

TITLE VI PHYSICAL ENVIRONMENT

CHAPTER 13 DRIVEWAYS

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6-13-1 DEFINITIONS. For the use in this ordinance, the following terms are defined:

1. The term “person” shall mean any individual, firm, corporation, trust, or other association.
2. The term “driveway” shall mean that part of any approach for motor vehicles to private property that lies between the property lines and the roadway of the public street.
3. The term “paving” shall include any kind of hard surfacing including, but not limited to, Portland cement, concrete, bituminous concrete, brick, stabilized gravel, or combinations of such materials, with the necessary base. “Paving” shall not include surfacing oil, gravel, oil and gravel, or chloride.

6-13-2 PERMIT. Before any person shall construct or repair a driveway, he shall obtain a written permit from the Superintendent of Public Works. A written application for the permit shall be filed with the Superintendent. The application shall include a legal description of the property, the name of the property owner, the name of and address of the person who will do the work, and the proposed plan of construction or repair which shall include the depth, width, and type of surfacing material to be used. No other plan shall be followed except by written permission of the Superintendent who may allow amendments to the application or permit that do not conflict with the ordinance. The Superintendent shall issue the permit, bearing his signature and the date of issuance, if the proposed plan meets all of the requirements of this ordinance, if the fee required under this ordinance has been paid, and if the construction or repair as planned will not create any substantial hazard in the use of the street or sidewalk for public travel or drainage, or create any defect. Each permit shall expire six (6) months after the date of issuance, if not constructed during that time.

6-13-3 FEE FOR PERMIT. Before any permit is issued, the person who makes the application shall pay three dollars (\$3.00) to the Superintendent. The Superintendent shall give the applicant a written receipt showing the sum received and the date. These fees shall be deposited in the city treasury not later than the tenth day of the month following the month in which they were collected, with a written report to the city clerk of the amounts and sources.

6-13-4 DRIVEWAY REQUIREMENTS. All driveways shall be of paving of a depth of not less than four (4) inches and shall be at least ten (10) feet in width. The driveway may be placed directly on compact and well-drained soil. Where soil is not well-drained, a two (2) inch sub base of compact, clean, coarse gravel, sand or cinders shall be laid. The driveway shall slope not more than three (3) inches per foot toward the roadway.

6-13-5 SIDEWALKS. The grade of any sidewalk shall not be altered by the work done. The driveway shall be at the same level as any existing sidewalk.

6-13-6 EXCAVATIONS. Excavations to do work under this ordinance shall be dug so as to occasion the least possible inconvenience to the public and to provide for the passage of water along the gutter. All

such excavations shall have proper barricades at all times, and warnings lights placed from one-half hour before sunset to one-half hour after sunrise. In refilling the excavation, the earth must be laid in layers and each layer tamped thoroughly. Any street, sidewalk, or other public property that is affected by the work shall be restored to as good a condition as it was previous to the excavation. The affected area shall be maintained in good repair to the excavation. The affected area shall be maintained in good repair to the satisfaction of the city council for three months after refilling.

6-13-7 REVOCATION OF PERMIT. The Superintendent may at any time revoke the permit for any violation of this ordinance and may require that the work be stopped.

6-13-8 INSPECTION AND APPROVAL. The driveway must be inspected and approved in writing by the Superintendent within thirty (30) days after completion of the work. The Superintendent shall keep a record of such approvals in his office. If he refuses to approve the work, it must be corrected immediately so that it will meet with his approval. If the work has been done improperly, the Superintendent shall have the right to finish or correct the work, and the council shall assess the costs to the property owner. Such assessments shall be collected with the general property taxes and in the same manner.