ORDINANCE #67077
Board Bill no. 441
Committee Substitute

An ordinance pertaining to the repair of sidewalks in the City of St. Louis, repealing Ordinances 65309, 61309 and 57555 all having as their subject matter the repairs of sidewalks and enacting in lieu thereof a new ordinance pertaining to the same subject matter; and containing an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. Ordinances 65309, 61309 and 57555 are hereby repealed and enacted in lieu thereof is the following.

SECTION TWO. Sidewalks-Authority of Street Department to repair.

A. The street department is hereby authorized to repair or have repaired sidewalks that abut property in Zoning Districts "A" through "F" which are in poor condition and need of repair as determined by the Director of Streets or the Director's designee and requiring that the property owners pay one-half of the total repair cost. This shall include sidewalks that are on a private street if such street is open to the general public.

B. Notwithstanding any provision of this ordinance to the contrary, owners of residential and commercial property shall not be required to pay the repair cost of any portion of an abutting sidewalk which has been damaged by tress growing in the public easement immediately abutting to such sidewalk.

SECTION THREE. Notice to property owners. The Director of Streets shall as authorized by Section 20.26.010 notify property owners of sidewalks in need of repair. He shall also notify said property owners that are covered under this ordinance that the City will pay half the cost of repair if the owner provides matching funds.

SECTION FOUR. Notice of costs to property owners. Upon completion of work the Street Department shall notify the property owner in writing of their cost of the work and the property owner shall have ten (10) months in which to pay the bill.

SECTION FIVE. Special tax liens. Any covered property owner who has been notified of a defective sidewalk and refuses to voluntarily comply with the fifty percent shared cost program shall have a special tax lien as authorized by Article XXIII of the Charter of the City placed against their property.

SECTION SIX. Nonentitlement to credit or rebate. Any non-covered property owner may make repairs as authorized by Section 20.26.050; however, he shall not be entitled to any rebate as authorized herein.

SECTION SEVEN. Emergency clause. The passage of this ordinance being deemed necessary for the preservation of the public peace, health and safety, it is hereby declared to be an emergency measure and shall become effective immediately upon its passage and approval by the mayor.

Approved: April 20, 2006