

CHAPTER 141

DRIVEWAY REGULATIONS

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141.01 DEFINITIONS. For use in this chapter, the following terms are defined:

1. "Driveway" means that part of any approach for motor vehicles to private property that lies between the property line and roadway of the public street.
2. "Paving" includes 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" does not include surfacing with oil, gravel, oil and gravel or chloride.

141.02 PERMIT. Before any person shall construct or repair a driveway, said person shall obtain a written permit from the City Building Inspector.

141.03 APPLICATION. A written application for the permit shall be filed with the City Building Inspector. The application shall include the legal description of the property, the name of the property owner, the name, 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 plans shall be followed except by written permission of the City Building Inspector, who may allow amendments to the application or permit that do not conflict with this chapter.

141.04 FEE FOR PERMIT. Before any permit is issued, the person who makes the application shall pay a permit fee in an amount established by resolution of the Council

141.05 ISSUANCE OF PERMIT. The City Building Inspector shall issue the permit, bearing the Inspector's signature and the date of issuance, if the proposed plan meets all the requirements of this chapter, if the fee required under this chapter 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.

141.06 REVOCATION OF PERMIT. The City Building Inspector may at any time revoke the permit for any violation of this chapter and may require that the work be stopped.

141.07 CONTRACTOR'S PERMITS.

1. No driveway shall be constructed between a street curbing and the street right-of-way boundary line without a permit being first obtained by a qualified bonded contractor.
2. Such permit shall be posted in a conspicuous place. No person except the Street Department Superintendent or the City Building Inspector, while acting in official capacity, or a contractor in performing the necessary work on a contract with the City, shall construct or cause

to be constructed such concrete driveway in any street, avenue, alley, or highway within the City without first obtaining a permit therefor, signed by the City Building Inspector.

3. The permit shall describe the location of the work and state the time in which it is to be done.

4. If an extension of time is required, the permit holder shall present such permit to the City Building Inspector for such extension of completion date. No extension of time shall be valid unless signed by the City Building Inspector.

141.08 SUPERVISION OF CONSTRUCTION.

1. The contractor shall notify the City Building Inspector of the time scheduled for placing concrete for the driveway.

2. Concrete shall not be delivered to the construction site until permission is given as required by the City Building Inspector.

3. The City Building Inspector may require certain tests to be made on the concrete during the driveway construction. The contractor shall allow the City Building Inspector to test the slump and strength of the concrete using accepted practices of testing.

4. The work shall be under the supervision of the City Building Inspector, who will inspect the work and certify acceptance of the work. The contractor's obligation under the terms of the performance bond shall not be released until such certification of acceptance is given by the City Building Inspector.

141.09 SPECIFICATIONS. The work of constructing concrete drives shall be of a quality of workmanship and materials described in the specifications and standard driveway drawings on file in the office of the City Building Inspector. These specifications are entitled *Standard Specifications for Concrete Driveways*. The concrete construction shall be performed in accordance with the City standard specifications entitled *Specifications for Structural Concrete* on file in the office of the Clerk.

141.10 GRADE. The grade of any sidewalk shall not be altered by work done under this chapter. The driveway shall be at the same level as any existing sidewalk.

141.11 EXCAVATIONS. Excavations to do work under this chapter 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 warning lights placed 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 satisfaction of the Council for three (3) months after refilling.

141.12 INSPECTION AND APPROVAL REQUIRED. A driveway must be inspected and approved in writing by the City Building Inspector thirty (30) days after completion of work under this chapter. The Clerk shall keep a record of such approvals. If the City Building Inspector refuses to approve the work, it must be corrected immediately so that it will meet the City Building Inspector's approval. If the work has been done improperly, the City Building Inspector shall have the right to finish or correct the work, and the Council shall assess the costs to the property owner. Such assessment shall be collected with the general property taxes and in the same manner.

141.13 CONSENT OF COUNCIL REQUIRED IN CERTAIN ZONES. No driveway in front of properties zoned other than R-1 shall be constructed between a street curbing and the street right-of-way

boundary line without first obtaining the consent of the Council, such application for consent to be filed in writing with the Council.

141.14 MAINTENANCE. The maintenance of all driveways constructed in a City street is the responsibility of the property owner who uses the driveway to gain access to said property.

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