

NOTICE OF ADOPTION

The City of Wyandotte Ordinance has been amended as follows:

**AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND CHAPTER 174 OF
THE CODE OF ORDINANCES “STREETS AND SIDEWALKS” BY AMENDING §174.010
“SIDEWALK CONSTRUCTION OR REPAIR GENERALLY”, BY THE ADOPTION OF
§174.010 (C), AND
§174.012 “REPAIR OR CONSTRUCTION OF SIDEWALKS AT EXPENSE OF ABUTTING
PROPERTY OWNER”, BY THE ADOPTION OF §174.012 (C)**

Final Reading #1533

The City of Wyandotte Ordains:

**Section 1. Amendment of §174.010 “SIDEWALK CONSTRUCTION OR REPAIR
GENERALLY” to read:**

(A) No person shall construct or repair any sidewalk, except in accordance with the lines, grade, slope and specifications established by the City Engineer. No person shall construct or repair any sidewalk without a permit from the Department of Engineering and Building. Permits shall be prominently displayed on the construction site. The City Engineer shall charge and collect for such permit a fee of:

<i>Sidewalk</i>	
Up to 50 ft. (10 squares)	\$40
Over 50 ft.	\$40, plus \$1 per additional lineal foot
Late fee	\$125

(B) If a permit is not obtained before the work is started, a late fee of \$125 will be charged in addition to the regular permit fee

(Prior Code, § 32-10) (Ord. 809, passed 3-23-1987; Ord. 860, passed 3-27-1989; Ord. 1185, passed 10-20-2003; Ord. 1260, passed 12-12-2005) Penalty, see §10.999

(C) Grinding of sidewalks to remove unsafe conditions shall be prohibited unless authorized by permit by the City Engineer in accordance with Rules and Regulations for Tree Removal, Trimming and Planting as promulgated by the Department of Building and Engineering and approved by City Council.

**Section 2. Amendment of §174.012 “REPAIR OR CONSTRUCTION OF SIDEWALKS AT
EXPENSE OF ABUTTING PROPERTY OWNER” to read:**

(A) If the City Engineer determines that a sidewalk is unsafe for use, or required to be constructed for the public safety, he or she shall give written notice thereof to the owner of the abutting premises by mail, addressed to the last known address of said owner, or if the owner or his or her address be unknown, by delivering said notice and leaving same with a person of suitable age and discretion at the premises, or if such person be not found, by posting such notice in some conspicuous place on the premises. The notice shall specify the construction of the sidewalk required and specifications therefor, or the condition to be repaired and the nature of the repairs to be made.

(B) If such owner fails to repair or construct such sidewalk within 30 days, the City Engineer shall report same to the Council with the request that he or she be authorized to repair or construct the same. The City Engineer may dispense with said notice and report, and request the Council for authority to repair or construct the sidewalk if, in his or her opinion, the sidewalk condition is unsafe and dangerous and requires immediate repair to assure public safety and to prevent the possibility of city liability for personal injury or property damage. Upon receipt of any such report of the failure of such owner to repair the sidewalk within the time specified in such notice, or such request for authority for immediate construction or repair, the Council may determine to construct or repair same by resolution and order the City Engineer to proceed with the required work. The cost of repairs or construction hereunder if made by the city shall be charged against the premises abutting such sidewalk and the owner thereof in accordance with the provisions of the Charter relative to special assessments.

(C) Grinding of sidewalks to remove unsafe conditions shall be prohibited unless authorized by permit by the City Engineer in accordance with Rules and Regulations for Tree Removal, Trimming and Planting as promulgated by the Department of Building and Engineering and approved by City Council.

Section 5. Severability.

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 6. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan.

On the question, "SHALL THIS ORDINANCE NOW PASS?", the following vote was recorded:
Motion unanimously carried.

CERTIFICATION

We, the undersigned Robert A. DeSana and Lawrence S. Stec, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, May 22, 2023.

Robert A. DeSana, Mayor

Lawrence S. Stec, City Clerk

The effective date of this Ordinance is June 6, 2023. A copy of this Ordinance may be purchased or inspected at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Publication Date: May 31, 2023