

*Amended by Ord. 2912
2962
3023
3159
3231
Dec. 8 Rep. by 3462*

AN ORDINANCE RELATING TO DRIVEWAYS; PROVIDING PENALTY FOR VIOLATION; REPEALING ORDINANCE NO. 1516 AS TO ALL DRIVEWAYS CONSTRUCTED AFTER EFFECTIVE DATE OF THIS ORDINANCE.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: As used in this ordinance:

- (a) "Service driveways" shall mean and include any driveway constructed, installed, maintained in or over any portion of the public streets for the purpose of ingress and egress of vehicles from the street to the property abutting the street,
- (b) "Private driveway" shall mean a driveway to serve residential premises,
- (c) "Frontage" shall mean the boundary of private property abutting upon a street line, and
- (d) "Person" shall mean and include person, persons, firm or corporation, and the singular shall include the plural.

Section 2: It shall be unlawful for any person to construct or install any service driveway across any sidewalk, parking strip, curb or in or upon any part of any street without first obtaining a permit from the City Engineer. Any person desiring to construct or install a service driveway shall make application in writing to the City Engineer, and such application shall state the location of the proposed service driveway, description of the property to be served by such driveway, the kind or nature of business, if any, conducted upon such premises, and the kind of material proposed to be used for the construction of such driveway, the width of the proposed driveway and such other data and information as the City Engineer may require before issuance of a permit. For such permit, the applicant therefor shall pay a fee of \$1.50 for each private driveway and \$3.00 for all other driveways to the City Engineer, which shall, by the Engineer, be paid over to the City Recorder for the account of the general fund of the city.

Section 3:

- (a) A private driveway for single family dwelling unit shall not exceed the following maximum widths, to-wit:

PROPERTY FRONTAGE

Less than 16 feet
Over 16 to 30 feet

Over 30 to 50 feet

Over 50 to 75 feet
Over 75 to 100 feet

MAXIMUM WIDTH
ONE DRIVEWAY

8 feet
8 feet or not more than 40%
of width
12 feet or not more than 40%
of width
22 feet
24 feet

- (b) All other service driveways shall not exceed the following maximum widths, to-wit:

PROPERTY FRONTAGE

Less than 16 feet
16 to 30 feet
30 to 50 feet
Over 50 to 75 feet
Over 75 feet not exceeding 100 feet

MAXIMUM WIDTH

One Driveway	Two Driveways
8 feet	
50% of width	
22 feet	
26 feet	18 feet
35 feet	A total of 60 feet with no one driveway exceeding 35 feet

Section 4:

- (a) That not less than 22 feet of straight curb must separate service driveways on premises under one ownership.
- (b) For any frontage under one ownership, in excess of 100 feet, each addition 100 feet or fraction thereof shall be considered as a separate frontage. Driveways may be apportioned over the entire frontage providing the limitations on maximum width of driveway and space separating driveways are observed.
- (c) The width of a service driveway shall be determined by measuring at the curb line and shall exclude the transitions, and the transitions shall conform to standards fixed by the City Engineer.
- (d) In case the service driveway is constructed or installed on a corner lot, such driveway shall not be built closer than two feet to the crosswalk at the curb line.

ORDINANCE NO. 2754 CONTINUED

Section 5: In the event that a person desires a service driveway of a greater width or at variance to the provisions of this Ordinance, he may apply for the same to the common council, setting forth in his application all information required by the City Engineer in applications for service driveway permits, and also setting forth the peculiar, exceptional, or extraordinary circumstances or conditions prompting the application for the variance. The Council may approve or reject the application, and if approved, such action shall be by resolution. Upon approval, the City Engineer shall issue the permit upon the payment of the required fee.

Section 6: The sidewalk across any service driveway shall not exceed .4 inch fall to the foot.

Section 7: All service driveways hereafter constructed shall be paved with a hard surface pavement from curb line to the outer edge of the sidewalk line.

Section 8: Any person violating any provisions of this ordinance shall be punished by a fine not exceeding \$500.00 or by imprisonment not exceeding 30 days or both such fine and imprisonment.

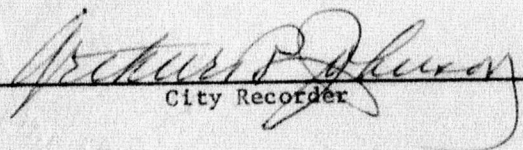
Section 9: That Ordinance No. 1516, passed by the Council June 12, 1940 and approved by the Mayor June 12, 1940, shall remain in full force and effect as to all driveways constructed from June 12, 1940 to the effective date of this ordinance; otherwise the said ordinance is hereby repealed.

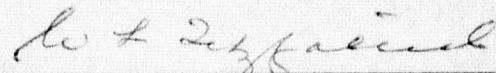
Passed by the Council: November 13, 1957

Approved by the Mayor: November 13, 1957

Effective Date: December 13, 1957

ATTEST:


City Recorder


Mayor