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**CHAPTER 42. SIDEWALKS**

4.61. Definitions. The following definitions shall apply in the interpretation of this Chapter:

- (1) "Sidewalk" shall mean the portion of the street right-of-way designed for pedestrian travel.
- (2) "Superintendent" shall mean the City Superintendent of Public Works.

4.62. Specifications and Permits. No person shall construct, rebuild or repair any sidewalk except in accordance with the line, grade, slope and specifications established for such sidewalk, nor without first obtaining a written permit and specifications from the Superintendent.

4.63. Line and Grade Stakes. The Superintendent shall furnish line and grade stakes as may be necessary for proper control of the work, but this shall not relieve the owner of responsibility for making careful and accurate measurements in constructing the work to the lines furnished by the Superintendent. Where it is necessary to replace engineer's stakes disturbed or destroyed without fault on the part of the City, or its employees, a charge of one (\$1.00) dollar per stake shall be paid.

4.64. Sidewalk Specifications. Sidewalks shall be constructed in accordance with specifications on file in the office of the Superintendent, copies of which shall be available to the public.

4.65. Permit Revocation. The Superintendent may issue a stop order to any permittee holding a permit issued under the terms of this Chapter for failure to comply with this Chapter, or the rules, regulations, plans and specifications established for the construction, rebuilding or repair of any sidewalk, and the issuance of such stop order shall be effective until the next regular meeting of the City Council, and if confirmed by the Council, at its next regular meeting, such stop order shall be permanent, and shall constitute a revocation of the permit.

4.66. Ordering Construction. The City Council may, by resolution, require the owners of lots and premises to build sidewalks in the public streets adjacent to and abutting upon such lots and premises. When such resolution shall be adopted, the City Clerk shall give notice thereof, in accordance with Chapter 1 of this Code, to the owner of such lot or premises requiring him to construct such sidewalk within twenty (20) days from the date of such notice.

4.67. Construction by City. If the owner of any lot or premises shall fail to build any particular sidewalk as described in said notice, and within the time and in the manner required thereby, the City Manager is hereby authorized and required, immediately after the expiration of the time limited for the construction or rebuilding by the owner, to cause such sidewalk to be constructed and the expense thereof shall be charged to such premises and the owner thereof, and collected as provided for single lot assessments in Chapter 3 of this Code.

4.68. Sidewalk Maintenance. No person shall permit any sidewalk which adjoins property owned by him to fall into a state of disrepair or to be unsafe.

4.69. Violation; Municipal Civil Infraction. A person who violates any provision of this Chapter is responsible for a municipal civil infraction, subject to payment of a civil fine of not less than \$100.00 nor more than \$500.00, plus costs and other sanctions, for each violation. Repeat offenses shall be subject to increased fines as provided by Section 1.12(3)(b) of this Code. The Superintendent is hereby designated as the authorized City official to issue municipal civil infraction citations (directing alleged violators to appear in court) or municipal civil infraction violation notices (directing alleged violators to appear at the City of Frankenmuth Municipal Ordinance Violations Bureau) for violations under this Chapter as provided by this Code.

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