

First reading: _____
Second reading: _____

ORDINANCE NO. 409

TOWN OF NEWPORT
Delaware

AN ORDINANCE ESTABLISHING THE MAINTENANCE OF THE SIDEWALKS IN THE TOWN OF NEWPORT

WHEREAS, the Commissioners of Newport desire to clearly establish the maintenance and responsibility of the sidewalks in the Town of Newport.

NOW, THEREFORE, BE IT ENACTED AND HEREBY ORDINATED by the Commissioners of Newport, that.

Section 1.

All owners or agents of owners with property abutting and fronting upon any street or alley within the corporate limits of the town are required to keep the public sidewalks immediately abutting their property in good order and repair. Each such owner shall be liable to the town for all losses to the town or recoveries from the town for damages to person or property of others caused by his failure or that of his agents to repair and keep in good order and reasonably safe condition all such sidewalks abutting and fronting his property upon any street or alley within the corporate limits of the town.

The town may, at it's discretion, through the Town Manager and/or Building Inspector, notify such owner that repairs are necessary to put such sidewalk in good order and such owner shall, within sixty (60) days after such notification, complete such repairs, as specified in such notice. If the person fails to make the required repairs, the town may repair same and the owner shall be liable to the town for the cost of repairs.

Failure of owner to pay the cost after thirty (30) days can be a lien on the property while accruing interest each month at the rate of one and one half (1½) percent on the unpaid balance. After six months of non payment by the owner, the town may have the property placed in the hands of the New Castle County Sheriff for sale.

Section 2.

If any section, article, clause, or provision of this ordinance shall be held invalid, that invalidity shall not affect the remaining sections, articles, clauses, and provisions of this ordinance.

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Section 3.

This ordinance shall become effective immediately upon its adoption by the Commissioners of Newport.

Adopted this day 6 of NOV, 1986.

Mary Jane O'Brien
Town Clerk/Secretary

Deborah A. Barney
Mayor

William J. Ryan
Commissioner

Franklin B. Walker
Commissioner

Arthur J. Colicchio
Commissioner

Charles C. Jones
Commissioner

Approved as to form:

Town Solicitor