

ORDINANCE NO. 1225

AN ORDINANCE REQUIRING THE ISSUANCE OF A SIDEWALK CONSTRUCTION PERMIT AT THE TIME OF THE ISSUANCE OF A BUILDING PERMIT, MAKING CERTAIN SPECIFICATIONS FOR CONSTRUCTION OF SIDEWALKS, WHEN CONSTRUCTION IS TO BE COMPLETED, AND WHEN PERMIT IS NOT REQUIRED, PROVIDING FOR PAYMENT OF THE COSTS OF THE SAME, PROVIDING FOR CERTAIN EXCEPTIONS, AND PROVIDING FOR APPEAL.

THE CITY OF HOOD RIVER DOES ORDAIN AS FOLLOWS:

Section 1: Concurrently with the issuance of any building permit for the construction of any dwelling or business structure or any addition to any dwelling or business structure, the value of which is for \$4,000.00 or more, except for structures within the M-1 Industrial Zone, the owner, builder, or contractor to whom the building permit is issued shall obtain a sidewalk construction permit for the construction of a sidewalk within the dedicated right of way for the full street frontage in which a sidewalk in good repair does not exist. The sidewalk shall be constructed in accordance with City specifications and to a grade established by the City Engineer and in accordance with the ordinances of this City. The sidewalk construction shall be completed within the building construction period or within one year after the sidewalk permit is issued, whichever is the lesser.

Section 2: The City Engineer may issue a permit and certificate allowing non-compliance with the provisions of Section 1 of this ordinance to the owner, builder, or contractor, when, in his opinion, the construction of a sidewalk is impractical for one or more of the following reasons:

1. Sidewalk grades have not been and cannot be established for the property in question within a reasonable period of time.

2. Future installation of public utilities or street paving would, of necessity, cause severe damage to the existing sidewalk or those to be constructed.

~~3. Right of way width is insufficient to accommodate a sidewalk on one or both sides of the street.~~

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4. Typography or contours make the construction of a sidewalk impractical.

5. The non-compliance provided in sub-paragraphs 1 and 2 of this Section shall be temporary and shall cease to exist when grades are established for sidewalks by the City Engineer of the City or when public utilities and/or street paving have been constructed. The permit shall indicate the reason for its issuance.

Section 3: If the owner, builder, or contractor considers the construction of a sidewalk impractical for any reason other than those listed above, such owner, builder or contractor may appeal to the decision of the City Engineer and to the City Planning Commission and the City Planning Commission shall recommend to the Council whether a permit and certificate of non-compliance shall or shall not be granted and the Council may thereupon grant a permit and certificate of non-compliance.

Section 4: If a sidewalk is not constructed within one year as required by Section 1 hereof, then the City may construct a sidewalk for the full street frontage in front of such property and proceed with such construction and the assessment and collection of the costs of said improvement will be assessed against the property and borne by the property and the owner of the property as provided by Section 3 of Ordinance No. 522 (Hood River Compilation 2-2.3) of the City of Hood River.

Read for the first time: December 11, 1967


Read for the second time: December 26, 1967

PASSED by the Council of the City of Hood River
this 26th day of December, 1967.



City Recorder

APPROVED by the Mayor of the City of Hood River
this 26th day of December, 1967.



Mayor