

ORDINANCE NO. 186

AN ORDINANCE AMENDING SECTIONS 9, 10, 11 AND 12, OF ORDINANCE NO. 73 OF THE CITY OF BROOKINGS ADDING FURTHER ADDITIONAL SECTIONS, AND DECLARING AN EMERGENCY.

THE CITY OF BROOKINGS ORDAINS AS FOLLOWS:

Section 1: Sections 9 through 12 of Ordinance No. 73, adopted by the Council and approved by the Mayor on May 24, 1955, are hereby amended to read so as to read as follows:

"Section 9 Material Specifications

All sidewalks, curbs and curbs and gutters shall be constructed of Concrete, with the following minimum characteristics:

- One part Portland Cement
- Three parts sand
- Four parts gravel
- Five sack transit or ready mix; 2500 pound test mix

Section 10 Minimum Width of Sidewalks

The minimum width of any sidewalk hereinafter built or constructed shall be Five (5) feet, except as the following states or as the Mayor and the City Council shall deem important and proper, now or hereafter:

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Width</u>
Chetco Ave. (Southerly Side)	Alder Street	Easy Street	8'
Chetco Ave.	Oak Street	Arnold Lane	8'
Oak Street (Westerly side)	Chetco Ave.	Pacific Ave.	8'
Easy Street (Southerly Side)	Fern Avenue	Pioneer Road	8'
Easy Street (Northerly Side)	Fern Avenue	Pioneer Road	6'
Fern Avenue (Easterly Side)	Chetco Ave.	Easy Street	8'
Center Street	Chetco Ave.	Railroad Street	6'
Spruce Street	Center Street	Wharf Street	6'

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Width</u>
Wharf Street	Spruce Street	Chetco Avenue	6'
Pacific Avenue (Both Sides)	Fern Street	Pioneer Road	8'
Azalea Park Rd. (Southerly Side)	Oak Street	Old Co. Road	6'

Section 11 Sub-grade Preparation for Sidewalks

(a) The foundation of all sidewalks and curbs and gutters shall consist of thoroughly tamped earth brought to the proper grade to receive the construction it is intended to support. Should any filling be required it shall be of such a character and so placed and settled that it will not practically settle after construction shall be built on it. The top of the sub-grade shall extend six inches on either side of the sidewalk. The sub-grade shall be thoroughly wetted before the concrete is placed upon it.

(b) All sidewalks and curbs, curbs and gutters shall be built within forms of such size and character to support the concrete being formed.

Section 12 Sidewalk Construction Minimums; Curb Construction Minimums.

(a) The minimum finished thickness of any sidewalk shall be 3-5/8 inches in all areas where normal pedestrian foot travel is in evidence. In commercial areas where heavy hand truck or power operated fork lifts are used, the minimum finished thickness of the sidewalk shall be 5-5/8 inches; the minimum finished thickness of the sidewalk at all driveway approaches and the minimum thickness of all driveway approaches between the curb line and the right of way line shall be 5-5/8 inches.

(b) All sidewalks shall be laid with a fall toward the

curb of one-quarter inch per foot and shall meet the curb flush with the top thereof at all street intersections, if possible and practicable.

(c) The minimum radius of curvature for all curb returns at street intersection shall be ten feet.

(d) The minimum curb dimensions are as follows:

Top of curb	six inches
Base of curb	eight inches
Height of curb	sixteen inches, plus
* Curb exposure, face	six inches
(See figure 1 for standard curb section)	

* Adequate allowances must be made for the addition of up to two inches of either asphaltic concrete or concrete overlay upon the street, if permanent paving has not yet been installed.

(e) For a curb and gutter section, the portion of curb above the street surface is to be the same as for a curb as above stated. The gutter slab is to be twenty-four inches in width, measured from the back of the curb to the face of the slab. The gutter slab shall be six inches minimum in thickness and at all times not less than the thickness of the pavement, should the pavement thickness exceed six inches.

(f) Approximately a two inch radius should be used between the slab section of the gutter and the curb section to provide for ease in cleaning.

(See figure 2 for standard curb and gutter section)

(g) The gutter slab shall fall towards the curb with a slope of one inch in twelve inches.

(h) The figures 1 and 2 above referred to are reproduced and attached to this Ordinance as "Exhibit A", and hereby made a part of this Ordinance as though set out in full and at length herein.

Section 13 Miscellaneous Data; Finishing; Expansion Joints.

