

TITLE IV STREETS PARKS AND SIDEWALKS

ARTICLE III

SIDEWALKS

Construction, Maintenance, Snow and Ice Removal

~~4-3.1.~~ 4-3.1. The city council may order the construction, reconstruction, repair or cleaning of permanent or temporary sidewalks along any street, highway, avenue or public grounds within the city limits, and may assess the cost therefor on lots or parcels of land in front of which same shall be constructed, reconstructed, repaired or cleaned.

~~4-3.2.~~ 4-3.2. The city council in ordering the construction or reconstruction of either permanent or temporary sidewalks within the city shall follow the procedure and be subject to the limitations as provided by the laws of the state.

~~4-3.3.~~ 4-3.3. No permanent sidewalk shall be ordered constructed by the city council nor shall a property owner construct a permanent sidewalk unless the bed of same has been graded so that when completed the sidewalk is at an established grade or at a grade approved by the city council.

~~4-3.4.~~ 4-3.4. All permanent sidewalks constructed within the city shall be of a width and thickness as provided by the city council, and any person, firm or corporation wishing to privately construct a permanent or temporary sidewalk shall make application to the city council therefor, and the sidewalk shall be constructed under the supervision of the mayor or a person appointed to serve as supervisor, by the mayor.

~~4-3.5.~~ 4-3.5. It shall be the duty and responsibility of the abutting property owner to repair or cause to be repaired all broken or defective sidewalks when in an unsafe, broken or defective condition. The council shall cause written notice to be served upon the property owner and person occupying the premises by certified mail, informing them that there exists on their property, sidewalks in need of repair and it is their duty to make repairs within a reasonable time as determined by the city council. In the event that such repairs are not made within a reasonable time by the property owner, it shall be the duty of the city council to cause to be repaired the same, without notice to the property owner. The city council shall obtain an itemized and verified statement of the actual expense in making such repairs and a description of the lot, part of lot or parcel of ground abutting the sidewalk on which repairs were made, and the city council shall order the city clerk to certify the amount to the county auditor, and the amount shall be collected as other taxes against the property abutting the place where the repairs were made.

4-3.6. It shall be the duty and responsibility of the abutting property owner to promptly remove snow, ice and other accumulations from sidewalks abutting on the property. In the event that such snow, ice or other accumulations are permitted to remain on the sidewalk for more than twenty-four hours or such longer period as the city council shall direct by resolution, the mayor shall cause to be removed the same, without notice to the property owner, and the mayor shall return to the city council an itemized and verified statement of the actual cost of removal and showing the description of the lot, part of lot or parcel of land abutting on the sidewalk from which the snow, ice or other accumulation was removed, and the city council shall order the city clerk to certify the amount to the county auditor, and the amount shall be collected as other taxes against the property abutting on the sidewalk from which the snow, ice or other accumulation was removed.

4-3.7. It is unlawful for any person, firm or corporation to remove any part of a sidewalk without first securing the permission of the city council therefor.