

Wall, Treeva

From: Wall, Treeva
Sent: Monday, July 24, 2017 7:15 AM
To: Dean, Randy
Cc: Lee, Steve; Hicks, Christopher
Subject: FW: Sidewalk buckling - 516 Dora Avenue, Tavares
Attachments: Attorney General Opinion Sidwalks.mht

FYI

From: Burt, Karen
Sent: Friday, July 21, 2017 3:45 PM
To: Johnson, Jeff <JJohnson@lakecountyfl.gov>
Cc: Wall, Treeva <TWall@lakecountyfl.gov>
Subject: FW: Sidewalk buckling - 516 Dora Avenue, Tavares

Additional info from Treeva. ☺

From: Wall, Treeva
Sent: Friday, July 21, 2017 3:40 PM
To: Burt, Karen <KBurt@lakecountyfl.gov>
Subject: FW: Sidewalk buckling - 516 Dora Avenue, Tavares

The end of the document reads:

There is no evidence in the plain language of the statute or in the legislative history accompanying passage of section 335.0415, Florida Statutes, that would alter the city's responsibility for the maintenance of sidewalks located within its jurisdiction, regardless of when they are constructed. Maintenance responsibility is fixed as of June 10, 1995, along with the jurisdiction of the road. Likewise, it would appear that the city is responsible for the maintenance of the median of county roads within its jurisdiction, as such medians are "ways" within the right-of-way that are open to the public for travel.

Accordingly, it is my opinion that the maintenance of sidewalks and medians adjacent to county roads located within the city is the responsibility of the city, absent a maintenance agreement between the city and the county to the contrary.

From: Chris Thompson [<mailto:cthompson@tavares.org>]
Sent: Friday, July 21, 2017 3:35 PM
To: Wall, Treeva <TWall@lakecountyfl.gov>; Jocelyn Hickey <jhickey@tavares.org>
Cc: Rick Provencher <rprovencher@tavares.org>; Burt, Karen <KBurt@lakecountyfl.gov>; Dean, Randy <RDean@lakecountyfl.gov>
Subject: RE: Sidewalk buckling - 516 Dora Avenue, Tavares

My point exactly (this sidewalk was constructed pre 1995):

"Thus, the plain language of the statute states that responsibility for the maintenance within the right-of-way of any road within the state, county, and municipal road system is the same as that which existed on June 10, 1995".

Chris

From: Wall, Treeva [<mailto:TWall@lakecountyfl.gov>]
Sent: Friday, July 21, 2017 3:31 PM
To: Jocelyn Hickey <jhickey@tavares.org>
Cc: Chris Thompson <cthompson@tavares.org>; Rick Provencher <rprovencher@tavares.org>; Burt, Karen <KBurt@lakecountyfl.gov>; Dean, Randy <RDean@lakecountyfl.gov>
Subject: RE: Sidewalk buckling - 516 Dora Avenue, Tavares

This Message originated outside your organization.

Jocelyn,

My understanding is that maintenance and repair of sidewalks within City limits are the responsibility of the City in which they reside.

Please see the attached.

Thank you,

Treeva

From: Burt, Karen
Sent: Friday, July 21, 2017 3:16 PM
To: Wall, Treeva <TWall@lakecountyfl.gov>
Cc: cthompson@tavares.org; Rick Provencher (rprovencher@tavares.org) <rprovencher@tavares.org>; 'Jocelyn Hickey' <jhickey@tavares.org>
Subject: FW: Sidewalk buckling - 516 Dora Avenue, Tavares

Hi Treeva,

Please see additional information below.

Thank you,
Karen

From: Chris Thompson [<mailto:cthompson@tavares.org>]
Sent: Friday, July 21, 2017 3:15 PM
To: Jocelyn Hickey <jhickey@tavares.org>; Burt, Karen <KBurt@lakecountyfl.gov>
Cc: Rick Provencher <rprovencher@tavares.org>
Subject: RE: Sidewalk buckling - 516 Dora Avenue, Tavares

Just as a clarification: This sidewalk was constructed well before 1995. Thanks

Chris

From: Jocelyn Hickey

Sent: Friday, July 21, 2017 3:09 PM

To: Burt, Karen <KBurt@lakecountyfl.gov>

Cc: Chris Thompson <cthompson@tavares.org>; Rick Provencher <rprovencher@tavares.org>

Subject: Sidewalk buckling - 516 Dora Avenue, Tavares

Hi Karen.

A resident stopped in and asked to have the sidewalk checked along 516 Dora Avenue, Tavares. He says that it is buckling up but he doesn't know why.

Would you please have someone check on this?

Thank you,

Jocelyn

Jocelyn Hickey

Public Works Administrative Assistant

City of Tavares

100 N Disston Avenue

Tavares, FL 32778

352-742-6455

FAX 352-742-6397

Jhickey@tavares.org



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