



during work on the adjacent section. Such cracked sections will not be replaced unless one or more of the above described deficiencies exists.

#### C. DRIVEWAY APRON REPLACEMENT

1. Driveway aprons will be removed and replaced as part of a concrete maintenance or street improvement project and 50% of the cost thereof assessed to the abutting property owner if:
  - a. The apron is a part of or contiguous to the project; and
  - b. The apron to be replaced is surfaced with concrete or asphalt; and
  - c. The apron meets at least one of the following criteria for replacement:
    - 1) The apron adjacent to the sidewalk is vertically displaced more than 1" causing a potential hazard to pedestrians on the sidewalk.
    - 2) The apron adjacent to the sidewalk is vertically displaced and creates significant impedance to drainage from the sidewalk to the street.
    - 3) The apron must be removed incidental to the reconstruction of the adjacent street. (Examples: to match new grades; to allow slip-form curb and gutter construction.)
    - 4) The city Engineering Technician determines the condition of the apron poses a public nuisance or safety hazard to the general public.
2. The cost for removal and replacement of an existing apron for any reasons not listed above or for construction of a new apron will be assessed 100% to the abutting property owner.

#### D. DRIVEWAY REHABILITATION OR REPLACEMENT

1. A portion of driveway adjacent to sidewalk will be rehabilitated or replaced if the surface is vertically displaced more than 1" causing a potential hazard to pedestrians on the sidewalk.

#### E. ASSESSMENTS

1. A city Engineering Technician will perform a survey prior to construction to determine the limits of concrete sidewalk or driveway apron meeting the criteria listed herein.
2. The amount assessed will include the applicable contract costs for concrete rehabilitation, removal, base course, new concrete, and grass restoration. Each lot shall be assessed an additional 15% of the net assessable costs ~~will be added~~ to cover engineering, testing and administrative expenses.
4. Additional sidewalk or driveway apron areas may be rehabilitated or replaced as part of a sidewalk maintenance or street improvement project if the abutting property owner requests the additional work and agrees to pay the cost.
5. The city will not assess costs for the replacement of a sidewalk or driveway apron that has been replaced and assessed within the previous two years.
6. Per a decision of the Public Works Committee on July 8, 2002, the city will pay for rehabilitation or replacement of inter-block sidewalks.

**Commented [RB1]:** Is it clear to you who pays for this rehabilitation or replacement? 100% the property owner?

Who does the work? The city? If the city does it, is the work 100% assessed to the property owner? 50%?

Does the owner have to do the work? Who enforces this?

**Commented [RB2]:** This is probably correct, but I would just point out that two years is not a lot of time from a property owner's point of view. If I was charged for repairs or replacement of a sidewalk, and then charged again two years later, I would not be a happy citizen.

7. Per a decision of the Public Works Committee on April 28, 2014, the city will not assess costs for sidewalk being replaced only to meet changes in street grades.
8. An assessment credit of 50% of the costs to remove and replace (but not rehabilitate) sidewalk will be applied if the city Engineering Technician determines that city terrace tree root(s) caused the sidewalk to heave.