

**ORDINANCE AMENDING ORDINANCE NUMBER 1595 CONCERNING THE  
AMOUNT OF REIMBURSEMENT FOR REPAIRS /REPLACEMENT OF EXISTING  
SIDEWALKS BY ADDING SECTIONS 4 AND 5**

Whereas the Village of Pemberville, Ohio wishes to increase the Village's reimbursement to residents for sidewalk repairs and/or replacements, and

Whereas the Village wishes to amend its current reimbursement Ordinance known as Village of Pemberville Ordinance 1595 which currently reads as follows:

SECTION 1: All property owners who repair or replace Village sidewalks in whole or in part, in the Village of Pemberville, that meet the specifications set by the Village of Pemberville and which are approved by the Village of Pemberville, shall be entitled to a 50% cost reimbursement based on the average cost per square foot including labor. The average cost per square foot will be determined on an annual basis by the Village. The following steps must be followed:

- A. Application for a sidewalk construction permit has been obtained, completed, and submitted to the Village office.
- B. The work has been approved by the Village of Pemberville Zoning Inspector and/or Streets Department and the Mayor has signed the permit.
- C. The quoted dollar/bid amount of the work to be done has been preapproved by the Village.

SECTION 2: All property owners shall be entitled to a reimbursement from the Village of Pemberville for sidewalks leveled by the process of "MUD JACKING" done by professional means to the satisfaction of the Village of Pemberville, shall be up to 50% of the leveling cost.

SECTION 3: Flagstone buyback program - The homeowner has first right to the flagstone sidewalk material. If there is a desire to sell such material, the Village will offer up to \$50 for each section based on its current area of coverage.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF PEMBERVILLE That Ordinance Number 1595 passed on June 2, 2020, is hereby amended, to read as follows:

SECTION 1: All property owners who repair or replace Village sidewalks in whole or in part, in the Village of Pemberville, that meet the specifications set by the Village of Pemberville and which are approved by the Village of Pemberville, shall be entitled to a 50% cost reimbursement based on the average cost per square foot including labor. The average cost per square foot will be determined on an annual basis by the Village. The following steps must be followed:

- A. Application for a sidewalk construction permit has been obtained, completed, and submitted to the Village office.
- B. The work has been approved by the Village of Pemberville Zoning Inspector and/or Streets Department and the Mayor has signed the permit.
- C. The quoted dollar/bid amount of the work to be done has been preapproved by the Village.

SECTION 2: All property owners shall be entitled to a reimbursement from the Village of Pemberville for sidewalks leveled by the process of "MUD JACKING" done by professional means to the satisfaction of the Village of Pemberville. The reimbursement granted shall not exceed 50% of the leveling of the concerned sidewalks, with the reimbursement amount being determined by Village Council.

SECTION 3: Flagstone buyback program - The homeowner has first right to the flagstone sidewalk material. If there is a desire to sell such material, the Village will offer up to \$50 for each section based on its current area of coverage.

SECTION 4: The Village of Pemberville will pay the replacement cost in whole for any section or sections of sidewalk, curb, driveway apron, or driveway that have been affected and or damaged during Village utility work activities or from the growth of Village planted street trees after the tree has been removed. This coverage is 100% of the needed replacement cost based on the Villages determination.

SECTION 5: When a sidewalk has been previously altered to accommodate a healthy tree, such as curving the sidewalk around the tree, once the tree has been removed, the Village will replace those altered sidewalk sections at 100% of the cost of replacement based on the Villages determination.

This Ordinance does not provide or include set amounts for new sidewalk installations where sidewalks have not existed in the past.

The Village retains the right to refuse any reimbursement request if the approval processes and permit requirements have not been followed.

This Ordinance shall take effect at the earliest date prescribed by law.

Passed: April 18, 2023

Carol Bailey  
Mayor

Attest:

Sarah C. Dyer  
Fiscal Officer