

ORDINANCE NO. 2650

AN ORDINANCE REQUIRING A PERMIT FOR THE CONSTRUCTION AND MAINTENANCE OF SERVICE DRIVEWAYS: PROVIDING A PENALTY FOR THE VIOLATION AND REPEALING ORDINANCE NO. 1516.

The People of the City of Albany do ordain as follows:

Section 1: Definition:

The term "Service Driveway" as used herein shall mean any driveway entering any street from a private property and intended for use by the public.

Section 2: Permit Fees:

No service driveway shall be constructed or maintained without first securing a permit. The person desiring a permit shall make application to the City Engineer. The City of Albany shall provide application forms. The applications shall show the type, length and location of the proposed service driveways and such other information the City Engineer desires.

The applicant shall pay, as fees, upon filing his application, the sum of \$1.25 for each ten feet of length or fraction thereof.

In case a service driveway is desired of greater length than herein provided, he may apply to the Council setting forth all information required by the City Engineer in addition to the peculiar, exceptional or extraordinary circumstances prompting application for greater length. The Council may approve or reject the application. If the same is approved, such action shall be by resolution. Upon approval the City Engineer shall issue the permit.

Section 3: Maximum Length:

The City Engineer shall limit the curb length of all driveways insofar as practicable, having due regard for the safety, interests and convenience of the public and the reasonable use of the property served. Where only one service driveway is requested for a single ownership, the maximum length which the City Engineer may approve is as follows:

<u>Frontage:</u>	<u>Length:</u>
Under 30 feet	50% of the frontage
30 to 50 feet	20 feet
50 to 75 feet	25 feet
over 75 feet	30 feet

In no event shall the service driveway extend beyond the property line or rights of the owner requesting the service driveway.

If more than one service driveway is desired on the same frontage, the maximum length of each driveway shall not exceed 25 feet. Not more than two 25 foot driveways shall be permitted on any given frontage.

If service driveways less than 25 feet are desired, three service driveways not exceeding 14 feet each may be permitted. Not less than 12 feet straight curb must separate all service driveways under one ownership.

On any frontage in excess of 100 feet each additional 100 feet or fraction thereon shall be considered as under separate ownership.

Section 4: Property Owner to Maintain Sidewalk:

No permit shall be granted until there is constructed a sidewalk, according to the specifications under direction of the City Engineer. Should the owner permit the driveway to become dangerous the Council may revoke any outstanding permit.

Section 5: Penalty:

Any person violating any of the provisions of this Ordinance, upon conviction in the Municipal Court, shall be punished by a fine not to exceed \$100.00 or by imprisonment not exceeding fifty days or by both such fine and imprisonment.

ORDINANCE NO. 2650 Continued

Section 6: Repealing Clause:

Ordinance No. 1516 and all ordinances or parts of Ordinances in conflict herewith are hereby specifically repealed.

Passed by the Council: April 25, 1956

Approved by the Mayor: April 25, 1956

ATTEST:


Recorder


Mayor