

AN ORDINANCE TO AMEND ORDINANCE NO. 2864 BY ADDITION OF SECTIONS THERETO MAKING IT UNLAWFUL TO MAKE IMPROVEMENTS ON PUBLIC PROPERTY UNLESS SAID IMPROVEMENTS ARE DESIGNED, INSPECTED AND THE ENGINEERING WORK DONE THEREON BY THE CITY OF ALBANY; PROVIDING FOR REMOVAL OF IMPROVEMENTS CONSTRUCTED IN VIOLATION OF THIS ORDINANCE AND ESTABLISHING MAINTENANCE OBLIGATIONS FOR THOSE PUBLIC IMPROVEMENTS THAT ARE NOT CONSTRUCTED ACCORDING TO STANDARDS ESTABLISHED BY THE CITY COUNCIL, AND PROVIDING A PENALTY FOR VIOLATION.

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

Section 1: Ordinance no. 2864 is amended by the addition of Section 15, to read as follows: "No construction of any improvement project described in this ordinance shall be undertaken by any individual, firm or corporation on public property within the City of Albany unless it is undertaken in accordance with Section 6 of this ordinance and such other sections of this ordinance as may apply. Removal of any improvement constructed in violation of this section may be undertaken by the City of Albany at the direction of the City Council. In such event, the removal shall be defined to be a public improvement and the procedure for accomplishing such removal shall be the prodecures included in this ordinance for the construction of other public improvements."

Section 2: Addition of Section 16 to Ordinance No. 2864 shall read as follows: "All public improvements constructed prior to the effective date of this amendment that were constructed according to standards that are not consistent with standards of construction as approved by the City Council, may be maintained by the City. The amount of maintenance for such improvements shall be entirely within the discretion of the City Council and nothing in this ordinance shall require the maintenance of such public improvements by the City."

Section 3: Addition of Section 17 to Ordinance No. 2864 shall read as follows: "Any person, firm or corporation biolating Section 15 of this ordinance shall upon conviction thereof be punished by a fine not to exceed Five Hundred Dollars (\$500.00). Each day of violation shall be considered a separate offense and the penalty herein provided shall be applicable to each separate offense."

Passed by the Council: June 22, 1966

Approved by the Mayor: June 22, 1966

Russell W. Triff
Mayor

Effective Date: July 22, 1966

ATTEST:

Ernest W. Deham
City Recorder