

**RESOLUTION NO: 23-09
OF THE CITY OF FRANKLIN, INDIANA
BOARD OF PUBLIC WORKS AND SAFETY**

**RESOLUTION TO ADOPT STANDARDS FOR RESIDENT'S CONSTRUCTION OF A
CONNECTING SIDEWALK WITHIN THE PUBLIC RIGHT-OF-WAY**

WHEREAS, the City of Franklin, Indiana, acting by and through its Board of Public Works and Safety is a government organization providing services to the citizens of Franklin, Indiana; and

WHEREAS, the Board of Public Works and Safety is charged with regulating public rights-of-way and promoting safe routes of travel for pedestrians; and

WHEREAS, the Board of Public Works and Safety through its authorized representative, City of Franklin City Engineer, sets standards for construction within the public right-of-way; and

WHEREAS, property owners of the City of Franklin are requesting the ability to construct, at their own cost and expense, sidewalk extensions from the property owner's private sidewalks leading to/from property owner's homes to continue from public sidewalks to the curb line or edge of street pavement; and

WHEREAS, the Department of Planning & Engineering of the City of Franklin reviews and issues permits for work within the public right-of-way; and

WHEREAS, a copy of the City of Franklin policy and standards for construction of connecting sidewalks within the public right-of-way is attached as Exhibit "A"; and

WHEREAS, the City of Franklin endeavors to comply with the requirements of the American's with Disabilities Act in an effort to enhance public safety for all users of the public rights-of-way;

NOW THEREFORE BE IT RESOLVED that in consideration of the foregoing, the Board of Public Works and Safety of the City of Franklin does hereby adopt the above aforementioned as findings of fact;

BE IT FURTHER RESOLVED that the Board of Public Works and Safety of the City of Franklin do adopt the policy document titled "Installation of Connecting Sidewalk within Public Right-of-Way" as described in the attached Exhibit "A";

IT IS FURTHER RESOLVED this Resolution shall be in full force and effect from and after the adoption of this resolution and that the Department of Planning & Engineering, on behalf of the Board of Public Works and Safety, is authorized to take all actions necessary to implement the policy document attached hereto as Exhibit "A".

INTRODUCED & APPROVED by the Board of Public Works and Safety of the City of Franklin, Johnson County, Indiana, this ____ day of October, 2023.

City of Franklin, Indiana, By its Board of Public Works and Safety:

Voting Affirmative:

Mayor Steve Barnett

Tina Gross, Member

Kenneth Austin, Member

Voting Opposed:

Mayor Steve Barnett

Tina Gross, Member

Kenneth Austin, Member

Attest:

Jayne Rhoades,
City Clerk-Treasurer

Prepared by:
Lynnette Gray, City Attorney

Exhibit A

Installation of Connecting Sidewalk within Public Right-of-Way

Installation of connecting sidewalk between the public sidewalk and the street or curb line within the public right-of-way by property owners requires compliance with construction standards as well as uniformity of materials such that quality of work product and consistency of appearance are maintained. This protects all property owners within neighborhoods.

Following are the requirements to obtain approval for this type of work:

1. A right-of-way permit to construct a connecting sidewalk within the public right-of-way is required. The applicant is responsible for paying the permit fee through the City of Franklin Citizen Services ePermitting Portal at [Home - ViewPoint Cloud \(opengov.com\)](https://home.viewpointcloud.com/opengov.com). A free account is required to make application. Permit fees are required, based on the scope of work proposed.
2. Insurance and bonds are required for work performed by a contractor. If work is self-performed by the property owner, proof of insurance shall be provided at limits acceptable to the City.
3. Connector sidewalks shall be concrete only.
4. Connector sidewalks shall be a minimum of 4 ft. wide and a maximum of 5 ft. wide.
5. Utility locates shall be called in a minimum of 48 hours prior to start of any excavation work.
6. 8 inches of soil shall be removed from the work area prior to constructing the sidewalk, and any soft soil remaining shall also be removed until firm subgrade is encountered.
7. The Planning & Engineering Department shall be contacted to inspect the excavation before any backfill material is placed.
8. Following approval of the excavation, at least 4 inches thickness of compacted #53 stone shall be placed as the base material for the sidewalk.
9. The edges of the sidewalk panels shall be formed such that cross-slope of the panels is no greater than 2%, and longitudinal slope is no greater than 5%. If slopes are exceeded, the sidewalk will be rejected and must be replaced at owner's cost.
10. At least 4 inches thickness of 4,000 psi concrete shall be formed, edged, and provided with a broomed finish. A tooled or sawed contraction joint shall be placed at no more than 5 ft. intervals along the walk.
11. Restoration of lawn areas outside the limits of the sidewalk shall be completed within 7 days following sidewalk construction using installation methods consistent with the original installation (i.e. sod, mulch seeding).
12. Maintenance, repair, and replacement of connecting sidewalk panels shall be the responsibility of the property owner in perpetuity.
13. Failure of a property owner to obtain the necessary right-of-way permit from the Planning & Engineering Department may result in fines as described in the Franklin Municipal Code.
14. Failure of a property owner to construct a connecting sidewalk in accordance with this policy document shall result in removal of the connecting sidewalk and replacement of the sidewalk in accordance with the standards set forth in this document, or restoration of the public right-of-way in accordance with City standards, all at property owner's expense.