

May 22, 2019

Report To: Mayor and Council

From: Travis Rob, Manager of Operations and Facilities

RE: Letter dated April 29, 2019 from Audrey Livingstone – RE: Sidewalk Damage

In the summer of 2017 during the construction of Ms. Livingstone's house on Williams Avenue the sidewalk fronting her property was severely damaged, pictures attached. In the fall of 2018 the Town assessed the sidewalks and issued letters to two property owners outlining the extent of the sidewalk replacement that would be required to address the damage and that it would be at the property owners' expense.

In the case of Ms. Livingstone the damage was a total of 14.91m of sidewalk estimated at \$1878.66, see attached letter. Upon review this spring it became more apparent that one of the cracks is likely from service settlement and would be discounted from the total amount. The sidewalks installed on Williams Avenue in 2013 were installed in the same manner as all other concrete sidewalks in the Town of Fort Frances and many other municipalities. In addition, it was not only new sidewalk that was damaged, but old sidewalk. Given that 4 dwellings were constructed along that block with only 2 causing damage to the sidewalk, shows that proper care was not given to working around Town infrastructure. In the past a policy was put in place for Contractors working in the Town Right of Way as a result of careless contractors needlessly damaging infrastructure. Regardless of what the infrastructure is that is damaged, when or how it is always the property owner's responsibility to pay for the repair/replacement of that infrastructure.

The Town will endeavour to replace the effected sidewalk in the most cost-effective manner possible and invoice the property owners at the completion of the works.

It is the recommendation of the Operations and Facilities Executive Committee that the letter dated April 29, 2019 from Audrey Livingstone regarding sidewalk damage be received and the damaged sidewalk be replaced at the property owners' expense as standard practice and further that the Contractor's/Property Owner's Procedure for Working Within the Town's Right-of-Way policy be amended by the end of 2019 to make it less onerous to administer.

Respectfully Submitted



Travis Rob, P.Eng
Manager of Operations and Facilities

Council approval of this report will agree with the recommendation of the Operations and Facilities Executive Committee that the letter dated April 29, 2019 from Audrey Livingstone regarding sidewalk damage be received and the damaged sidewalk be replaced at the property owners' expense as standard practice and further that the Contractor's/Property Owner's Procedure for Working Within the Town's Right-of-Way policy be amended by the end of 2019 to make it less onerous to administer.