



**POLICIES AND PROCEDURES MANUAL**

SUBJECT Special Assessments, Sidewalk Improvements	DEPARTMENT Engineering		DEPARTMENT IDENTIFICATION 2800	
	SECTION 2806	PAGES 1-4	EFFECTIVE DATE 1/1/82	REVISION DATE xx/xx/xx

1.0 PURPOSE:

To describe the standard policies that are followed by the Engineering Department when a special assessment must be levied for new or replacement construction of sidewalks.

2.0 ORGANIZATIONS AFFECTED:

This policy applies to all City of West Allis departments, boards, commissions, and the general public.

3.0 POLICY:

It is the policy of the Engineering Department to follow a uniform policy when it is determined that a special assessment must be levied.

4.0 REFERENCES:

Chapter 66, Subchapter VII, Wisconsin Statutes.  
Section 1.05, City of West Allis Revised Municipal Code.

5.0 PROCEDURES:

5.1 RESPONSIBILITY:

The Engineering Department shall be responsible for administering the City's special assessment policies in its areas of responsibility.

5.2 GENERAL POLICIES:

5.2.1 All sidewalks that are installed the same uniform width and thickness whether installed abutting residential, commercial or manufacturing property, so as a result, the assessment rate does not vary to reflect this higher type development as in other types of construction. However, where the City subsidizes a portion of the construction costs, as in the case of long sides abutting new sidewalk construction and both short sides and long sides when reconstructing sidewalks, we reduce the subsidization in an amount which results in the same percentage increase for commercial and industrial over residential property.

5.2.2 In situations where a parcel is vacant, the zoning classification for the property shall determine its assessment category.

5.3 GENERAL POLICIES - NEW SIDEWALKS:

5.3.1 Sidewalks abutting properties containing all forms of development, residential, commercial or manufacturing are all assessed the entire short side frontage of the lot.

5.3.2 The assessable footage for sidewalk abutting the long side of a parcel varies however, based upon the type of development. The following schedule outlines the percentage of assessable footage to be applied against various categories for new sidewalk construction.

Long Side Frontage

Residential	-	assess 20% of abutting frontage
Commercial	-	assess 50% of abutting frontage
Manufacturing	-	assess 60% of abutting frontage

5.3.3 When applying an assessment against the long side of a property, any building containing more than three families is considered to be commercial. As the City's assessment policy originally provided that commercial and manufacturing sites be assessed 40% of their long side, the 50% and 60% presently being assessed are intended to reflect the City's graduated scale of 125% for commercial property (40% x 125% = 50%) and 150% for manufacturing property (40% x 150% = 60%) by using the original 40% assessment as the base.

5.4 GENERAL POLICIES - REPLACEMENT AND MUDJACKING SIDEWALKS:

5.4.1 If in the City Engineer or designee's discretion that a sidewalk should be replaced, the City's repair of a sidewalk 15 years of age and under will have no cost to the property owner.

5.4.2 The assessment policy for the replacement and mudjacking of sidewalks varies from that of new construction, in that the City in this case subsidizes the assessment applied along the short side of all parcels, as well as, the long side of corner lots. Because of this subsidization, we can now assess commercial and manufacturing property a greater benefit by reducing the City subsidy.

5.4.3 The highest possible use (including transitional area) shall be applied to all vacant property.

5.4.4 A parcel's transitional use shall be applied to vacant property in the annexation district.

5.4.5 When applying an assessment for sidewalk replacement or mudjacking along the short side frontage of a parcel, all residential properties containing three dwelling units or less shall be considered residential, those with four or more dwelling units shall be considered commercial and the third category is manufacturing.

1. Short side frontage abutting residential property (3 families or less) shall be assessed for 50% of the sidewalk being replaced or mudjacked.
2. Short side frontages abutting multiple family dwellings containing 4 families or more, plus commercial sites, shall be assessed at 62-1/2% of the sidewalk being replaced or mudjacked.

3. Short side frontages abutting industrial sites shall be assessed at 75% of the sidewalk being replaced or mudjacked.

5.4.6 When sidewalk is either replaced or mudjacked along the long side frontage of a parcel, all properties containing one, two, or three families are considered residential, those with four or more dwelling units are considered along with the commercial category, and again, the third is manufacturing.

1. Long side frontages shall be assessed at either 20% for residential, 50% for commercial or 60% for manufacturing, depending on the parcel's existing land use, or if the property is vacant, on its zoning classification. As the City's assessment policies originally provided that commercial and manufacturing sites were to be assessed at 40% of their long side, the assessment rates of 50% and 60% are intended to reflect the City's graduated assessment scale by utilizing the City's original 40% rate as the base rate.
2. Long side frontages abutting single family and two or three family dwellings shall be assessed for 20% of the abutting frontage.
3. Long side frontages abutting commercial sites shall be assessed for 50% of the abutting frontage.
4. Long side frontages abutting manufacturing sites shall be assessed for 60% of the abutting frontage.
5. Long side frontages abutting multiple family, commercial or manufacturing zoned property which is presently occupied by a single family or three family dwelling shall be assessed on the basis of existing land use.

5.4.7 The following summation outlines the percentage of assessable footage to be applied against various categories of development for sidewalk replacement and mudjacking as described above.

Short Side Frontage

- |               |                                   |
|---------------|-----------------------------------|
| Residential   | - assess 50% of abutting footage  |
| Commercial    | - assess 62½% of abutting footage |
| Manufacturing | - assess 75% of abutting footage  |

Long Side Frontage

- |               |                                  |
|---------------|----------------------------------|
| Residential   | - assess 20% of abutting footage |
| Commercial    | - assess 50% of abutting footage |
| Manufacturing | - assess 60% of abutting footage |

5.4.8 Carriage walks replaced in conjunction with a random sidewalk repair or street resurfacing project shall be assessed as follows:

- |               |                                |
|---------------|--------------------------------|
| Residential   | - 50% of sq. footage replaced  |
| Commercial    | - 62½% of sq. footage replaced |
| Manufacturing | - 75% of sq. footage replaced  |

5.4.9 Service walks, interior driveway, and driveway approaches replaced in conjunction with a random sidewalk repair or street resurfacing project shall be assessed at 100% of the footage replaced.

5.4.10 At no time shall any assessable footage be reduced to less than 20% of the actual footage replaced.

5.5 GENERAL POLICY FOR ADDITIONAL SIDEWALK WORK:

If sidewalk replacement is occurring at a property, the property owner may add a minimal amount of additional sidewalk replacement (6 slabs) if approved by the City Engineer and if the owner signs a waiver for the full assessment amount.