

CITY OF BISHOP

POLICY 91-1

SIDEWALK SAFETY PROGRAM

I PURPOSE:

To promote safe sidewalk conditions for the general public; to set forth the policies of the City Council relating to sidewalk repairs; and to establish guidelines for the repair of sidewalks and the administration of the program; all pursuant to Section 5600 of the Streets and Highways Code.

II POLICY:

The financial responsibility for the construction, repair and maintenance of sidewalks rests with the abutting property owner.

The responsibility to promote sidewalk safety rests with the City of Bishop, the abutting property owner and the general public.

III. DEFINITIONS:

**Sidewalk:** Includes a park or parking strip maintained in the area between the property line and the street line and also includes curbing, bulk heads, retaining walls or other works for the protection of any sidewalk or of any such park or parking strip.

**Defective Sidewalk:** As determined by a designated representative of the City of Bishop. Guidelines for defective sidewalks are shown on the attached Exhibit "A". The designated representative shall also consider other factors relative to safety such as location relative to the normal traveled way, volume of pedestrian traffic, visibility, etc., in determining the scope and urgency of work.

IV PROCEDURE:

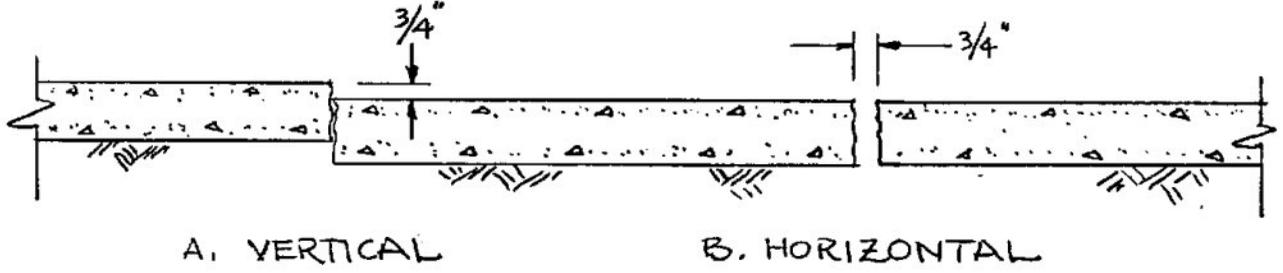
- a. The City's designated representative will periodically review sidewalks within City of Bishop public rights-of-way, excluding State, Federal, or private rights-of-way or private property. The timing and frequency for the review needs to be coordinated with other public works responsibilities and priorities.

- b. When the Public Works office receives a comment from the general public regarding the condition of a sidewalk, a designated representative will review the sidewalk within one working day and make a determination whether or not the sidewalk is defective.
- c. The inspection form shown as Exhibit "B" will be completed by the City's designated representative for all properties with defective sidewalks. The form will also be used for sidewalks discussed in item "b" above.
- d. When a defective sidewalk is identified the designated representative shall mark the defective area with orange paint; photograph the area; complete the inspection form, and advise the Director of Public Works. Based upon his assessment of the defective sidewalk, he may mark or blockade the area with cones or barricades.
- e. The Public Works crew shall make any temporary repairs to the defective sidewalk considered necessary to improve pedestrian traffic until more permanent repairs are made. Repairs normally consist of fill with cold mix asphalt to ramp or fill defective areas for a temporary period of approximately 30 days.
- f. The City of Bishop assist with the work provided the property owner starts work immediately and voluntarily to remove and replace the defective sidewalk. The City's assistance will normally include saw cutting concrete and pavement, removal of materials, and importation of base, if required, and asphalt patching. The owner is responsible for form work and concrete construction.
- g. If the owner does not act immediately and voluntarily to repair the defective sidewalk, the City of Bishop shall provide legal notice to the property owner on the form shown as Exhibit "C" requiring the defective sidewalk to be fixed. The form shall be completed and mailed within a reasonable time after the inspection.
- h. The property owner shall notify the Public Works Department of the schedule for repairs. The repairs may be made by the property owner or a licensed contractor. Repairs shall be made to City standards within the time allotted on the notice.

