

AN ORDINANCE AMENDING ARTICLE V OF CHAPTER 20
OF THE CODE OF ORDINANCES, CITY OF URBANA, ILLINOIS

WHEREAS, Article V of Chapter 20 entitled "Streets, sidewalks and Other Public Places" need certain clarification and correction; and

WHEREAS, said Article does not now contain specifications for driveway construction; and

WHEREAS, the Urbana City Council deems that such corrections, clarification and additions to Chapter 20 are in the City's best interest.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

That Article V of Chapter 20 entitled "Streets, Sidewalks, and Other Public Places", of the Code of Ordinances, City of Urbana, Illinois, be and the same is hereby amended as follows:

ARTICLE V. EXCAVATIONS, CURB CUTS AND DRIVEWAY CONSTRUCTION

DIVISION 1. GENERALLY

Sec. 20-59. Reserved.

Secs. 20-60--20-66. Reserved.

DIVISION 2. PERMIT

Sec. 20-67. Required.

(a) No person shall (a) make any excavation within the public right-of-way, or (b) cut any curbing for the purpose of a driveway entry, or (c) construct or reconstruct any driveway between the property line and the pavement without a written permit for such work. A permit shall not be required for any construction performed by the City of Urbana under contract with the City of Urbana.

(b) The location and design of all driveways require the review and permit approval of the Urbana city engineer.

Sec. 20-68. Application.

(a) Any person desiring to do any of the work described in Sec. 20-67 (a) shall first apply for a permit. The application shall state the nature of the work, the place where such work is proposed to be done and the manner in which such work is proposed to be constructed, together with a plan thereof, and shall be accompanied by the requisite fee. For the purpose of this section, a "significant brick sidewalk block" is a length of sidewalk located on one side of the public right-of-way from one intersecting right-of-way to another in which sixty percent (60%) or more of such sidewalk area is constructed of brick.

When an excavation is to be made in any portion of the public right-of-way constructed of brick, the permit shall provide for restoration of the public right-of-way to its original condition by replacement of any removed material with brick, provided, however, that in connection with sidewalks constructed of brick, any such replacement may be made as specified in Section 20-30 of this chapter if both of the following conditions are found to exist:

1. The particular section of sidewalk constructed of brick to be replaced is not located within a "significant brick sidewalk block", and

2. The owner of the property immediately adjacent to the section of sidewalk constructed of brick makes a request in writing to do so.

For the purpose of this section, a "significant brick sidewalk block" is a length of sidewalk located on one side of the public right-of-way from one intersecting right-of-way to another in which sixty percent (60%) or more of such sidewalk area is constructed of brick.

(b) Residential driveways require the review and approval of the city engineer.

(c) No person shall hereafter construct, build, establish or repair any driveway over, across or upon any public sidewalk or parkway in any B-1, B-2, B-3, B-4, R-6B or IN District without first obtaining a permit to do so from the city engineer, in accordance with the provisions of Chapter 20 of the City Code of Ordinances. Applications for such driveway construction shall be submitted as follows:

- (1) Two (2) copies of a site plan shall be filed with the city engineer for examination and subsequent approval. The site plan submitted shall be drawn on a scale of twenty (20) feet to the inch when the longest dimension of the tract is less than 500 hundred (500) feet and fifty (50) feet or less to the inch when the longest dimension of the tract is five hundred (500) feet or more. In unusual instances, the city engineer may allow a variation from these required scales. The city engineer shall retain one (1) copy of the site

plan and return one (1) copy of the plan to the petitioner upon approval or disapproval thereof. The site plan shall contain the following information:

- a. The north point, scale and date;
- b. The exact property lines of the property for which the driveway approval is requested, including existing street and right-of-way lines;
- c. Adjacent properties on the same frontage, and adjacent properties on the opposite frontage, indicating location of ingress and egress to such properties;
- d. Existing conditions within approximately eighty (80) feet of all property lines; width of pavement and right-of-way; storm water drainage facilities (the layout may be extended further outside the site area in order to show the relationship of the proposed work to the existing drainage facilities); existing street curb(s), sidewalk(s), shoulder(s) and ditches; location of utility poles, street lights, traffic signals, fire hydrants, and trees; location of underground utility mains and cables; right-of-way and property lines;
- e. Proposed conditions: geometries of driveway(s), street return radius, pavement widening and parking lot geometries; profile of driveway grades; lateral and longitudinal location of proposed sewers; site; material specifications, weight, gauge, type, class, etc. of proposed work;
- f. The exact location and dimensions of service drives;
- g. The names and addresses of the persons seeking approval of the driveway.

(2) Within ten (10) days after receiving the site plan, the city engineer shall approve or disapprove the location of the proposed driveway consistent with the requirements of Chapter 20 of the Urbana City Code. If the site plan is disapproved, the city engineer shall state his/her reasons in writing.

Sec. 20-69. Fee; exemption.

(a) The permit fee under this division shall be established by the city council.

(b) A fee is not required when an excavation is for a sewer connection or water service installed under a valid plumbing permit.

Sec. 20-70. Certificate of insurance prerequisite to issuance.

A certificate of insurance in an amount set by the city engineer showing general liability coverage conditioned upon ten (10) day notice to the city in the event of material change, cancellation or termination, shall be given to the city before a permit shall be issued under this division.

