

ORDINANCE NO. 103-17

Ordinance Establishing a Sidewalk Repair Program

WHEREAS, the Town Council of the Town of Frankton, Madison County, Indiana (the "Council") recognizes the need for safe and convenient sidewalks to accommodate pedestrian traffic throughout the Town of Frankton, Indiana (the "Town"); and

WHEREAS, each owner of property within the Town is generally responsible for the maintenance and repair of sidewalks located upon their property; and

WHEREAS, to ensure sidewalks within the Town remain safe and convenient, the Council desires to provide assistance from the Town to residential property owners in fulfilling their maintenance and repair duties with respect to the sidewalks located upon their properties.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FRANKTON, MADISON COUNTY, INDIANA:

SECTION 1. The findings and determinations set forth in the preambles of this Ordinance are hereby made findings and determinations of the Council.

SECTION 2. The responsibility for the care, maintenance and repairs of sidewalks within the Town is hereby deemed that of the property owners abutting any sidewalk. Property owners abutting any sidewalk shall keep the sidewalk in reasonably safe condition and shall maintain and repair the sidewalk at their own expense as and when needed or within thirty (30) days of being notified by the Town that the sidewalk is in need of repairs.

SECTION 3. The Council hereby establishes a Sidewalk Repair Program whereby the Town shall provide assistance to owners of residential property within the Town to maintain and repair the sidewalks located upon their properties in accordance with the following rules and requirements:

(a) Applications for sidewalk repair assistance shall be accepted by the Town during the months of April through September from residential property owners within the Town;

(b) The Town shall provide sidewalk repair assistance in accordance with this Ordinance on a first-come, first-served basis with respect to the submission of applications for sidewalk repair assistance. Upon the depletion of funds appropriated for sidewalk repair assistance for the calendar year, any remaining applications shall be tabled until the following calendar year. If the Town receives more applications during a calendar year than funds that are available, the Town reserves the right to prioritize applications on the basis of safety, volume of traffic, length of sidewalk needing repaired and aesthetics;

(c) Upon receipt of an application for sidewalk repair assistance, the Town shall inspect the sidewalk to be repaired and engage a contractor to provide an estimate to the Town and the property owner of the cost of labor and materials to repair the sidewalk;

(d) Repairs on the sidewalk may be made under this Sidewalk Repair Program only after the following have been completed:

SIDEWALK ORDINANCE

I HAVE COMPILED PARTS OF VARIOUS SAMPLES SENT TO US BY JEREMY. HERE ARE A FEW ITEMS THAT I THINK MIGHT WORK FOR OUR TOWN.

1. SIDEWALK REPAIRS ARE ACCEPTED FROM APRIL THRU SEPTEMBER FOR RESIDENCIAL USE ONLY.
2. FIRST COME FIRST SERVE BASIS, ONCE FUNDS ARE DEPLETED THE REQUEST WILL BE TABLED UNTIL THE FOLLOWING YEAR
3. TOWN HIRES A CONCRETE CONTRACTOR WHO WILL DISCLOSE AMOUNT PER LINEAR FOOT
4. IF HOMEOWNER REQUESTS SIDEWALK REPAIR, THEY MUST COMPLETE A FORM AT THE TOWN HALL ACKNOWLEDGING THEY ARE RESPONSIBLE FOR 50% OF THE COST, WHICH MUST BE PAID AT THE TOWN HALL BEFORE WORK CAN BEGIN, PLACED IN THE SIDEWALK REPAIR FUND.
5. HOMEOWNER GETS ESTIMATE FROM TOWN APPROVED CONTRACTOR. TOWN INSPECTS THE SIDEWALK BEFORE WORK CAN BEGIN
6. TOWN SIGNS OFF ON FORM AND WORK CAN BEGIN.
7. UPON COMPLETION OF JOB, CONTRACTOR SIGNS FORM AT TOWN HALL
8. TOWN INSPECTS JOB AND IF SATISFACTORY, CONTRACTOR BILLS TOWN FOR THEIR 50%

LET ME KNOW AT THE MEETING WHAT YOU THINK,

VICKIE HART, PRESIDENT

FRANKTON TOWN COUNCIL