to the Town Hall, mailed to the Town Hall at P.O. Box 338, Rome City, IN 46784, and any party wishing to become involved in the low interest loan program for the sidewalks, shall apply at the Town Hall through the Town Manager, and all of the process must be completed on or before two weeks prior to construction, or the monies paid hereunder. Any party who fails to make and complete arrangements prior to the two week period shall be deemed ineligible for the low interest loan.

(I) a letter of approval will need to be obtained from the Clerk-Treasurer's office.

(J) Handicap accessible sidewalks shall be installed, paying special attention to ramping at intersections, meetings ADA federal standards for slope and width.

(K) Replacement will be limited to a minimum width of four foot sidewalks and a maximum width matching the existing sidewalk found on the property, running the length of the property in the public right of way.

(Ord. 2011-04, passed 5-9-2011; Am. Ord. 2012-02, passed 3-12-2012)

#### **97.16 INSPECTIONS AND PEYMENTS.**

Two inspections by the Town Manager are required, the first when the sidewalk is formed and before it is poured; the second is the final inspection when the work is completely finished, including all grade work and re-seeding of grass. The Town manager is authorized by the Town Council to inspect the project site and, upon satisfactory completion of the work, authorized payment. Payment will consist of the 50% paid by the participant and 50% paid by the town.

(Ord. 2011-04, passed 5-9-2011)

#### **97.17 REPLACEMENT OF SIDEWALKS BY OWNERS.**

The Town Council recognizes the fact that some property owners may want to replace sidewalks on their own property. The Town Manager is authorized to issue permits for same.

(Ord. 2011-04, passed 5-9-2011)

#### **97.18 NEW SIDEWALKS.**

The responsibility for construction of new sidewalks within the town limits and zoning boundary of the Town of Rome City is with the developer or owner of an undeveloped lot. In established areas without sidewalks, the Town Council will review individual sidewalk requests for new construction.

(Ord. 2011-04, passed 5-9-2011)

## **97.19 SIDEWALK SPECIFICATIONS.**

- (A) Concrete mix design for sidewalks shall have a cement factor of six bags (limestone) per cubic yard.
  - (B) One half inch expansion joint shall be placed where new sidewalk meets old sidewalk, where new sidewalk meets curb, and at 50 foot intervals.
  - (C) All sidewalks shall be five feet in width, except in case of the continuation of an existing sidewalk. Minimum sidewalk width shall be four feet.
  - (D) All sidewalks should have a minimum thickness of four inches for pedestrian traffic and six inches for vehicular traffic.
  - (E) Slope sidewalk toward street one fourth inch per foot.
  - (F) Sidewalks shall remain the property and responsibility of the property owner.
  - (G) Place contraction joints at intervals no greater than the width of sidewalk being constructed. Within area of six inch thick concrete, a maximum spacing of ten feet is allowed.
  - (H) The surface shall have the "slip resistance" texture or "broom finish".
  - (I) a general permit will need to be obtained from the Clerk-Treasurer's office.
  - (J) Construction standards and detail drawings shall be maintained by Town Manager and available upon request.
- (Ord. 2011-04, passed 5-9-2011)

## **97.99 PENALTY.**

(A) Persons who violate 97.01 are responsible for the costs incurred by the town to remove the impediment to safe progress and movement of vehicular and pedestrian traffic.

(B) It is unlawful for any person to violate 97.01, and for any such violation the property owner shall be fined as a Class A infraction as follows:

- (1) First offense in a 24 month period: \$100 plus cost of collection;
  - (2) Second offense in a 24 month period: \$150 plus costs of collection;
- and
- (3) Each subsequent offense in a 24 month period: \$250 plus costs of collection.

(C) The involved property owner shall further pay for any and all reasonable legal fees or costs if collection incurred in collecting such cost of snow removal and/or fines and penalties pursuant to a violation of 97.01.

(Ord. 05-07, passed 10-10-2005)

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