



# City of Grand Island

Tuesday, September 08, 2009

Council Session

## Item I3

**#2009-228 - Consideration Directing Property Owner to Repair  
Sidewalk at 216 S Oak Street**

Staff Contact: Steven P. Riehle, Public Works Director

# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** September 8, 2009

**Subject:** Resolution Directing Property Owner to Repair Sidewalk at 216 S Oak Street

**Item #'s:** I-3

**Presenter(s):** Steven P. Riehle, Public Works Director

## **Background**

On June 16, 2009 a letter was sent to the property owner concerning necessary repairs to the sidewalk at 216 S Oak Street (Lot 2, Jones Addition to the City of Grand Island, Hall County, Nebraska). The letter stated these repairs needed to be made by July 18, 2009 to prevent accident or injury to citizens using the sidewalk. Section 32-58 and 32-59 of the City Code and Section 16-662 R.S. Nebraska Statutes, make the property owner responsible for repairing sidewalks adjacent to their property.

## **Discussion**

The Public Works Department is requesting that a resolution be passed giving the property owner 15 days to obtain the sidewalk permit and 15 days from issuance of such permit to complete the repairs of the sidewalk at 216 S Oak Street (Lot 2, Jones Addition to the City of Grand Island, Hall County, Nebraska), as this is a public safety concern.

If the property owner fails to either obtain the sidewalk permit in the 15 day timeframe or complete the necessary repairs 15 days after such permit is issued, the City of Grand Island will take steps to make the necessary repairs with all costs being the responsibility of the property owner.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve

2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

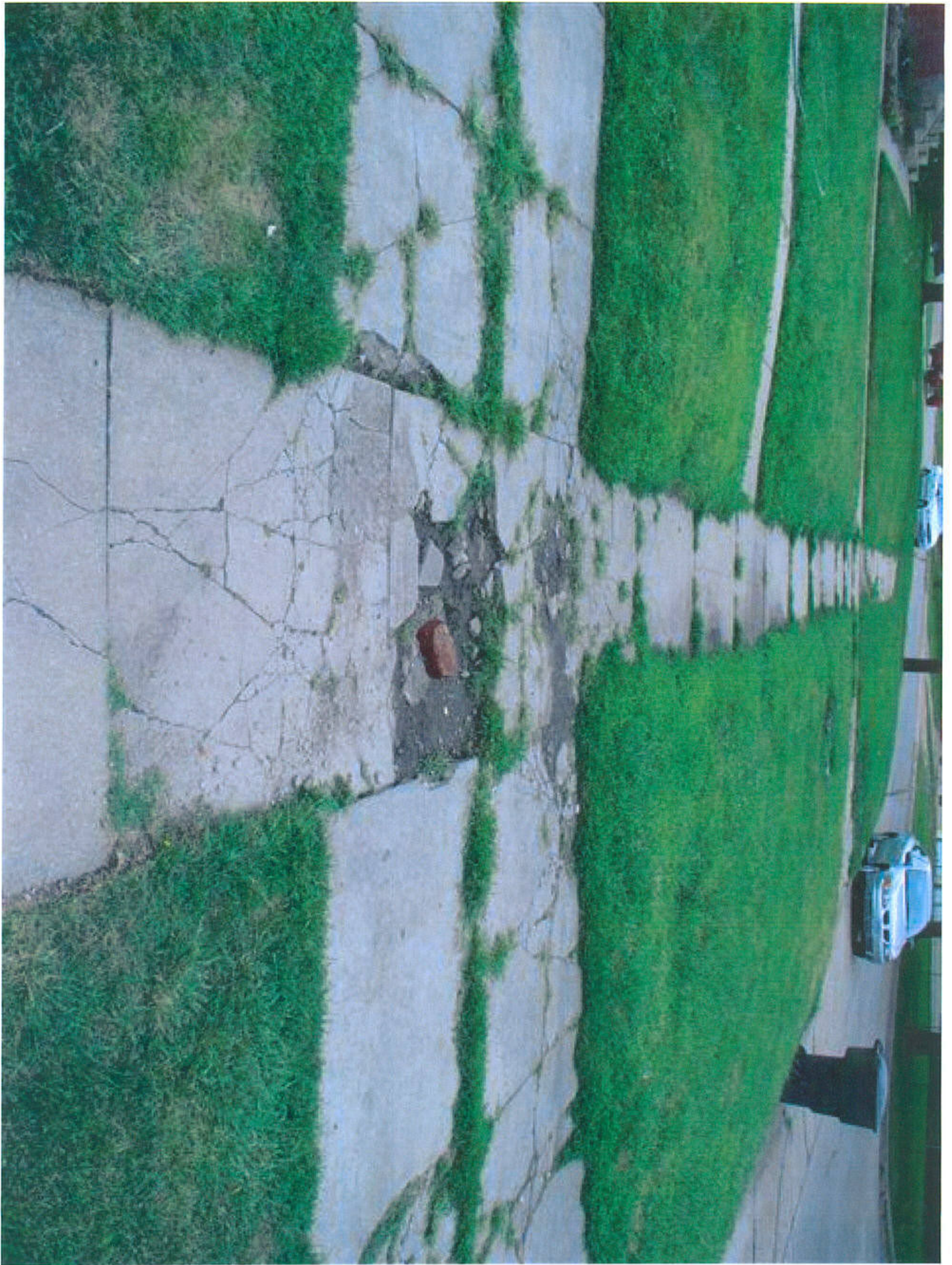
### **Recommendation**

Public Works Administration recommends that the Council approve a resolution directing the property owner to obtain a permit and repair the sidewalk located at 216 S Oak Street (Lot 2, Jones Addition to the City Of Grand Island, Hall County, Nebraska).

### **Sample Motion**

Move to approve a resolution directing the property owner to obtain a sidewalk permit and repair the sidewalk.







RESOLUTION 2009-228

WHEREAS, the City has the authority under Neb. Rev. Stat., § 16-662, to direct the repair and replacement of sidewalks by owners of the abutting property; and

WHEREAS, the sidewalk abutting 216 S Oak Street, legally described as Lot 2, Jones Addition to the City of Grand Island, Hall County, Nebraska, has been determined to be in need of repair and replacement.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that notice be sent to the property owner to obtain a sidewalk permit within 15 days and within 15 days of such permit issuance to make the necessary repairs to the sidewalk abutting the property located at 216 S Oak Street (Lot 2, Jones Addition to the City of Grand Island, Hall County, Nebraska). If the property owner fails to either obtain the sidewalk permit in the 15 day timeframe or complete the necessary repairs within 15 days of such permit issuance, the City will cause the work to be done and assess the cost against the property.

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Adopted by the City Council of the City of Grand Island, Nebraska, September 8, 2009.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form    ☐ \_\_\_\_\_  
September 3, 2009     ☐ City Attorney