



Legislation Details (With Text)

File #: 25834 **Version:** 1 **Name:** Sidewalk/gutter repairs
Type: Ordinance **Status:** Passed
File created: 4/3/2012 **In control:** BOARD OF PUBLIC WORKS
On agenda: 5/15/2012 **Final action:** 5/15/2012
Enactment date: 5/25/2012 **Enactment #:** ORD-12-00070

Title: Creating Section 10.09(3) of the Madison General Ordinances to allow for sidewalk, curb and/or gutter repair by property owners and a rebate program for such repairs.

Sponsors: Paul E. Skidmore, Anita Weier

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
5/15/2012	1	COMMON COUNCIL	Adopt	Pass
5/2/2012	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
4/23/2012	1	BOARD OF ESTIMATES (ended 4/2017)	Return to Lead with the Recommendation for Approval	Pass
4/10/2012	1	BOARD OF PUBLIC WORKS	Refer	
4/10/2012	1	COMMON COUNCIL	Referred	
4/3/2012	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

It is anticipated that the Sidewalk rebate rate would go from \$2.50 to \$3.00, and add about \$820 per year (for the entire city) based upon typical annual square footage of 1,640 square feet. It is anticipated that the Curb rebate would go from \$8.00 to \$12.00, and add about \$572 per year (for the entire city) based upon typical annual linear footage of 143 linear feet. These rebates are funded out of the Sidewalk Program Capital Budget (810376). No additional appropriation is required.

Title

Creating Section 10.09(3) of the Madison General Ordinances to allow for sidewalk, curb and/or gutter repair by property owners and a rebate program for such repairs.

Body

DRAFTER'S ANALYSIS: This ordinance expressly gives property owners the authority to repair or reconstruct defective public sidewalks, curbs and/or gutters abutting their property, as long as the work is approved by the City Engineer and meets City standards. If the work is performed, the City will reimburse the property owner with a portion of the costs of the work, which amount the City would otherwise eventually be responsible for. By creating this ordinance, property owners will be able to act on defective public property prior to the City's scheduled repair or replacement projects.

The Common Council of the City of Madison do hereby ordain as follows:

Subsection (3) of Section 10.09 entitled "Construction and Repair of Sidewalks and Reconstruction and Repair of Concrete Curb and Gutter" of the Madison General Ordinances is created to read as follows:
"(3) Subject to any other permitting requirements of these ordinances that may apply, property owners may repair or reconstruct, or cause to be repaired or reconstructed, defective public sidewalks, curbs and/or gutters

abutting their property. The work must be approved by the City Engineering Division prior to the start of construction, and all work must meet the City's standard specifications for concrete and concrete structures. Private contractors completing the work on behalf of the property owner must hold a current City of Madison Concrete Layers License. Property owners are not precluded from doing the work themselves, provided that they have obtained the necessary approvals and permits and are able to meet the City's standard specifications for concrete and concrete structures. Once the final work is approved and accepted by the City Engineer, property owners proceeding under this subsection shall be reimbursed a portion of the cost to perform this work. The reimbursement amount (rebate) shall be approximately one-third (1/3) the cost of an average sidewalk and curb & gutter citywide installation and repair contract prices for the amount of sidewalk, and/or curb and gutter being repaired or reconstructed by the property owner. The rebate amounts shall be established by the Board of Public Works. The rebate shall not be offered in a year that the property is scheduled for sidewalk repairs as part of the City's sidewalk repair and rehabilitation program."