

**AN ORDINANCE AMENDING CHAPTER 26 OF THE CODE OF THE CITY OF PEORIA
PERTAINING TO THE AMENDING OF SIDEWALK DEFINITIONS**

WHEREAS, the City Council is a home rule unit of government pursuant to Article VII, Section 6 of the Constitution of the State of Illinois 1970, and may exercise any power and perform any function pertaining to its government and affairs; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
PEORIA, ILLINOIS, as follows:**

Section 1. Chapter 26 (Streets, Sidewalks and Other Public Places) of the Code of the of the City of Peoria is hereby amended by deleting the stricken language and adding the underlined language as follows:

Chapter 26 - Streets, Sidewalks and Other Public Places

Article VII. - Sidewalks, Driveways and Other Rights-Of-Way

Division 2. - Sidewalks

Sec. 26-246. - Permit to construct—Required.

No person shall build, rebuild, remove, repair or in any manner disturb any sidewalk without first having obtained a permit from the director of public works specifying the work to be done. Any violation of the terms of such permit shall render the same null and void.

(Code 1957, § 36-83)

Cross reference— Licenses and miscellaneous business regulations, [ch. 18](#).

Sec. 26-247. - Same—Prerequisites to issuance.

- (a) No person shall build, construct, or lay down a sidewalk unless he shall first have made application for a permit therefor, and shall have complied with the following regulations:
- ~~(b)~~ 1) Such applicant shall file with the director of public works a bond, with sureties to be approved by the corporation counsel, in the sum of \$10,000.00, for the purpose of indemnifying the city against any damages on account of accidents during the construction of any sidewalk laid by the applicant, or from faulty construction for a period of one year from and after completion thereof.
 - ~~(c)~~ 2) If the applicant is a licensed sidewalk and driveway contractor no additional bond shall be required.
 - ~~(d)~~ 3) An isolated sidewalk repair of 50 square feet or less in area may be made by the owner of the abutting premises without a permit.

(Code 1957, § 36-84)

Sec. 26-248. - Sidewalk fees.

- (a) The permit fee required for a permit under this division shall be \$25.00, to cover three standard procedural inspections of a sidewalk up to a length of 70 feet. If the sidewalk is over this length, a fee of \$0.35 for each additional foot of length will be required for a permit. In case of a combined residential sidewalk and driveway constructed at the same time, there shall only be one fee of \$40.00 for each property. In such case, the fee for the driveway permit will be waived.
- (b) A public works designee must inspect form lines and subgrade prior to any sidewalk placement on the public way. Reinspection, in addition to the three standard procedural inspections provided for in this article, caused by work which is found on inspection to be in violation of the ordinances of the city or caused by a request for inspection before completion of the required work, shall be made at an inspection fee of \$25.00 for each such inspection.

(Code 1957, § 36-85; Ord. No. 15429, § 1, 2-4-03)

Sec. 26-249. - Plans and specifications.

No permit shall be issued for any work to be done in and about the construction of sidewalks until plans and specifications therefor have been submitted to and approved by the director of public works.

(Code 1957, § 36-86)

Sec. 26-250. - Standards of construction.

- (a) All sidewalks constructed in the city shall have an incline toward the gutter of the street of no greater than one inch in four feet. All sidewalks shall be laid beginning one foot in front of the lot line, with the width measured toward the center of the street, ~~and no~~ No sidewalks shall be less than five feet in width and shall provide a two feet width buffer area between the curb and sidewalk; provided, however, ~~in case the adjoining sidewalk is of a different width, necessitating the new sidewalk to conform to the width and line of the existing sidewalk, the new sidewalk shall conform. in cases where a less than two feet wide buffer area is provided, the sidewalk shall be six feet in width.~~
- (b) Sidewalks surfaces must be stable, firm, even, and slip-resistant. Sidewalks shall have no steps, dips, steep inclines, and the back line of the walk shall follow a continuous line and grade except in reconstruction projects when a dip or incline is the only means of allowing drainage from the sidewalk. ADA guidelines will dictate maximum allowable slope wherever possible.
- (c) Portland cement concrete sidewalks shall have a brush finish, and shall be constructed in accordance with the applicable standards of the state standards for bridge and road construction. Any alternative sidewalk treatments shall require review and approval of the director of public works to ensure that they comply with (a) and (b) above.
- (d) Portland cement concrete sidewalks shall be four inches in thickness in residential areas, six inches in thickness in the sidewalk portion of the driveways and of greater thickness in commercial areas when required by traffic loads. Alternative sidewalk treatments shall meet specifications outlined by the director of public works to ensure that they have the capacity to handle traffic loads.
- (e) Failure to perform work which meets the requirements of this section or the city construction specifications shall be an offense, and the city may in addition refuse to issue

any further construction permits to the offender until all requirements and specifications are met.

- (f) Brick sidewalks in local historic districts shall be replaced with brick other than the ramps leading up from the street and a 15-foot transition area.

(Code 1957, § 36-87; Ord. No. 14306, § 1, 6-10-97; [Ord. No. 17643](#), § 1, 12-11-18)

Sec. 26-251. - Sidewalk snow removal policy.

All commercial property owners must remove snow within 24 hours after the snow stops falling, when accumulations are less than six inches, and within 36 hours after six or more inches of snow accumulates as measured by the National Weather Service. If another snow event occurs, the clock will be reset to the end of the most recent snowfall.

Snow must be removed from the sidewalk to a minimum of four feet wide to accommodate wheelchairs, strollers, and adults with children in hand.

Noncompliance with this section could result in a civil penalty of \$50.00 for sidewalks less than 200 linear feet in length, or \$100.00 for sidewalks longer than 200 feet.

The city may remove the snow or ice on private property when the owner fails to comply within the designated time period, and charge the cost to the owner.

The areas listed below for snow removal include all corners of all intersections.

All commercial property owners are required to remove snow and ice from public sidewalks adjacent to their property, in accordance with the regulations stated in this section. Commercial property shall be defined as real estate used for retail or wholesale trade, hotel, restaurant, offices, clinics, warehouses, light manufacturing, and other such uses but not for residential purposes. This requirement also includes:

- (1) All public and private schools, hospitals, and churches;
- (2) CityLink is responsible for snow removal within a ten-foot radius around bus shelters and benches on marked primary snow routes.

Depositing snow and ice on public streets or sidewalks is prohibited. Such action may result in a fine of \$250.00.

(Ord. No. 17268, § 1, 10-13-15)

Sec. 26-252. - Exceptions.

Exceptions include:

- (a) Sidewalk accessible ramps at intersections on marked primary snow routes which are adjacent to commercial property, public and private schools, hospitals, and churches, are not included, but shall be the responsibility of the city.

- (b) If snow/ice is deposited on a sidewalk as a result of government action. An example would be curblin sidewalk adjacent to a driving lane that is narrow and there is no other place for the snowplows to deposit snow.
- (c) New sidewalk shall conform to existing adjoining sidewalks in width, except that the new sidewalk shall not be less than required in Sec. 26-250.

(Ord. No. 17268, § 1, 10-13-15)

Sec. 26-253. - Implementation and reporting.

Enforcement of sidewalk snow removal will be complaint driven.

(Ord. No. 17268, § 1, 10-13-15)

Secs. 26-254—26-265. - Reserved.

Section 2. This Ordinance shall be in full force and effect immediately after its passage.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS, this _____ day of _____, 2022.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel