

Town of West Greenwich

INCORPORATED 1741

MAILING ADDRESS
280 VICTORY HIGHWAY
WEST GREENWICH
RHODE ISLAND 02816

No. 58

O R D I N A N C E

TOWN OF WEST GREENWICH AN ORDINANCE RELATING TO CURB AND SIDEWALK OPENINGS

Section 1. No building permit shall be issued for construction of a residence or commercial building without issuance of a curb and sidewalk opening permit and without the posting of a performance bond to guarantee the installation of curb and sidewalk opening in conformance with subdivision regulations of the Town of West Greenwich, unless said such requirement is waived by the highway supervisor in writing where the requirement should not be applied. The performance bond is required to ensure that no damage is incurred to any road, curbing or sidewalk during construction of the driveway, sidewalk or curb opening.

Section 2. Written application for a permit required by this section shall be filed with the building inspector, setting forth the location of the proposed curb opening and driveway. Such application shall contain an agreement by the applicant to comply with all regulations set forth in the subdivision regulation of the town concerning curb openings and sidewalks and to hold the town harmless from any damage or loss sustained by the town on account of injuries or property damage suffered by persons using the street or sidewalks due to the existence of such opening or the failure of such application to comply with the regulation governing same.

Section 3. Each applicant for a permit under this section shall file a cash bond or certified check with the town treasurer, the amount of which shall not exceed fifteen hundred (\$1,500.00) dollars as determined by the highway supervisor. This bond shall be returned to the applicant upon faithful performance of the work required. The highway supervisor shall be responsible for accepting such work and certifying to the town treasurer that the work has been completed to standards.

Section 4. The applicant for a permit under this section shall have one year from receipt of the certificate to complete the required curb and sidewalk openings according to standards. Failure to complete the required work and to have the work accepted by the highway supervisor, shall result in default of the bond amount. The Town of West Greenwich shall then be entitled to perform the work or hire a contractor to perform the work and pay for such work with the bond or check posted.

Section 5. Any person aggrieved by this section may appeal to the town council the permit requirement or bond amount. The council shall review the appeal and determine to what extent it shall be enforced.

Section 6. This ordinance shall take effect upon passage.

Passed by the West Greenwich Town Council September 20, 1989.
Amendment passed by the West Greenwich Town Council March 13, 1991.