
ARTICLE 903
Sidewalks

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CROSS REFERENCES

Department of Community Services: Sect. 123.04
Subdivisions: Sect 1343.10

903.01 SIDEWALKS TO BE KEPT IN GOOD REPAIR

It shall be the duty of the owner or owners of all property abutting on sidewalks to keep said sidewalks in good repair and in alignment and at proper grade. In case the same shall not be done by the owner, agent or occupant of said premises, it shall be the duty of the Superintendent of the Street Department to report such delinquency in writing to the Council at any regular or adjourned meeting thereof. (Ord. 538, Sect. 1, Passed 4-1-15)

903.02 SPECIFICATIONS FOR SIDEWALKS

All sidewalks hereafter constructed, relaid or repaired in the City of Franklin shall be of concrete, laid in blocks not less than six feet square, said concrete to be mixed and laid from materials and in a manner approved by the Superintendent of the Street Department and constructed under his supervision and inspection; provided, however, that where sidewalks may be ordered by Council to be constructed of a width less than six feet, or where other conditions may require it, the Superintendent of the Street Department may permit in special instances said concrete blocks to be of lesser sizes. All sidewalks laid in accordance with this Article shall be smooth, with close joints and laid upon a bed of well settled gravel not less than four inches in thickness covered with one inch of sand; provided, however, that this section shall not apply to sidewalks resting upon area or curved walls or piers. (Ord. 538, Sect. 2, Passed 4-1-15)

Notwithstanding the foregoing revisions, sidewalks in the central business district of the City as defined and provided in the Zoning Ordinance of the City of Franklin, and sidewalks in other zoning districts of the City of Franklin upon application to and permission of City Council, may be constructed with a surface of brick in lieu of concrete provided the material and specifications for laying the walk and its supporting material are approved by the City Engineer and are installed, completed, and constructed in accordance therewith. (Ord. 7 of 1983, Sect. 1, Passed 7-11-83; Ord. 4 of 1996, Sect. 1, Passed 5-6-96)

903.03 MUST BE TO GRADE

No person shall construct, relay or repair any sidewalk in the City of Franklin without first obtaining the grade and alignment therefor from the City Engineer or his Assistant. Any sidewalk constructed, relaid or repaired contrary to the provisions hereof may be changed or removed by said City or its duly authorized agents at the cost of the person or persons so violating this section of this Article. (Ord. 538, Sect. 3, Passed 4-1-15)

903.04 CITY CLERK TO GIVE NOTICE

When the construction, relaying or repairing of any sidewalk shall have been ordered by Council, either by resolution or otherwise, the City Clerk shall forthwith give a written or printed, or partly written and partly printed, notice to the owner of the property abutting thereon to construct, relay or repair the same according to the provisions of this Article within twenty days from the date of said notice. Said notice shall be served upon the owner of said property, or his agent or party in possession of the same, and, if there is no agent or party in possession, it shall be posted on the most public part of the property. In case the party so notified fails to comply with the provisions of said notice and the requirements of this Article, the Superintendent of the Street Department shall forthwith notify the contractor for sidewalks to construct, relay or repair the same, or, in case no contract has been let, the Superintendent of the Street Department shall cause the same to be constructed, relaid or repaired, and in either case he shall present to the City Clerk a statement showing the actual cost thereof, including the fees of the City Engineer for grading and alignment, when the same has been furnished by him. (Ord. 538, Sect. 4, Passed 4-1-15)

903.05 OWNER TO PAY

When a bill for the construction, relaying or repairing of any sidewalk as herein provided for shall be presented to the City Clerk, properly certified to the Superintendent of the Street Department, the City Clerk shall forthwith give notice to the owner, agent or occupant of the property against which the said bill is rendered, that, if the same shall be paid to the City Finance Director within thirty days of the date of said notice, no addition will be made thereto. Otherwise, twenty per centum will be added and the bill placed in the hands of the City Solicitor for collection. (Ord. 538, Sect. 5, Passed 4-1-15)

903.06 LIEN MAY BE FILED

When a bill for the construction, relaying or repairing of any sidewalk shall be placed in the hands of the City Solicitor for collection under the provisions of this Article, he shall proceed forthwith to collect the same, either by filing a lien or liens therefor or otherwise, together with all proper costs and charges accruing thereon. (Ord. 538, Sect. 5, Passed 4-1-15)