

PART 5

SIDEWALK CONSTRUCTION, REPAIR AND MAINTENANCE

§21-501. Construction and Repair Required.

The Borough of Galeton may require owners of property abutting on any street, including State highways, located within the Borough of Galeton, to construct, pave, repave and keep in good repair and in safe, usable condition, a sidewalk, curb and gutter along such property, at such grades and under such regulations and specifications as set forth herein or pursuant to such rules and regulations promulgated in accordance herewith.

(Ord. 310, 12/29/1999, §501)

§21-502. Permits Required.

Any person/persons, company, corporation, contractor or property owner intending to construct, pave, repave, repair or in any way modify a sidewalk, curb or gutter within the Borough of Galeton shall first obtain a permit authorizing same in accordance with the terms and provisions herein contained and/or such rules and regulations promulgated in accordance herewith.

- A. The property owner and/or contractor intending to construct, pave, repave, repair or in any way modify a sidewalk, curb or gutter within the Borough of Galeton shall first obtain a permit upon application therefor on such form/forms as approved by the Borough Council and provided by the Borough Secretary.
- B. The applicant shall fully describe in detail on said application the nature and extent of construction, paving, repaving, repair, etc., for which said permit is being applied for.
- C. Any permit issued with and in response to application therefor shall be deemed as authorization to proceed and complete only such construction, paving, repaving and repairing as specifically described and detailed in said application. Any deviations therefrom shall require the written authorization and approval of the Borough Manager.
- D. All applications for permit shall be accompanied with payment of such fee or fees duly imposed in accordance with such rules and regulations duly adopted as herein authorized.
- E. The permit issued authorizing the construction, paving, repaving and/or repairs shall be prominently displayed at the site location where said work is to be performed, prior to the commencement of and during the entire period of the work activity thereby authorized.

(Ord.310, 12/29/1999, §502)

§21-505. Notice to Do Work.

1. In the event the Borough Council determines there is a necessity to construct, pave, repave and/or repair sidewalks, curbs or gutters, written notice of said determination shall be served upon the owner of the premises abutting the subject sidewalk or the strip of land where the intended sidewalk is to be constructed, by personal service or registered United States Mail. In the event notification is unable to be perfected with the foregoing, then service of the subject notice shall be deemed perfected upon a posting thereof upon the subject premises.
2. Said written notification shall afford the property owner no less than 20 days from the date of service of said notice to comply with the directives contained within said notification or to submit to the Galeton Borough Council assurances of intended compliance acceptable to said Council.

(Ord. 310, 12/29/1999, §505)

§21-506. Inspection.

The owner shall provide advance notice to the Borough Manager, or Borough employee appointed by the Borough Manager, of when the required work will be performed and at any time during the performance of the required work, the Borough Manager, or Borough Employee appointed by the Borough Manager, may inspect the work to determine whether the work is in compliance with all applicable specifications.

(Ord. 310, 12/29/1999, §506)

§21-507. Borough May Do Work and Collect Costs.

Upon the neglect or failure of any property owner/owners to construct, pave, repave or maintain any sidewalk, curb or gutter in compliance with notice to do so, the Borough of Galeton may do the same or cause the same to be done and the Borough may collect the cost thereof plus 10% additional, together with all charges and expenses, from such owner or through the filing of a municipal claim therefor imposing a lien on the subject property and/or may collect the same by action in assumpsit.

(Ord. 310, 12/29/1999, §507)

§21-508. Emergency Repairs.

Where, in the opinion of the Borough Manger, a dangerous condition exist that can be repaired by expenditure of \$500 or less, the Borough of Galeton shall provide such property owner notice in accordance with the notice provisions of §21-504 hereof stating the conditions that exist that requires emergency repairs and the corrective action to be taken by the property owner/owners. Notwithstanding the provisions of §21-504 hereof, upon failure of such owner to comply with the emergency notice within 48 hours after such notice, or such other time as therein stated, the Borough of Galeton may make

and, in default of payment thereof, to undergo imprisonment for a term not to exceed 30 days. Each day that a violation after conviction thereof continues unabated shall constitute a separate offense.

(Ord. 310, 12/29/1999, §512)