

ORDINANCE NUMBER 1059

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING TITLE 12 CHAPTER 12.04 BY REPEALING CERTAIN LANGUAGE IN SECTION 12.04.250 B. CONCERNING PLACEMENT OF SIDEWALKS WHERE SIDEWALKS ALREADY EXIST; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; REPEALER; ALLOWING PUBLICATION BY SUMMARY

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PAYETTE, IDAHO;

Section 1. Title 12, Chapter 12.04.250 is hereby amended and shall read as follows:

12.04.250 Specifications designated. A. When residences are constructed on lots within the city where there is no curb, or when structures are moved to such lots for dwelling purposes, the persons constructing such dwelling or removing structures to said lots to be used as dwellings shall construct curbs across the entire front of said lot. ~~It~~ If such structure is constructed on a corner lot, curbs shall extend around the radius and along the entire length of the lot. Curbs shall be standard curb and gutter, not over six inches high above gutter, and constructed to specifications set down by the city. Roll curbs or standard curbs without gutters will not be allowed except by special permission of the planning commission, and permission will be given only if a request is made so that these curbs may conform to existing curbs adjacent to said lots.

B. Sidewalks shall be required on all new residential construction, ~~where sidewalks exist in the neighborhood and where lack of sidewalks would break an existing pattern.~~ Sidewalks in residential areas shall be four feet wide and constructed to specifications of the city. Any deviation in width must have the permission of the planning commission and will only be allowed in order for sidewalks to conform to existing sidewalks adjacent to said lots.

Section 2. Any ordinances which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 3. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall constitute Ordinance Number 1059.

Section 4. This Ordinance may be published by summary in

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amends 12.04.250

accordance with the Statutes of the State of Idaho.

This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

5th Passed and approved by the Mayor and City Council this
day of April, 1993.

CITY OF PAYETTE

By _____
Mayor

ATTEST:

John P. Franks
City Clerk