Sec. 23-43. Sidewalks; Repair by property owner -- Generally.

(a) If the Engineering Director or designee, after due inspection, finds that any sidewalks adjacent to any buildings or grounds are not in good repair because of damages caused by the owner and/or occupant or by their contractors, the Engineering Director shall notify in writing the owner and/or occupant of the buildings or grounds to which the sidewalks are adjacent that such sidewalks are not in good repair from damage other than normal deterioration and the sidewalk reaching the end of its useful life. The director of public works shall specify therein what needs to be done to place them in good repair. Such notice shall be deemed given when mailed to the occupant or owner of the property at the address of such building or grounds and to the owner of the building or grounds at the address last shown on the records of the assessor for the county, first class U.S. mail, postage prepaid.

(b) If an owner or occupant fails to complete the repairs to the sidewalk adjacent to the building or grounds occupied or owned by him or filed an appeal within sixty (60) days after such notice is mailed by the Engineering Director, the owner and/or occupant shall be deemed in default of his obligation to keep such sidewalks in good repair.

(c) In those cases where the sidewalk has deteriorated due to normal wear and tear and has in the judgment of the Engineering Director or designee reached the end of its useful life, the city shall identify such sidewalks and include replacement at city expense of such sidewalks in the annual capital improvement program to be presented to the city council.
(Code 1977, §§17-2-3, 17-2-4)
(Ord. No. 97-38, 7/15/97, Repealed and reenacted)
(Ord. No. 02-41, 6/7/02, amended) SUPP 2002-2