(a) All sidewalks shall be divided into blocks not to

exceed five feet by ten feet in length; each joint shall be cut entirely through the walkway and all cuts shall be smoothly rounded and the surface of the slab shall be broom finished.

(b) Expansion joints shall be placed along the sidewalk at intervals not to exceed thirty-five feet; the joints shall be made by means of a prepared bituminous felt material one-fourth inch thick, the top of the felt shall be flush with the surface and with the edges of the sidewalk.

(c) Expansion joints shall be provided for at fifteen foot intervals for curbs and curb and gutter sections; the expansion joint shall be made by means of a three-sixteenths of an inch premolded expansion material of paper (expansion) or bituminous felt material. Slip dowels in curbs or curb and gutter sections will be required upon requirements of the engineer in charge for the City.

(d) Sidewalks shall receive a curing period of a minimum of seventy-two hours, during which time the concrete shall be protected against premature curing with burlap mats, frequently sprinkled with water, sawdust frequently sprinkled with water or by other methods approved by the engineer in charge for the City.

(e) No sidewalks, curbs or curbs and gutters shall be constructed when the air temperature is below thirty-five degrees fahrenheit.

(f) All sidewalk, curb and curb and gutter work areas shall be adequately barricaded to prevent personal injury to persons or property.

(g) The City reserves the right to take samples of any sidewalk, curb or curb and gutter for the purpose of

examination and testing; the City may remove any section for the purposes above stated not to exceed one block removed for each one hundred feet of walk or curb or curb and gutter. The contractor shall be responsible for the immediate replacement of such block or blocks removed within forty-eight hours. All removals by the City for testing and/or examination shall be made within three days after the completion of any part thereof.

Section 14 Reservation of the City's Right to Change Specifications.

The City reserves the right, by motion of the Mayor and the City Council, to revise, change or require additions or alterations to any of the previously stated specifications, when in their judgment the health, safety and welfare of the community warrant such actions.

Section 15. New Commercial Building Required Sidewalks.

When any new commercial buildings are erected or an existing commercial building is enlarged, remodeled or altered at a cost of more than 50% of its fair market value, at a location where there is a curb in the street facing the property on which the commercial building is erected or altered the sidewalk must also be installed across the property as a part of the construction, and the building permit shall be so conditioned.

Section 16. Violations.

The violation of any section of this ordinance shall constitute a separate offense, and the violations of any section of this ordinance shall be cumulative. Each and every day whereon any of the sections of this ordinance shall be violated by any person shall constitute a separate offense.

Section 17. Penalty.

Any person found guilty of a violation of this ordinance shall, for each and every violation hereof, be punished by a fine of not more than \$100.00, or by imprisonment in the city jail for not more than seven days, or by both such fine and imprisonment.

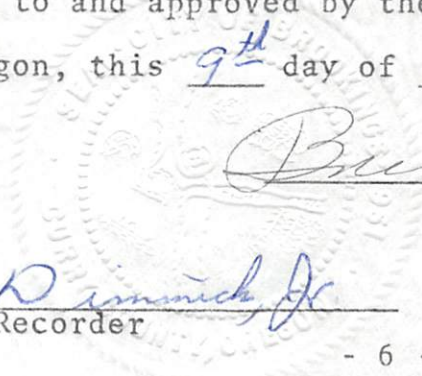
Section 18. Saving Clause.

If any section, sentence, clause or word of this ordinance shall be held to be invalid or unconstitutional, the invalidity or unconstitutionality of such section, sentence, clause or word shall not affect the validity or the constitutionality of any other portion of this ordinance, it being the intent of the council of the city of Brookings, Oregon, to provide for the enforcement of the remainder of this ordinance, notwithstanding such part so declared invalid or unconstitutional, or should or may so be declared.

Section 19. WHEREAS, there are no adequate and sufficient regulations and specifications for the installations of sidewalks, an emergency is hereby declared to exist in the interest of the public peace, health and safety of the City of Brookings and the inhabitants thereof and this Ordinance may be introduced and placed on final passage at any one meeting of the Council and shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

ADOPTED by the Council of the City of Brookings, Oregon, this 9th day of August, 1966.

SUBMITTED to and approved by the Mayor of the City of Brookings, Oregon, this 9th day of August, 1966.


Bruce J. Maxey
Mayor

ATTEST:

Robert O. D. Dimmick, Jr.
City Recorder