

**AMENDED ORDINANCE NO. 47-08**

By: Rick Weber

An Ordinance to Amend Ordinance 06-04 and Chapter 1022 of the Bexley City Code with regard to public sidewalks.

WHEREAS, it is the desire of the City Council to have the abutting landowners be responsible for the construction, replacement or repair of public sidewalks, and

WHEREAS, it is the desire of the City Council to re-establish a City Inspection Program for sidewalks, and

WHEREAS, it is necessary to revise Chapter 1022 of the Bexley Codified Ordinance to allow this change, NOW THEREFORE,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY,  
OHIO:**

**Section 1.** That Section 2 of the Amended Ordinance No. 06-04 is hereby repealed and the Bexley City Council shall have the authority, by Ordinance, Resolution and /or Code, to direct a property owner to cause a public sidewalk to be replaced or repaired or constructed or to assess the abutting property owner the cost thereof. Policies and procedures for inspection of sidewalks and notification of property owners will be established and maintained by the Service Director of the City of Bexley.

**Section 2.** That Bexley Codified City Chapter 1022.05 is hereby repealed.

**Section 3.** That the City of Bexley shall be responsible for the replacement or repair of any sidewalk which shall be determined to have been damaged by the City of Bexley.

**Section 4.** That Section 1022.02 of the Bexley City Code is hereby repealed, and is replaced by new Section 1022.02, which shall read as follows:

“All sidewalks on any streets in the City of Bexley shall be repaired, replaced, and/or constructed in accordance with the plans and specifications set forth by the Service Director of the City of Bexley and are on file with the Building Department of the City of Bexley.”

**Section 5.** That any property owner who is assessed the cost of repairing or replacing a sidewalk can request of the City that the amount of the assessment be added to their property tax bill.

**Section 6.** That if any of the language in the provision of this Ordinance is inconsistent with Amended Ordinance 06-04, then the language of this Ordinance shall prevail.

**Section 7** That, notwithstanding the above Sections, the City of Bexley shall remain responsible for sidewalk repair to be completed in one-third sections beginning with north Bexley. As each third is completed, Sections One through Six, inclusive, of this Ordinance shall go into effect and be in force.

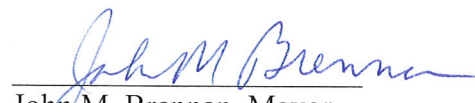
**Section 8.** That this Ordinance shall go into effect and be in force from and after the earliest period allowed by law.

Passed: 7-8, 2008

  
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President of Council

Attest:   
\_\_\_\_\_  
Clerk of Council

Approved: 7-8, 2008

  
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John M. Brennan, Mayor

First Reading 7-8-08

passed 7-8-08