

30.000

**SIDEWALKS
VILLAGE OF SHEPHERD,, MICHIGAN
code eff. Jan. 15, 1957**

30.001

Sec. 7101 **CROSSWALKS.**

7101.1 All crosswalks shall be constructed and kept in repair by the village under the direction of the street commissioner at such time, in such manner, in such places and of such material as the council shall from time to time by resolution direct.
(code eff. Jan. 15, 1957)

30.002

Sec. 7102 **SIDEWALKS.**

7102.1 All sidewalks shall be constructed of Portland Cement upon a proper foundation and at least four (4) inches in thickness, except at driveways where they shall be six (6) inches.
(code eff. Jan. 15, 1957)

30.003

Sec. 7103 **RESOLUTION.**

7301.1 The council may at any time by resolution authorize, direct and require that sidewalks shall be constructed, rebuilt or repaired on or along either or both sides of any street or streets or part of any street or streets, under the direction of the street commissioner.

7103.2 Such resolution shall specify the points of terminus and the width of such sidewalk and the manner of construction thereof.
(code eff. Jan. 15, 1957)

30.004

Sec. 7104 **NOTICE.**

7104.1 Within five (5) days after the passing of such resolution the street commissioner shall give written notice by delivering the notice to the owner personally or by leaving the same at his residence, office or place of business with some person of suitable age and discretion, or by mailing the notice by registered mail to such owner at his last known address, or if the owner is unknown, by posting the notice in some conspicuous place on the premises five (5) days prior to the date set therein for compliance. Such notice in such manner to be given to the owner of any lot or premises in front of or adjacent to which the sidewalk is to be constructed or rebuilt, and said notice to be in such form as to require such person or persons to construct or rebuild such sidewalk or such portion thereof as may be ordered in front of or adjacent to the several parcels of land so owned by the said owner within thirty (30) days from the date of such notice. This notice shall also describe the type of construction and give such data with regard to specifications as in keeping with proper construction practices.
(code eff. Jan. 15, 1957)

30.005

Sec. 7105 **CONSTRUCTION.**

7105.1 Upon receipt of said notice the owner, owners, or agent of such owner or owners may in writing direct the council to construct said sidewalk or repair the same and agree with the council through the street commissioner to reimburse the village for the expense of said construction. If this agreement is made, then the street commissioner shall bill the property owner immediately after completion of the sidewalk and the property owner may forthwith pay the village in accordance with said billing.

7105.2 If the owner, owners or agent of such owner or owners of any lot or premises shall refuse or neglect to construct or repair the sidewalk or shall neglect to direct the village to construct or repair the sidewalk as herein provided after having been duly notified so to do, in the manner and within the time hereby prescribed by the council, the street commissioner is hereby authorized and required immediately after the expiration of such time to cause the same to be constructed or repaired, and the expense of doing the same shall be assessed to the person or persons refusing or neglecting to construct or repair the same, and be charged against such lot or premises.
(code eff. Jan. 15, 1957)

30.006 Sec. 7106 **REPORT OF EXPENSES TO COUNCIL.**

7106.1 It shall be the duty of the street commissioner to make a full and complete report to the council when any such sidewalks shall have been constructed or repaired by him, of the expense of constructing or repairing the same and the proportion of such expense to be charged against each lot or premises.
(code eff. Jan. 15, 1957)

30.007 Sec. 7107 **SPECIAL ASSESSMENT.**

7107.1 Upon receipt of the said report the council shall cause the amounts spent for construction to be charged against such lot or premises and report the same to the assessor to be levied by him as a special assessment upon the lot or premises adjacent to and abutting upon such sidewalk, which special assessment shall be subject to review after proper notice is given as in all other cases of special assessments provided for by the charter and ordinances of this village. Provided always that any property owner may at any time pay in cash the cost of any such construction and repair without necessity of a special assessment.

7107.2 After such opportunity for review, said assessments shall be confined by the council and shall be a lien upon said lot or premises the same as other special assessments, and the council shall order the assessor to spread the same amount together with such penalty upon the special assessment roll as a special assessment upon such lot or premises, and the same shall be collected in the same manner as other village taxes.
(code eff. Jan. 15, 1957)

30.008 Sec. 7108 **COLLECTION.**

7108.1 The village may collect such amount together with the penalty aforesaid from the owner of said premises or his agent in any action of assumpsit, together with the costs of suit.
(code eff. Jan. 15, 1957)

30.009 Sec. 7109 **LINES AND GRADES.**

7109.1 Whenever sidewalks are ordered on any street where none have heretofore existed, it shall be the duty of the street commissioner to immediately establish a sidewalk line on said street, said line to be one foot from the lot line.

7109.2 The street commissioner shall keep a record of all sidewalk lines and grades in a book prepared for that purpose which record shall be filed in the office of the village clerk.
(code eff. Jan. 15, 1957)

30.010

Sec. 7110 **PERMISSION FOR CONSTRUCTION OR REPAIR.**

7110.1 No property owner shall construct or repair any sidewalk except with permission of the street commissioner after written application is filed by said owner, said construction to be in accordance with the specifications and directions as established by the village council.
(code eff. Jan. 15, 1957)

30.011

Sec. 7111 **USE OF SIDEWALKS.**

7111.1 No person shall throw, place or leave or cause to be thrown, placed or left in any public street or alley within the corporate limits of the village any waste, rubbish, except as is otherwise provided in this Code, wagon, sled, vehicle, or any other object or material.

7111.2 No person shall hang any ready-made clothing or any other articles of merchandise on any awning, pole, rod, or any other contrivance or device, over any sidewalk in the village.

7111.3 The owner or occupant of any lot or lots, or lands and premises adjacent to and abutting upon any sidewalk in said village shall keep the same free from obstruction, snow, ice and filth, except insofar as the village council may provide for the removal of snow from such walks, but no person in removing snow or ice or either from any cement walk shall in any manner cut, mark or injure any such walk by the use of an axe, pick or any other tool or implement or chemical.
(code eff. Jan. 15, 1957)

30.012

Sec. 7112 **COUNCIL MAY PAY PART OF EXPENSE.**

7112.1 The council may, by a two-thirds vote of all of the trustees elect, pay such part of the expense of building or rebuilding such walk as they may deem proper from the general street fund or the street district fund of any street district in which such walk may be located.
(code eff. Jan. 15, 1957)