

CITY OF KENNEWICK
ORDINANCE NO. 5796

AN ORDINANCE RELATING TO MAINTENANCE OF SIDEWALKS,
DRIVEWAYS AND PROPERTY WITHIN PUBLIC RIGHT-OF-WAY AND
AMENDING SECTION 5.56.360 OF THE KENNEWICK MUNICIPAL CODE

THE CITY COUNCIL OF THE CITY OF KENNEWICK, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 5.56.360 of the Kennewick Municipal Code, be, and the same hereby is, amended to read as follows:

5.56.360: Maintenance of Sidewalks, Driveways and Property Within Public Right-of-Way.

- (1) It is the duty of all property owners to maintain and repair the sidewalk, planting strip, driveway, and property within the public right-of-way or easement fronting or adjoining their property, including alleys. No person, firm or corporation may allow a public sidewalk, planting strip, driveway or public right-of-way fronting or adjoining their property to become disrepaired, weed-infested or dangerous. If sufficient funds are available, the City will schedule and pay for sidewalk repairs of damages not caused by the property owner. Within 30 days of written notice from the Deputy Director of Public Works or City Code Enforcement, the sidewalk, planting strip, driveway, or public right-of-way fronting or adjoining the property must be repaired, replanted, maintained or reconstructed by the fronting owner in conformance with this Chapter. The area of responsibility by the property owner shall be from behind existing curb lines, edge of maintained asphalt pavement or edge of City maintained gravel shoulder, whichever is applicable. Exception shall exist only where a City maintained and irrigated landscape strips exist, or where an agreement between the City and the property owner indicate the maintenance of the property frontage is the responsibility of the City or when sufficient funds are available for the City to perform sidewalk repairs of damages not caused by the property owner.
- (2) No one may paint upon, deface or mark a public sidewalk or other publicly owned property without prior written permission of the City.
- (3) Each day any sidewalk, planting strip, driveway, and property within the right-of-way fronting or adjoining the property, including alleys, is permitted to remain in disrepair, after 30 days' notice, is a separate and distinct violation.

(Ord. 5796 Sec. 1, 2018; Ord. 5655 Sec. 21, 2016; Ord. 5203 Sec. 19, 2007; Ord. 2788 Sec. 1(part), 1983; Ord. 1295 Ch. VIII, Sec. 6, 1965)

Section 2. This ordinance shall be in full force and effect five days from and after its passage, approval and publication as required by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF KENNEWICK, WASHINGTON, this 4th day of December, 2018, and signed in authentication of its passage this 4th day of December, 2018.

Attest:

DON BRITAIN, Mayor

TERRI L. WRIGHT, City Clerk

ORDINANCE NO. 5796 filed and recorded
in the office of the City Clerk of the City of
Kennewick, Washington this 5th day of
December, 2018.

Approved as to Form:

LISA BEATON, City Attorney

TERRI L. WRIGHT, City Clerk

DATE OF PUBLICATION _____