

## Legislation Details (With Text)

**File #:** 21-377 **Name:**

**Type:** Presentation **Status:** Individual Item Ready

**File created:** 4/7/2021 **In control:** City Council

**On agenda:** 5/10/2021 **Final action:**

**Title:** Presentation, discussion, and possible direction to staff regarding maintenance of sidewalks.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
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**PRESENTER:**

Garry Ford, Jr., Assistant Public Works Director/City Engineer

**SUBJECT:**

Presentation, discussion, and possible direction to staff regarding maintenance of sidewalks.

**DEPARTMENT:** Public Works

**COUNCIL DISTRICTS IMPACTED:** Citywide

**BACKGROUND INFORMATION:**

Staff received questions during capital project development and right-of-way negotiations regarding the maintenance responsibility of sidewalks and shared-used paths constructed by the City of New Braunfels using local, state, or federal funds. Section 114-3 of the City of New Braunfels Code of Ordinances specifies that it shall be the duty and the obligation of all owners, occupants and users of real property upon which a sidewalk, driveway or other way is located and used by or which may be used by the public to keep and maintain such sidewalk, driveway or way in a safe condition for use.

Staff is considering amending the ordinance to specify that City will maintain sidewalks, driveways, or other pedestrian facilities in City right-of-way if they are initially constructed using city, state, or federal funds since 2013.

**ISSUE:**

Maintenance responsibility of sidewalks, driveways, or other pedestrian facilities if initially constructed using city, state, or federal funds.

**FISCAL IMPACT:**

Additional funds will be required.

**RECOMMENDATION:**

Recommendation will be determined by discussion and possible staff direction.