

ORDINANCE 2023-06

ORDINANCE AMENDING TITLE IX, "GENERAL REGULATIONS", CHAPTER 90, "STREETS AND SIDEWALKS", ADDING SECTION 90.05, "VOLUNTARY SIDEWALK REPLACEMENT PROGRAM, TO THE CODE OF PECATONICA

WHEREAS, Section 5/11-84-1 of the Illinois Municipal Code (65 ILCS 5/11-84-1) vests the corporate authorities of a municipality with the authority to regulate sidewalks within its jurisdiction; and

WHEREAS, the corporate authorities deem it in the public interest to establish, maintain and regulate a voluntary sidewalk replacement program ("Program") for that part of the public sidewalk in front of a property owner's property; and

WHEREAS, the Program is not meant to nor is it established for the purpose of evading the Village's duty to maintain sidewalks in a safe condition for pedestrian use; and

WHEREAS, said Program shall be regulated by application in substantially the same form as the copy of which is attached hereto as Exhibit "A", and a permit.

BE IT ORDAINED, by the Village President and Board of Trustees of the Village of Pecatonica, Illinois.

Section 1. Title IX, "General Regulations", Chapter 90, "Streets and Sidewalks", is hereby amended to add Section 90.05, "Voluntary Sidewalk Replacement Program", which shall read as follows:

90.05 VOLUNTARY SIDEWALK REPLACEMENT PROGRAM

(A) The Village hereby adopts a voluntary sidewalk replacement program. No property owner shall replace that portion of the public sidewalk without first applying for and obtaining a permit from the Village Clerk. The Village Clerk shall henceforth maintain an application for construction of sidewalk, which application shall set forth the requirements for voluntary sidewalk replacement by a property owner and include the specifications and materials to be followed and used for construction of a sidewalk.

(B) The cost of a permit to replace and construct a portion of sidewalk in front of an owner's property shall be \$25.00 paid at the time of application for the permit.

(C) Any property owner who elects to participate in the voluntary sidewalk replacement program without hiring a qualified cement contractor, shall be fully liable for any sidewalk replaced that does not meet Village specifications, and shall be required to remove and dispose of the replaced sidewalk at owner's expense and apply for a new permit.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval. This ordinance shall be published in pamphlet form as provided by law.

Motion by: Trustee Howard

Second by: Trustee Determan

yes: 6 ;

Nays: 0 ;

Absent/Abstain: _____

PASSED by the Village Board of Trustees of the Village of Pecatonica this 20th day of June, 2023.

APPROVED by the Village President of the Village of Pecatonica this 20th day of June , 2023.

BY: _____
THOMAS HEISTER, Village President
Village of Pecatonica, Illinois

ATTEST:

GWENN SHIRLEY, Village Clerk
Village of Pecatonica Illinois

Village of Pecatonica Sidewalk Replacement Program

APPLICATION FOR CONSTRUCTION OF SIDEWALK

Applicant: _____ Address: _____

Address of Sidewalk Repair _____

Amount of Square feet to be repaired (estimated) _____

Contractor: _____ (Certificate of Insurance to be supplied to Village)

Any property owner desiring to replace their sidewalk can do so by filling out this sidewalk replacement permit application. If approved, the breakdown of labor and material cost is as follows:

- The Village will be responsible to remove and discard old sidewalk.
- The village will provide aggregate for the sidewalk base, up to 5 yards.
- The village will reimburse for the cost of the concrete, up to a maximum of \$1,000.
- The village will provide dirt for landscaping next to the new sidewalk.
- The property owner will be responsible for hiring and paying for the qualified cement contractor.
- The contractor will be responsible for the forming, pouring, & finishing of new sidewalk.
- The property owner or cement contractor is required to contact the Public Works Department prior to concrete pour for a pre-pour inspection.
- The contractor will provide any rebar (where applicable)
- The Property owner will be responsible for seeding and watering.

I hereby agree that the sidewalk construction will be completed as per the specifications of the Pecatonica Village Code. (Specifications and Materials listed on this form)

Property Owner: _____

Date: _____

Inspected & Approved by (Public Works): _____ Date: _____



Village of Pecatonica Sidewalk Replacement Program

Sidewalk Specifications and Material

All sidewalks, unless otherwise provided by special ordinance, shall be constructed or repaired in accordance with the following specifications.

- a. The cement shall be state approved Portland cement equal in quality thereto for concrete purposes.
- b. When necessary, the foundation shall be made solid by wetting or tamping. Soft or spongy places not affording a firm foundation shall be dug out and refilled with aggregate base and thoroughly compacted by tamping. Where filling is necessary, fill shall consist of crushed rock free from vegetable matter (clay, loam and stone is unacceptable) and shall be layers of 6 inches or less, each layer being thoroughly compacted by tamping or wetting. The filled shall extend at least one foot on each side of the finished sidewalk, having a slope of either side of the walk of one and one-half horizontal to one vertical. Where curb exists, the fill shall slope uniformly from the outside edge of the sidewalk to the curb.
- c. All tree roots likely to cause heaving or spreading of the walk shall be removed.
- d. Control joints shall be no more than five feet spacing and shall be twenty-five percent of the depth of the concrete, no cut-in joints allowed.
- e. All edges are required to be finished (rounded).
- f. When butting up to an established sidewalk a minimum of 4 pins made of 3/8" rebar is required to alignment
- g. Concrete for the base of the sidewalk shall be six bag (4000# mix) or stronger mix.
- h. Forms shall be of lumber or metal, free from fault or defect. All mortar and dirt shall be removed from forms previously used. The forms shall be well staked to the proper lines and grades and their upper edges shall conform to the finished surface.
- i. The concrete shall be spread evenly and shall be at least four inches thick after thorough tamping. The surface shall be floated and troweled to a true and uniform surface, the final finish being made with a suitable brush. Grade shall not exceed 8%.
- j. A glazed or slippery surface is prohibited. On grades exceeding five percent the surface shall be slightly roughened by means of a grooving tool, brush, or other suitable tool.
- k. Transverse joints one-half in width shall be placed at least every fifty lineal feet of walk and also where walk joins curbing and a crease every four feet added. Such joints shall extend through the entire depth, and shall be formed by inserting, during construction, and leaving in place, the required thickness of joint filler consisting of paving tar or asphalt bituminous felt or redwood.
- l. Minimum width of sidewalk shall be four feet or shall be equal to any adjoining or existing sidewalk of more than a four foot width.
- m. Cross slope of sidewalk shall not exceed 2% to provide drainage and to minimize a sliding hazard.
- n. Driveway crossings shall be 6" in residential areas.

Village of Pecatonica Sidewalk Replacement Program

AUTHORITY OF DIRECTOR OF PUBLIC WORKS.

All public streets, alleys, sidewalks and other public ways in the Village shall be under the supervision of the Director of Public Works. He shall be charged with the enforcement of all the provisions of this policy and other policies and ordinances relating to such public places (except traffic ordinances) and is authorized to enforce such policies and ordinances.

SPECIFICATIONS.

All street and sidewalk pavements shall be constructed in conformity with the current standards set forth by the Village.

MAINTENANCE REQUIRED; SUPERVISION OF REPAIRS.

All public street, alley and sidewalk pavements shall be kept in good repair. Such repair work, whether done by the Village or by the abutting owner, shall be under the supervision of the Director of Public Works.