

RESOLUTION NO. 1478

**A RESOLUTION OF THE CITY OF CENTRAL POINT, OREGON ADOPTING A
SIDEWALK REPLACEMENT PROGRAM FOR THE REPAIR AND REPLACEMENT
OF CITY PUBLIC SIDEWALKS TO ENSURE SAFE AND WELL MAINTAINED CITY
SIDEWALKS**

RECITALS:

1. The City desires to have a clear policy as to the City's sidewalk replacement program.
2. Due to budget constraints and limited resources, the City does not have a program for routine inspection of sidewalks. Sidewalks are inspected on a complaint driven basis only, in residential and commercial areas. Street Maintenance Division employees will inspect the specific address reported, and also inspect the general area for hazards. If City employees determine the sidewalk is a hazard and/or not ADA compliant, the City will follow-up with property owners for sidewalk maintenance.
3. Central Point Municipal Code 12.04 enables the City to confer with the abutting property owner regarding the cost for repair and maintenance of a public sidewalk.
4. Safe and well maintained sidewalks promote the public health and attractiveness of the City, minimize risk of liability and aim to attract citizens to using foot travel as a means of travel.

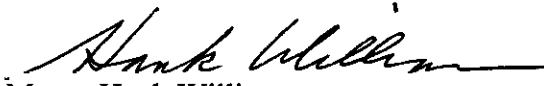
THE CITY OF CENTRAL POINT RESOLVES AS FOLLOWS:

Section 1. Sidewalk Replacement Policy: The attached Sidewalk Replacement Policy effective as of December 1, 2016 is approved.

Passed by the Council and signed by me in authentication of its passage this 27th day of October, 2016.

ATTEST:


City Recorder


Mayor Hank Williams



City of Central Point Sidewalk Replacement Program

Approved by City Council Resolution No.

Determining Hazardous Sidewalks

1. At the direction of the Parks and Public Works Director, the Street Maintenance Division inspects sidewalks based upon city initiation or citizen complaint. Due to budget constraints and limited resources, sidewalks are now inspected on a complaint driven basis only, in residential and commercial areas. Street Maintenance employees will inspect the specific address reported, and also inspect the general area for hazards. When a sidewalk is determined to be non ADA compliant the city issues a notice to the property owner in accordance with Central Point Municipal Code 12.04.

The notice explains why the sidewalk must be repaired, the time allowed for the repair, information about permit requirements and general information on the city's Hazardous Sidewalk Repair Program.

2. The property owner is to obtain estimates to repair the hazards and the property owner obtains a Sidewalk Permit (no work is allowed in the right-of-way without an encroachment permit) and a tree permit (if a tree has caused the damage). A tree permit is needed to obtain permission to cut roots or to evaluate a tree for possible removal.
3. Property owner repairs the sidewalk within the standards set forth in the Central Point Public Works Standards and Specifications latest adopted version.
4. If the property owner elects to ignore the notice and takes no action, the city may repair or alter the sidewalk and full cost and expense of the repair or alteration and assess the property for such expenses, which such assessments will become a lien on the property subject to the provisions of the Central Point Municipal Code.
5. If the property owner becomes delinquent in making payment on their assessment the balance, including accrued interest, will become due and the City may seek to foreclose the lien pursuant to City code.