

ORDINANCE NO. 72-2013

TITLE: AMEND SIDEWALK FILL-IN PROGRAM
 ADDITION OF “CURBS”

AN ORDINANCE AMENDING ORDINANCE NO. 164-1996, “SIDEWALK FILL-IN PROGRAM,” THAT ESTABLISHED CERTAIN PARAMETERS FOR THE INSTALLATION OF SIDEWALKS THROUGHOUT THE CITY OF BARBERTON IN EXISTING PROPERTIES, BY CHANGING IT TO READ “SIDEWALK OR CURBS FILL-IN PROGRAM” TO THE ORDINANCE.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. That Ordinance No. 164-1996, “Sidewalk Fill-In Program,” shall be amended by adding “curbs” to the Ordinance, and shall be amended by showing deletions using a ~~striketrough~~ and additions as shown in **bold print**.

SECTION 2. That the Director of Public Service ~~and/or the City Engineer~~ can require a property owner to install sidewalks **or curbs** of an existing property if any or all of the following parameters are met:

- (A) Property is located on a major street.
- (B) Property is located on a secondary street.
- (C) Property is located on a local street with a minimum of 75% of the properties on the block having sidewalks **or curbs** existing.
- (D) Property owner(s) request that sidewalks **or curbs** be installed on their property by filing an application with the ~~City Engineer~~ _____.

SECTION 2. That the Director of Public Service ~~or the City Engineer~~ will send all property owners, that are required to install sidewalks **or curbs**, a notice indicating that they have 30 days to install a sidewalk **or curbs** abutting their property according to the standards set forth by ~~the City Engineer~~ _____.

SECTION 3. That after the 30 days has expired, the Director of Public Service ~~or the City Engineer~~ can have the sidewalk **or curbs** installed for the property owner.

SECTION 4. That after the completion of the installation of the new sidewalk **or new curbs**, the Finance Director shall send the property owner an invoice for services rendered and request payment in full; indicating that if the payment is not received in 30 days, the balance of payment will be forwarded onto their property tax.

SECTION 5. The City of Barberton shall establish a fund to assist in the cost of installing new fill-in sidewalks **and curbs** for residential property owners. The amount that the City will contribute will be established by the Council of the City of Barberton annually.

SECTION 6. This ordinance shall be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2013

Clerk of Council

President of Council

Approved _____ 2013

Mayor