

JUL 07 2008

ORDINANCE NO. 2668

**AN ORDINANCE TO AMEND SECTION 12.04.160 OF THE MUNICIPAL CODE OF THE CITY OF COLUMBIA, ILLINOIS TO ADD NEW SIDEWALK, CURB, AND/OR DRIVEWAY ENTRANCE CONSTRUCTION IN ALREADY DEVELOPED AREAS OF THE CITY OF COLUMBIA, ILLINOIS AS QUALIFYING PROJECTS UNDER THE SIDEWALK REPLACEMENT PROGRAM**

*Wiley J. J. J.*  
City Clerk

WHEREAS, the City Council of the City of Columbia, Illinois (the "City") has found and determined and does hereby declare that it is necessary and appropriate that the Municipal Code of the City be changed and amended to allow for new sidewalk, curb, and/or driveway entrance construction in already developed areas of the City to qualify for benefits under the City's Sidewalk Replacement Program;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

**Section 1.** The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

**Section 2.** Section 12.04.160 (Sidewalk replacement program) of Chapter 12.04 (Streets and Sidewalks Generally) of Title 12 (Streets, Sidewalks, and Public Places) of the City of Columbia, Illinois Municipal Code is hereby amended to read as follows:

- A. Resident contacts the city engineer, department of public works, for an application.
- B. Resident returns the completed application to the city engineer.
- C. City engineer reviews application for completeness and conducts site inspection to verify application is program eligible.
- D. Completed application is forwarded to the contractor.
- E. Contractor gives estimate to applicant.
- F. Applicant makes payment of fifty (50) percent of estimate to city clerk's office.
- G. Upon receipt of the applicant's half of the estimate, the city engineer will contact and instruct the contractor to begin work.
- H. If at any time during the process, prior to the payment of fifty (50) percent of the estimate, the applicant prefers not to become involved in the 50/50 sidewalk program, he/she is not obligated to participate.
- I. The sidewalk replacement program is to be used to replace pre-existing sidewalk, curb, and/or driveway entrances or to construct new sidewalk, curb, and/or driveway entrances in already developed areas of the City.

**Section 3.** This Ordinance shall be in full force and effect from and after its passage by the City Council and approval by the Mayor, as provided by law.

Alderman Ebersohl moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Niemietz, and the roll call vote was as follows:

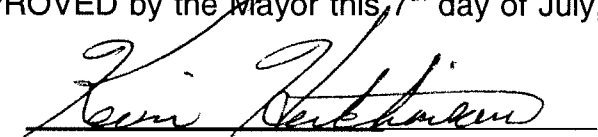
YEAS: Aldermen Ebersohl, Niemietz, Unnerstall, Row, Hejna, Oberkfell and Mayor Hutchinson.

NAYS: None.

ABSENT: Aldermen Agne and Stumpf.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 7<sup>th</sup> day of July, 2008.

  
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KEVIN B. HUTCHINSON, Mayor

ATTEST:  
  
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WESLEY J. HOEFFKEN, City Clerk

(SEAL)