

**ORDINANCE NO. 3740**

**AN ORDINANCE ADDING SECTIONS 12.20.100 AND 12.20.110 OF CHAPTER 12.20 OF THE RAPID CITY MUNICIPAL CODE REGULATING MAINTENANCE OF CURB AND GUTTER AND GRAVEL SURFACES IN PUBLIC RIGHTS-OF-WAY.**

**BE IT ORDAINED** by the City of Rapid City that Section 12.20.100 of Chapter 12.20 of the Rapid City Municipal Code be and is hereby amended to read as follows:

12.20.100 Public Rights-of-Way - Curb and Gutter - Maintenance

All sections of curb and gutter, no matter the type or material makeup, which are used as an entrance to a driveway, shall be considered a part of that driveway. Maintenance, repair, and replacement of that portion of curb and gutter shall be the responsibility of the property owner.

**BE IT FURTHER ORDAINED** by the City of Rapid City that Section 12.20.110 of Chapter 12.20 of the Rapid City Municipal Code be and is hereby amended to read as follows:

12.20.110 Public Rights-of-Way - Gravel Surfaces - Maintenance

The City of Rapid City Public Works Department shall maintain, on an "as-needed" basis, graveled rights-of-way constructed for the use of the general public for the purpose of vehicular traffic, as determined by the Director or his/her designee. It shall be the property owner's responsibility to maintain roadways constructed as private roads or driveways, as defined in this Title.

CITY OF RAPID CITY

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer

(SEAL)

First Reading:

Second Reading:

Published:

Effective:

Prepared By: CITY ATTORNEY'S OFFICE