

A BILL TO CREATE A RESOLUTION ENTITLED:

"A RESOLUTION OF THE CITY OF CENTRALIA, MISSOURI, AMENDING RESOLUTION NO. R-89-6 AND ADOPTING AN AMENDED POLICY CONCERNING THE INSTALLATION AND MAINTENANCE OF CURB AND GUTTER, CONCERNING THE PAVING AND MAINTENANCE OF DRIVEWAY ENTRANCES, AND CONCERNING THE WIDENING OF PUBLIC STREETS."

WHEREAS, citizens of Centralia, Missouri desire from time to time to install curb and gutter along the sides of streets and alleys which border their properties; and

WHEREAS, citizens of Centralia, Missouri, desire from time to time to improve the access to their properties by paving the driveway entrances between the property lines and the paved surface of adjacent streets and alleys; and

WHEREAS, the City Centralia, Missouri, has established a policy regarding the installation and maintenance of such curb and gutter, and regarding the paving and maintenance of driveway entrances, and desires to clarify its policy for widening streets or paving areas between existing curb and gutter or sidewalks and the adjacent streets.

NOW, THEREFORE, BE IT RESOLVED that the Board of Aldermen of the City of Centralia, Missouri hereby amends Centralia Policy No. 6 as originally adopted by Resolution No. R-89-6 and adopts a new and revised formal written policy concerning the installation and maintenance of curbs and gutters, and paving and maintenance of driveway entrances, and widening of public streets:

CENTRALIA POLICY

NO. 6 (Amended Aug. 7, 1995)

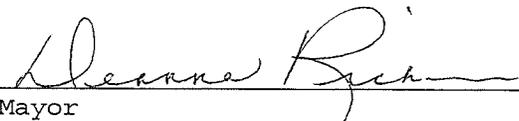
INSTALLATION AND MAINTENANCE OF CURB AND GUTTER, PAVING AND  
MAINTENANCE OF DRIVEWAY ENTRANCES, AND WIDENING OF PUBLIC STREETS

1. No curb and gutter shall be installed within the rights-of-way of public streets and alleys except with the permission of the City. Such construction shall be according to standards set or approved by the City. The grade for such construction shall be set by the City or shall be according to plans prepared by a licensed engineer and approved by the City.
2. A driveway entrance shall be defined as that portion of a driveway laying between the paved surface of a street or alley and the property line of the adjacent property. No driveway entrance shall be paved except with the permission of the City. Driveway entrances shall be paved with either permanent portland concrete, or asphalt concrete. Such paving shall be according to standards set or approved by the City and, in general, shall be the same as those set for the adjacent street and/or sidewalks. Provision shall be made in the design of the driveway paving to accommodate proper stormwater drainage.
3. In the first instance of construction or paving, the adjacent property owner shall be responsible for the installation of curb and gutter or paving of driveway entrances when such improvements are within the right-of-way of a public street or alley. If performed by the City, work shall be billed to the adjacent property owner in accordance with City policy,
4. Following the first installation of such improvements and following inspection and approval by the City, the City shall provide maintenance and repair of the curb and gutter and may provide maintenance and repair of driveway entrances when required and to the extent allowed by financial and manpower resources. "Maintenance and repair" may include partial or complete replacement of the improvements, if the City finds such replacement to be the most desirable action.
5. The City shall not be responsible for maintenance and repair of curb and gutter and/or driveway entrances if such improvements were not installed according to City standards in effect at the time of construction or paving. Such maintenance and repair shall be done by or at the expense of

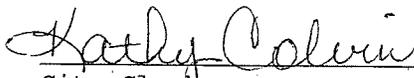
the adjacent property owner, unless the Board of Aldermen specifically finds such work to be in the City's interest in any particular instance.

6. City responsibility for maintenance and repair of curb and gutter and/or driveway entrances shall not extend to occasions when such improvements are being relocated solely at the discretion of the adjacent property owner.
7. The City, in its sole determination, may elect to install curb and gutter, widen streets, and make similar improvements within the public rights-of-way and assume full or partial financial responsibility for such improvements whenever the City deems such improvements to have a significant benefit to the City as a whole. Examples of such occasions include installation incidental to stormsewer construction or installation along main arterial streets. Such special occasions shall not be deemed as a negation of the more general policy set forth in this resolution.
8. As time and budget resources permit, the City shall widen existing paved streets so that the pavement connects to curb and gutter installed by adjacent property owners or the City. The City may agree in advance to such paving in instances where it wishes to encourage the voluntary installation of curb and gutter by an adjacent property owner. In certain instances the City may elect to widen a street by paving to the edge of a sidewalk if it believes that a curb and gutter cannot or should not be constructed.
9. Where a sidewalk, bike path, or other separate paved trafficway exists or is planned for installation, the City shall discourage a continuous pavement from the street to the property line, except at a driveway entrance or where needed to access required off-street parking places. Such entrance or parking access shall be of the minimum practical width; and along the remainder of the street the sidewalk, bike path, or other separate trafficway shall be protected by a curb and gutter. The City may elect not to require such curb and gutter in situations where a short, isolated segment might, in the City's consideration, become a traffic hazard in itself. In the absence of a protective curb and gutter, the City may choose to delay widening of the street pavement.
10. Henceforth, it shall be deemed undesirable to overlay asphalt paving over an existing concrete sidewalk. Such overlay shall not be permitted in a public right-of-way without the permission of the City. The City deems it preferable that sidewalks be materially delineated from other paved surfaces wherever practical.

PASSED this 7<sup>th</sup> day of August, 1995.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk