Legislation Details (With Text)

File #:	2015-1385 **Version:** 1		
Type:	Ordinance	**Status:**	Passed Finally
File created:	3/6/2015	**In control:**	Committee on Public Works
On agenda:	3/10/2015	**Final action:**	3/17/2015
Enactment date:	3/17/2015	**Enactment #:**	10
Effective date:	3/18/2015		
Title:	Ordinance amending the City Code, Title Four: - Public Places and Property, Article I: Streets and Sidewalks, Chapter 417: Pavement Protection, Section 417.02: Sidewalk and Curb Maintenance by making various changes in 417.02 (a).		
Sponsors:	Darlene M. Harris		
Indexes:	PGH. CODE ORDINANCES TITLE 04 - PUBLIC PLACES		
Code sections:			
Attachments:			

Date	Ver.	Action By	Action	Result
3/18/2015	1	Mayor	Signed by the Mayor	
3/17/2015	1	City Council	Passed Finally	Pass
3/10/2015	1	City Council	Waived under Rule 8	Pass
3/10/2015	1	City Council	Read and referred	

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Ordinance amending the City Code, Title Four: - Public Places and Property, Article I: Streets and Sidewalks, Chapter 417: Pavement Protection, Section 417.02: Sidewalk and Curb Maintenance by making various changes in 417.02 (a).

Be it resolved that the Council of the City of Pittsburgh enacts as follows:

Section 1. The City Code is hereby amended at Title Four: Public Places and Property, Article I: Streets and Sidewalks, Chapter 417: Pavement Protection, Section 417.02: Sidewalk and Curb Maintenance by making various changes in section at 417.02 (a), City Tree Root Sidewalk Damage Claims and Compensation.

§ 417.02 SIDEWALK AND CURB MAINTENANCE.

It shall be the duty of all owners of property abutting or adjoining streets to maintain all sidewalk pavements and curbing in proper and safe condition.

417.02 (A) City Tree Root Sidewalk Damage Claims and Compensation

(1) In the event that a tree that has been installed by the city and/or the installation has been otherwise been sanctioned by the city, and should cause causes damage to the side walk and/or curb, the abutting property

owner may file a claim for damages with the city's Department of Law **in accordance with Department of Law procedures.**

(2) Upon verification of the claim, the City Solicitor shall provide compensation to the abutting property owner(s) ~~**not to exceed**~~ Eight Dollars ($8.00) per sq. foot.

(a) Compensation for claims provided by this ordinance is not retroactive to claims received by the Law Department prior to the effective date of the ordinance. The effective date of this amendment is January 1, 2015.

(3) Every four (4) years, beginning on January 1, 2015, the City Solicitor shall, ~~**every four years,**~~ adjust the amount of compensation provided for sidewalk damage claims based upon the United States Department of Labor's, Bureau of Labor Statistics, Consumer Price Index ("CPI") for Pittsburgh. The percentage of increase/decrease in the Pittsburgh CPI shall be the percent of the increase/decrease in compensation provided.

(4) The City Solicitor shall provide notice to the ~~**Council**~~ **City Clerk** of any adjustment made to the amount provided for sidewalk damage claims. **The City Clerk shall present said communication from the City Solicitor to the Council to be read, received and filed.**

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