

**22.300**

**SIDEWALKS  
CITY OF GAYLORD, MICHIGAN**

**22.301**

**Sec. 5101. PROHIBITIONS.**

No person shall construct, repair, rebuild or remove any sidewalk from curb line to the lot line designated as a public sidewalk within the City of Gaylord except in accordance with the line, grade, slope and specifications established by the City Manager, nor without first obtaining a written permit from the City Manager.

**22.302**

**Sec. 5102. BUILDING, REPLACEMENT, REPAIR AND MAINTENANCE COST.**

Any and all costs for the building, replacement, repair or maintenance of all sidewalks abutting or adjoining property shall be paid for on a fifty-fifty (50-50) basis by the property owner or his successor in title and the City of Gaylord.  
(amend. eff. Jan 4, 1988)

**22.303**

**Sec. 5103. REPAIR, REPLACEMENT AND MAINTENANCE.**

The City Manager shall have the authority to determine what repairs, replacement or maintenance of any sidewalks is reasonably necessary. He shall notify the abutting or adjoining property owners of such decision by first class mail, at least twenty (20) days prior to the commencement of any repair, replacement or maintenance, stating in such notice the estimated cost that will be payable by such property owner. The property owner may object by appearing before the City Council. The City Council shall then determine whether the proposed repair, replacement or maintenance is reasonably necessary and, if so determined, the work shall proceed.  
(amend. eff. Jan. 4, 1988)

**22.304**

**Sec. 5104. POWER TO ENTER IN CONTRACT.**

The City Council shall have the power to provide by resolution the mode of receiving proposals on entering into contracts for building and repairing sidewalks constructed or repaired under the provisions of this Ordinance, and it may, at its option, require the contractor or person building or repairing the sidewalk to furnish a good and sufficient surety bond to insure proper construction thereof.

**22.305**

**Sec. 5105. PETITION FOR SIDEWALK.**

All sidewalks hereafter built in the City of Gaylord shall be upon written petition signed by a majority of the property owners abutting and adjoining the street for one block and along and in front of which said sidewalks are proposed to be built. The petition shall be presented to the City Council which may then declare and describe the sidewalk improvement area and order the sidewalk construction.

**Sec. 22.300  
Streets/Sidewalks**

**22.306**            Sec. 5106. **PAYMENT.**

Payment of the property owners' share of the cost of any building, repair, replacement or maintenance shall be made in such manner and upon such terms as agreed to between the property owner and the City Manager. In the event of an inability to so agree, the City Council shall make such determination.  
(amend. eff. Jan. 4, 1988)

**22.307**            Sec. 5107. **DAMAGE BY NEGLIGENCE.**

If sidewalks are damaged due to negligence of property owner or persons under his or her pay or supervision, the property owner shall pay full repair cost at time of repair.

**22.308**            Sec. 5108. **PLACEMENT OF SIDEWALKS.**

All sidewalks constructed after effective date of this Ordinance shall be constructed one foot from the property line.

**22.309**            Sec. 5109. **TREES.**

All trees which are an interference with the proper placing of the sidewalk and which require saving, will be moved by the City at the expense of the property owner or his successor in title, adjacent to whose property said sidewalk is to be constructed.

**22.310**            Sec. 5110. **OBJECTIONS.**

In the event that any owner within a sidewalk improvement area as provided in Section 5105 hereof shall object, the City Manager shall report said objections to the City Council at the next regular meeting thereof. At such meeting the Council shall hear said objections and determine whether said building is necessary. If said work is determined by a majority of the Council elect to be necessary, then the Council shall order such work to be done and the cost thereof to paid within time and manner provided in Section 5106 hereof.

**22.311**            Sec. 5111. **PENALTIES.**

Any person who shall violate any of the provisions of this Ordinance shall be subject to all penalties provided in Section 1104 of this Code.