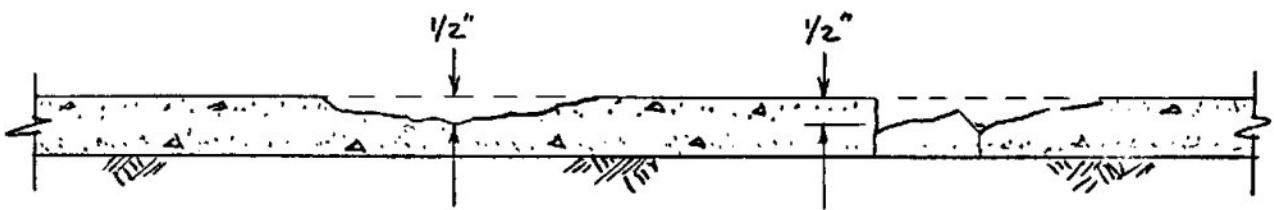
- i. If the repairs are not completed within the allotted time, the City of Bishop shall cause the work to be done. The cost of repairs plus 25% for administration will be assessed against the property. The process of notification, public hearing, etc. as required by the Government Code will be followed in levying the assessment.

# EXHIBIT "A" - C

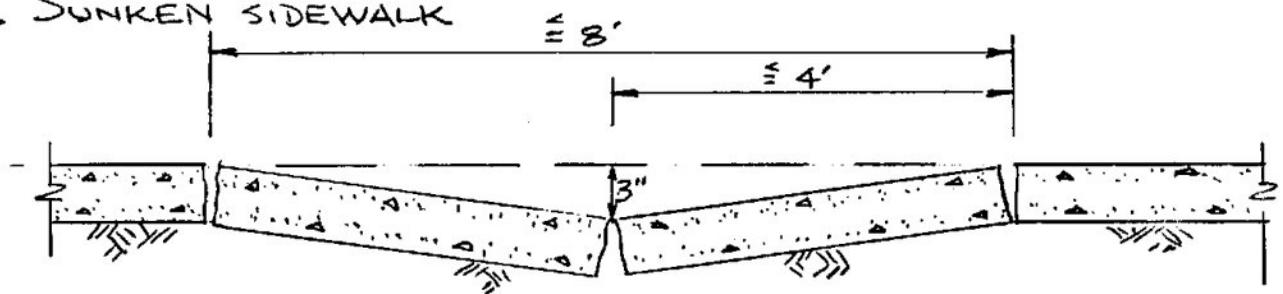
## I. SEPARATIONS IN SIDEWALK:



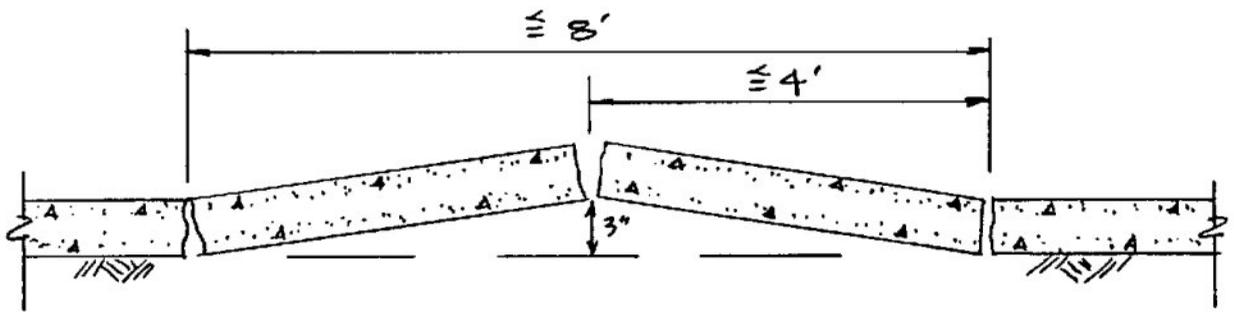
## II. SPALLING SURFACE & BROKEN SIDEWALK:



## III. SUNKEN SIDEWALK



## IV. RAISED SIDEWALK



# DEFECTIVE SIDEWALKS

CITY OF BISHOP  
FEB. 14, 1990

EXHIBIT "B"

