

1 **A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF LEWES ESTABLISHING**
2 **A POLICY FOR THE PAYMENT OF SIDEWALK INSTALLATION AND**
3 **REPLACEMENT**

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6 **WHEREAS**, the City of Lewes Charter §35 states: “[t]he City Council shall have the
7 power to cause to be paved or repaved the sidewalks of said city or any part or portion thereof, to
8 cause to be repaired or relaid existing curbs or gutters, or both, or any part or portion thereof or
9 to cause to be laid, installed or constructed new curbs or gutters, or both, or any part or portion
10 thereof with such material or materials and of such width or size and subject to such
11 specifications as the City Council shall determine”; and

12 **WHEREAS**, sidewalks are used by the public in order to safely walk through the City of
13 Lewes; and

14 **WHEREAS**, sidewalks are commonly used property maintained for the benefit of the
15 whole community; and

16 **WHEREAS**, the City should assume the expense of installing and replacing sidewalks,
17 curbs and gutters; and

18 **NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council, in session
19 met, a quorum pertaining at all times thereto, that the policy of the City relating to payment for
20 sidewalk installation and replacement shall be as follows:

- 21 1) when the City replaces or installs sidewalks, curbs and/or gutters, the City shall incur
22 the expense of said installation or replacement; and
- 23 2) when a property owner or designee alters a sidewalk, curb or gutter, the property
24 owner is responsible for the cost thereof; and
- 25 3) in the case of new construction or building additions, the City may require that the
26 property owner pay for the costs of installing or replacing sidewalks, curbs or gutters.

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28 I, Timothy Ritzert, Secretary of the City Council of the City of Lewes, do hereby certify that
29 the foregoing is a true and correct copy of the resolution passed by the Mayor and City Council
30 at its regular meeting on July 10, 2023, at which a quorum was present and
31 voting throughout and the same is still in full force and effect.

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Secretary