

**CITY OF LAKESIDE PARK, KENTUCKY  
ORDINANCE 1-2025**

**AN ORDINANCE OF THE CITY OF LAKESIDE PARK, KENTUCKY  
AMENDING SECTION 41 OF THE LAKESIDE PARK CODE OF  
ORDINANCES, PERTAINING TO SIDEWALKS.**

*WHEREAS*, the City of Lakeside Park has determined that clarification is necessary in Section 41 of the Lakeside Park Code of Ordinances regarding sidewalk maintenance and repair; and

*WHEREAS*, the City of Lakeside Park has a policy that if street reconstruction damages a sidewalk that the sidewalk will be repaired or replaced at no cost to the property owner; and

*WHEREAS*, the City Council for the City of Lakeside Park has determined that it is not equitable or fair to the property owner to be required to be held liable for damages not caused by the property owner's failure to maintain and keep in proper repair all portions of the property owner's sidewalk.

*NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAKESIDE PARK, KENTUCKY AS FOLLOWS:*

**SECTION I**

Section 41.100 of the Lakeside Park Code of Ordinances shall be amended as follows:

***§ 41.100 OWNER RESPONSIBLE FOR SIDEWALK REPAIR***

Every person owning real estate in the city is responsible for maintaining and keeping in proper repair all portions of the sidewalk which parallel and/or abut the street, and/or lie within the street right-of-way immediately in front of, along side of, or in the rear of the person's real estate.

Persons owning real estate in the city shall not be responsible for the cost of repairing or replacing the sidewalk or portions of a sidewalk damaged directly by street repair or reconstruction by the city or by other entities. The entity damaging or destroying such sidewalk or portion of sidewalk shall bear all responsibility for repair or replacement at the entity's expense.

**SECTION II**

Section 41.106 of the Lakeside Park Code of Ordinances shall be amended as follows:

***§ 41.106 INSPECTION OF WORK BY CITY***

The Code Enforcement Officer or his or her duly authorized agent shall inspect the premises prior to and during any repairs or replacement to insure that the work is being performed in accord with the specifications adopted by the city, including compaction of the subbase and the insertion of pins or pins to connect the new sidewalk portion with the existing sidewalk.

If the Code Enforcement Officer or his or her duly authorized agent, upon completion of repairs, find the work is unsatisfactory, or has not been performed in accordance with city specifications, if any, the owner shall be required to replace or repair the work according to specifications supplied by the city.

**SECTION III**

All Ordinances or parts of Ordinances in conflict herewith are, to the extent of such conflict, if any, hereby repealed.

**SECTION IV**

The provisions of this Ordinance are severable and the invalidity of any provision of this Ordinance shall not affect the validity of any other provisions hereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of that provision determined to be invalid.

**SECTION V**

This Ordinance shall be in full force and effect when passed, recorded, and published according to law. Said publication may be in summary form or by internet publication as allowed by law.

**FIRST READING: February 10, 2025**

**SECOND READING: March 10, 2025**

**APPROVED:**

  
\_\_\_\_\_  
**HON. PAUL MARKGRAF MAYOR**

**ATTEST:**

  
\_\_\_\_\_  
**TERESA BRUCK**  
**CITY CLERK/TREASURER**

**AYES:** 5

**NAYS:** 1

**PUBLISHED:** \_\_\_\_\_