

1st Reg - 8-23-0
2nd Reg - 9-13-02
3rd Reg - 9-20-02
EPP: 10-20-21

ORDINANCE NO. 78-21

AN ORDINANCE TO AMEND SECTIONS 909.60 AND 909.62 OF THE CITY OF CONNEAUT CODIFIED ORDINANCES SIDEWALK REPAIR REIMBURSEMENT PROGRAM, AND NOT DECLARING AN EMERGENCY.

BE IT ORDAINED, by the City of Conneaut, County of Ashtabula and State of Ohio:

SECTION 1. That Sections 909.60 and 909.62 of the City of Conneaut Codified Ordinances are hereby amended as follows:

909.60 SIDEWALK REPAIR AND REPLACEMENT PROGRAM.

A program of partial reimbursement to ~~persons~~property owners repairing or replacing sidewalks located within the City of Conneaut is hereby established and shall be administered as set forth herein. This program shall ~~exclude~~include residential and commercial properties and shall exclude industrial property, and new home construction.

909.62 APPLICATIONS AND PROCEDURE FOR REIMBURSEMENT.

- (a) ~~Persons~~Property owners wishing to apply for the sidewalk reimbursement program shall submit a written application ~~by September 1 of the following year~~to the City Manager's Office. Application shall be distributed and ~~accepted~~ by the City Manager's office and shall contain a written estimate from a reputable contractor.
- (b) The City Manager's office shall prioritize the applications for the sidewalk reimbursement program using the following criteria:
 - 1) The length of the sidewalk to be replaced.
 - 2) The length of time the applicant has owned the property where the sidewalk is located
 - 3) The degree of risk to the public using the sidewalk including, but not limited to, significant differences in the elevation of adjacent panels, cracks, holes and other defects likely to cause injury or harm.
 - 4) The ability of the landowner to pay for the sidewalk replacement without City assistance.
 - 4)5) Applications for residential properties shall have priority over commercial properties.
- (c) For the budget for each new year, Council shall appropriate into a designated account funding for the sidewalk reimbursement program. No funds shall be disbursed by the City for the sidewalk reimbursement program except from such designated fund.
- (e) —
- (d) ~~The City Manager's office shall, no later than March 1, provide a list to Council prioritizing the applications for sidewalk assistance, establishing the amount to be reimbursed the landowner (not to exceed \$2,000.00 or half of the submitted estimate, whichever is less) and providing a date by which the repairs must be completed which shall not exceed a period of 60 days from May 1st. If the repair work is not completed within said 60 day period, the City Manager may then remove the name from the list, and select the next landowner with which the work must be completed within an additional 60 days.~~
- (e)(d) In addition, successful applicants shall arrange for a pre-inspection and post-inspection by the Planning, Housing and Zoning Office of the area in which sidewalks are

to be repaired or replaced prior to any individual or entity beginning demolition or construction. Said inspections are for the purpose of insuring the repair or replacement of said sidewalks are accomplished in accordance with all relevant Conneaut ordinances, regulations and rules. Any and all sidewalks repair or replacements effectuated at said sidewalk's intersection with any City alley/street shall comply with all Ohio Department of Transportation requirements for handicap ramps at intersections with alleys/streets.

(f)(e) Once construction is completed, a paid invoice must be presented to the Planning and Community Development Department. Upon post-inspection and approval of work performed, the project will be submitted to the Finance Department for reimbursement.

SECTION 2. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council or any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 3. This Ordinance is not declared an emergency and shall take effect 30 days after passage.

Passed this 20th day of September 2021.

Aon A. Owens
President of Council

ATTEST:

Pamela O'Connell
Clerk of Council

Pamela O'Connell, Clerk of the Council of the City of Conneaut, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ord. No. 78-21 passed on the 20th day of September, 2021, by said Council.

Pamela O'Connell
Clerk of Council 9-20-21