CITY OF BISHOP

SIDEWALK INSPECTION FORM

LOCATION: \_\_\_\_\_

DESIGNATED REPRESENTATIVE: \_\_\_\_\_

PURPOSE:     \_\_\_ ROUTINE INSPECTION  
              \_\_\_ RESPONSE TO COMMENT BY \_\_\_\_\_

\_\_\_\_\_ on \_\_\_\_\_ who reported that \_\_\_\_\_

OBSERVATION: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ACTION TAKEN

DATE

\_\_\_\_\_ Photo shown on attached sheet \_\_\_\_\_

\_\_\_\_\_ Paint defective sidewalk areas \_\_\_\_\_

\_\_\_\_\_ Temporary repairs: \_\_\_\_\_

\_\_\_\_\_ Barricades \_\_\_\_\_

\_\_\_\_\_ Notice to Owner (copy attached) \_\_\_\_\_

\_\_\_\_\_ Repairs completed \_\_\_\_\_

\_\_\_\_\_ Other work and comment \_\_\_\_\_

\_\_\_\_\_ Photo of completed work on attached sheet \_\_\_\_\_

EXHIBIT "C"

NOTICE TO LANDOWNER TO REPAIR SIDEWALK

TO: \_\_\_\_\_ (Name and address of owner as shown on the latest County tax rolls).

You are hereby notified that the \_\_\_\_\_ (specify portion) of the sidewalk located at \_\_\_\_\_ (APN \_\_\_\_\_) is in a state of disrepair, and in such condition that it endangers persons and property and further interferes with the public convenience in the use of such sidewalk.

You are further notified that the following repairs to the above described portion of the sidewalk are required to be made \_\_\_\_\_

\_\_\_\_\_  
(specify work to be done, how it is to be done, and the materials to be used in making repairs).

You are further notified that if within \_\_\_\_\_ (two weeks) after you have been given this notice you have not commenced and are not proceeding with diligence and without interruption to complete such repairs, the undersigned will undertake such repair work. You are further notified that in the event the undersigned makes the repairs, the cost thereof shall be a lien upon your property described above.

This notice is given in accordance with the provisions of Section 5611 to 5614, inclusive of the Streets and Highways Code of the State of California.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

cc: Lessee (s)

City of Bishop  
Department of Public Services

**PUBLIC IMPROVEMENT REQUEST FORM  
SIDEWALK SAFETY PROGRAM**

\_\_\_\_\_  
Property Owner

\_\_\_\_\_  
APN No.

\_\_\_\_\_  
Address

\_\_\_\_\_  
Owner's Contractor

\_\_\_\_\_  
License No.

\_\_\_\_\_  
Owner's Signature

\_\_\_\_\_  
Date

The owner of the above property hereby requests City of Bishop assistance in replacing improvements listed below. City assistance includes sawcutting existing concrete and asphalt, removing materials, importing base and patching the asphalt street. Owner agrees to have improvements constructed to City standards. Improvements will be completed not later than thirty (30) days after date of NOTICE and two (2) days after removal of existing sidewalks.

Owner acknowledges notice that if City personnel detect a hazardous waste during their work, they are required to report same to the Inyo County Department of Environmental Services. Costs related to the hazardous waste will be charged to the property owner. Owner also acknowledges that tree root removal may affect trees and may require additional pruning, etc., to balance and maintain trees.

Scope of improvements:

\_\_\_\_\_ lineal feet of curb and gutter\*

\_\_\_\_\_ lineal feet of curb

\_\_\_\_\_ lineal feet of sidewalk \_\_\_\_\_ feet wide

\_\_\_\_\_ driveways

\*City agrees to reimburse Owner \$4/lineal foot.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

CALIFORNIA CODES STREETS AND HIGHWAYS CODE SECTION 5610-5618

5610. The owners of lots or portions of lots fronting on any portion of a public street or place when that street or place is improved or if and when the area between the property line of the adjacent property and the street line is maintained as a park or parking strip, shall maintain any sidewalk in such condition that the sidewalk will not endanger persons or property and maintain it in a condition which will not interfere with the public convenience in the use of those works or areas save and except as to those conditions created or maintained in, upon, along, or in connection with such sidewalk by any person other than the owner, under and by virtue of any permit or right granted to him by law or by the city authorities in charge thereof, and such persons shall be under a like duty in relation thereto.

CONCRETE CONTRACTORS

Craig Chudy Concrete  
119 Sequoia - White Mtn Estates  
760/873-5955  
Craig Chudy

Truhls Concrete  
751 Brockman  
760/873-8861  
Rick Truhls

Yeager Concrete, Inc.  
760/873-7718  
235 Wildrose  
Steve Yeager

Milici Concrete  
635 Houston Dr., Mill Creek  
760/387-2002  
Kenny Milici

Inyo Mono Concrete  
1720 Valley View  
760/873-6529  
Bill Yeager