Sec. 20-71. Bond required for work in the public right-of-way.

Before issuing any permit for any excavation or work involving physical disturbance of the public right-of-way, the person seeking such a permit unless exempted by Section 5-4 of this Code, shall submit a bond in the minimum amount of ten thousand dollars (\$10,000.00) as required by this section, which shall be approved by the city engineer if it meets the requirements hereunder. The condition of the bond shall be that the person to whom such permit is issued shall restore the city streets, parkways, and any other city owned utility to as good condition as the same were before any such work was done including any public right-of-way facilities constructed of brick, which shall be restored to its original condition by using the same or similar brick (except as otherwise provided in Section 20-68 of this chapter in connection with sidewalks constructed of brick), and further, that the person to whom such permit issued shall indemnify and save harmless the city from all liability for damages to persons or property caused or asserted to have been caused on account of anything growing out of the doing of any work for which a permit was issued. The bond shall be in a form that is commonly used in this area by commercial bonding companies and shall have good and adequate securities thereon. The city engineer may withhold approval of such bond if the city has an unsatisfied judgment against the principal on such tendered bond. The bond shall be in force for one year from date of completion of the work performed pursuant to the permit. No person shall be required to deliver to the city more than one bond for work under permits issued under this section regardless of the number of permits issued while such bond is in full force and effect. Provided further, however, that the city engineer may require the substitution of a bond in a higher amount whenever the aggregate work under one permit or several permits exceeds the limit of the bond on file. The amount of such higher bond shall not exceed the estimated cost of replacement and repair of public property and/or facilities. Aggregate work, as herein used, shall be defined as the total amount of work in progress added to the total amount of work completed less than one year next preceding that date on which such determination of aggregate work is made. Contractors posting surety bonds on city contracts involving improvement upon city right-of-way shall not be required to post any bond required by this section.

Sec. 20-72. Driveway Construction Standards.

(a) All driveways shall be improved with either Portland Cement Concrete of a minimum of six (6) inches thick for residential and eight (8) inches thick for commercial and industrial uses on a compacted base, bituminous concrete on a compacted base or other comparable surface treatment acceptable to the city engineer. If the driveway intersects a brick sidewalk, the brick must be replaced pursuant to section 20-68 and such brick will substitute for two (2) inches of Portland Cement Concrete, bituminous concrete or other treatment acceptable to the city engineer.

(b) Existing driveways, not improved with a surface specified above, shall not be required to be paved unless a new structure intended to be occupied by a principal use is constructed.

(c) No residential property shall have more than two (2) driveways per street frontage. The combined width of two driveways for a single family dwelling shall not exceed twenty-four (24) feet. No part of the driveway, including the flare shall be closer than five (5) feet to the extension of the nearest right-of-way line of the intersecting road.

(d) All driveways within the B-1, B-2, B-3, B-4, R-6B or IN District shall be located so that a minimum distance between the radius/flare target point at the curb and the right-of-way line of the intersecting road is ten (10) feet.

(e) Any driveway shall be of the following minimum and maximum clear width:

Widths for Driveways

	Minimum Width (in feet)		Maximum Width
	One-Way	Two-Way	
Single-family dwelling Units	12	12	
Two to four dwelling Units	12	20	Twenty-four (24) feet or one-third of lot width at front lot property line which- ever is greater
Five to twenty-four dwelling units	12	24	
Twenty-five or more dwelling units	12	24	
Commercial and industrial Uses	12	24	

(f) No commercial or industrial zoning lot shall have more than two (2) driveways per frontage unless the city engineer approves otherwise.

(g) Where more than one driveway serves a commercial or industrial site in the B-1, B-2, B-3, B-4, R-6B or IN District, an island separator shall be provided and maintained between drives. The back edge of this island, measured along the right-of-way lines should have a minimum length of ten (10) feet. The shape of the island shall be defined by the use of concrete curb, masonry, or other devices to restrict the path of vehicles using the driveway.

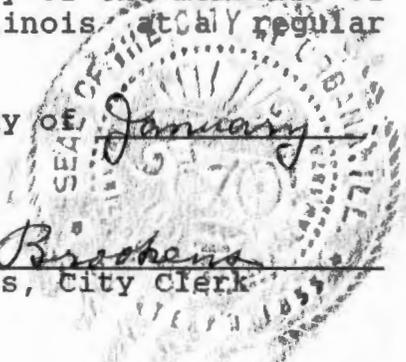
(h) For automobile service stations, a distance of not less than twenty-five (25) feet shall be provided between driveways, measured from the nearest curb lines thereof. No more than two (2) driveways per street frontage shall be allowed.

(i) Any lot to be developed with such uses as a drive-in bank, drive-in car wash stall, drive-in liquor or grocery store, or similar uses requiring a continuous flow of one-way traffic onto and off of the particular parcel and which has a frontage of less than two hundred ten (210) feet shall be permitted two (2) driveways per frontage, provided that one (1) driveway is for entrance only and one (1) driveway is for exit only.

(j) If any lot, by reason of location or size, cannot be developed in accordance with the above requirements, access shall be provided at locations which most closely comply with these regulations. Under no circumstances shall access be denied to any property with improved public street frontage.

This ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the City Council of the City of Urbana, Illinois, at a regular meeting of said City Council

PASSED by the City Council this 16th day of January, 1990.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 23rd day of January, 1990.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor