

ORDINANCE NUMBER 1197

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 12.04.250 OF THE PAYETTE CITY CODE BY ADDING THE REQUIREMENT FOR THE CONSTRUCTION OF THE STREET SECTION BETWEEN THE REQUIRED CURB AND GUTTER AND THE EXISTING STREET; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; CREATING A PENALTY;

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

Section 1. Section 12.04.250 of the Payette City Code is hereby amended to read as follows:

12.04.250 Specifications Designated: A. When any new structure which requires a building permit is built, or when any remodel which increases a structure's size by more than 100 square feet is done, or when any building is moved onto a lot where there is no curb, gutter or sidewalk, the person constructing or relocating such structure to said lot shall construct curbs, gutters and sidewalks across the entire front of said lot. If such structure is placed upon a corner lot, curbs, gutters and sidewalks shall extend around the radius and along the entire length of the lot. Curbs shall be standard curb and gutter, not over six inches (6") high above gutter, and constructed to specifications set down by the City. Roll curbs or standard curbs without gutters will not be allowed. If the placement of any curb, gutter and sidewalk damages the pavement edge or leaves an undeveloped street section between the curb and gutter and the existing pavement, the property owner shall install base and final aggregate into the damaged or undeveloped portion in accordance with the City's standard street cross section and a minimum of 2 1/2" asphalt mat for residential streets and 3" asphalt mat for collector and commercial streets. All aggregates and asphalt mixes shall be subject to density testing and asphalt content testing.

Section 2. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Section 3. Any ordinances or resolutions which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 4. 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 1197.

Section 5. Any violation of this ordinance shall be a misdemeanor punishable in accordance with the misdemeanor statutes of the State of Idaho. In the event there is any installation in violation of this ordinance, in addition to any other penalties provided herein, the City may perform the required work and recover the cost from the owner, installer, developer or other responsible person.

Passed and approved by the Mayor and City Council this 2nd day of January, 2000.

CITY OF PAYETTE

By Ann Brasby
Mayor

ATTEST:

John P. Furr
City Clerk