

AN ORDINANCE AMENDING ORDINANCE 308 OF THE VILLAGE OF LEIPSIC PROVIDING FOR THE NEW CONSTRUCTION, REPAIR OR REPLACEMENT OF SIDEWALKS WITHIN THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO.

WHEREAS, the Council of the Village of Leipsic desires in the best interest of public health, safety, convenience, comfort, prosperity, and general welfare of this community and amendment should be made to the Village of Leipsic, Ohio Code of Ordinances; and

WHEREAS, it has been determined by the Council of the Village of Leipsic to be in the best interest of the Community to establish a standard ongoing sidewalk program for the entire Village of Leipsic, Ohio and to complete this repair and or construction program; and

WHEREAS, the Council of the Village of Leipsic has found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were taken in meetings open to the public and in compliance with all legal requirements.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Leipsic, Putnam County, Ohio that:

Section 1. Specifications for new construction, repair or replacement of sidewalks within the Village of Leipsic.

Residential Area:

1. Sidewalks must be four (4) feet in width.
2. A minimum of two (2) inches of compacted stone or gravel is required as base material.
3. Concrete shall be a minimum of four (4) inches in depth.
4. The sidewalk shall be scored or sawed every four (4) feet. The score depth must be 25% of the thickness of the concrete slab.
5. Expansion joints as needed to protect the property owner's interests.
6. Slope shall be one-fourth ($\frac{1}{4}$) inch per foot towards street pavement.
7. Sidewalks shall have a broom or brush finish.
8. Concrete shall be a six (6) bag minimum mix and contain fiber mesh at a minimum rate of one (1) pound per cubic yard of concrete. Steel re bar may be substituted for fiber mesh. Concrete must contain 6% plus/minus 1% air at the time of pour. A water reducing agent is recommended to retain quality and strength of concrete.
9. All sidewalks must slope to pavement areas forming a handicap ramp at all areas of streets, alleys and driveways. If curb sections require cutting, work shall be under the Village Administrator or his agent's supervision.

10. Sidewalks shall be sealed with an approved moisture repellent sealer. Cure and seal all concrete within one (1) hour after final finishing with a polyseal type sealer (Polyseal 4 in 1). A second coat of sealer should be applied prior to October 1st of the year poured. Apply uniformly leaving no pinholes or gaps at a rate not to exceed 300 sq. ft. per gallon.
11. Sidewalks shall be installed at all newly constructed residences within the Village of Leipsic within 90 days of occupancy of the residence.
12. Sidewalks shall be installed on the outermost boundary of the Village of Leipsic's street right-a-way. There are certain locations within the Village where this may not be possible, under these circumstances an application for a variance shall be completed by the property owner, and the location of the sidewalk shall be determined by the Village Administrator or his agent. There will be no charge for the application, or for the granting of said variance.

COMMERCIAL & BUSINESS AREA:

1. Sidewalks must be a minimum of six (6) feet in width, but must cover the same areas as existing sidewalks if currently in place, and if it is greater than six (6) feet.
2. A minimum of two (2) inches of compacted stone or gravel base is required.
3. Concrete shall be a minimum of six (6) inches in depth.
4. The sidewalk shall be scored or sawed every six (6) feet. The score depth must be 25% the thickness of the concrete slab.
5. Expansion joints shall be used as needed to protect property owner's interests.
6. There shall be a minimum of one-fourth ($\frac{1}{4}$) inch of slope per foot towards street pavement.
7. Sidewalks shall have a broom or brush finish.
8. Concrete shall be a six (6) bag minimum mix and contain fiber mesh at the minimum rate of one (1) pound per cubic yard of concrete. Steel re bar may be substituted for the fiber mesh. Concrete must contain 6% plus/minus 1% air at the time of pour. A water reducing agent is recommended to retain quality and strength of concrete.
9. All sidewalks must slope to pavement areas forming a handicap ramp at all street crosswalks.
10. The tree opening in the sidewalks downtown shall be fifty four (54) inches by fifty four (54) inches. The open area shall be filled with Number 9 grade stone and as many twelve (12) inch patio blocks or bricks as possible to bring the grade of the opening level with the top grade of the sidewalk. For these specifications, the "downtown" shall be Main Street from Eastom Street east to the CSX Railroad and Belmore Street from Cherry Street north to the first alley north of Main Street.
11. Sidewalks shall be sealed with an approved moisture repellent sealer. Cure and seal all concrete within one (1) hour after final finishing with a polyseal type sealer (Polyseal 4 in 1). A second coat should be applied prior to October 1st of the year poured. Apply uniformly leaving no pinholes or gaps at a rate not to exceed 300 sq. ft. per gallon.
12. Sidewalks shall be installed within 90 days of occupancy for any newly constructed commercial or business building within the Village of Leipsic.
13. Sidewalks shall be installed on the outermost boundary line within the Village of Leipsic's street right-a-way. There are locations where this may not be possible, under these circumstances an application for a variance shall be completed by the property owner, and the location of the sidewalk shall be determined by the Village Administrator or his agent. There will be no charge for the application, or for the granting of said variance.

INDUSTRIAL, AGRICULTURAL OR PUBLIC PARK AREAS:

Council shall have the authority to determine the need, location and specifications of sidewalks in areas designated as industrial, agricultural, and public park areas on an individual basis.

Section 2. Specifications to be used to determine the need for repair or replacement of existing sidewalks within the Village of Leipsic.

1. A sidewalk must not have a slope exceeding 1" per foot except where needed for a handicap ramp or driveway approach.
2. A sidewalk must not have a rise in elevation between slabs greater than 1" so as to create a tripping exposure.
3. A sidewalk may not have open cracks wider than 1".
4. A sidewalk shall be free of all vegetative growth unless specified and approved by the Council of the Village for the beautification of the Village.
5. The walking area shall be free of cracks and/or spalling which causes an uneven surface, thus creating a tripping hazard or a difficulty in snow and ice removal.
6. All sidewalks shall be constructed of concrete unless approved by the Council of the Village for the beautification of a certain area of the Village. Current sandstone slabs, or brick sidewalks may remain, however all requirements regarding tripping, spalling, crack, and rise hazards are also in effect for these sidewalks.

It shall be the option of the property owner as to whether to repair or to replace an entire section of existing sidewalk. If the owner chooses to repair, the said repairs must be performed so as to eliminate any and all aforementioned flaws in the sidewalk. If the owner chooses replacement of the existing sidewalk, it shall be constructed according to the approved specifications.

Section 3. It has been determined to have sidewalks installed and repaired at all residential, commercial and business properties within the Village of Leipsic.

1. Due to the scope and cost of this project the Council of the Village of Leipsic has decided that all residential, commercial and business properties that currently do not have sidewalks installed, shall do so over a time period established by Council, with all area's installations to be completed no later than December 31, 2018.
2. The areas designated to complete new installations and repairs, shall be prioritized according to need.
3. In the event that property owners do not complete the construction or repairs in accordance with said specifications and within the time period as herein prescribed, per Ohio Revised Code (729.01) the Village of Leipsic shall cause the same to be done and the entire cost thereof, shall be assessed upon the the property owner of record.

Section 4. This Ordinance shall take effect from and after the earliest period allowed by law.

PASSED: _____

ATTESTED: _____
Fiscal Officer

President of Council

APPROVED: _____
Mayor