

Chapter 183

NOTIFICATION OF DEFECTS

§ 183-1. Written notice required.

§ 183-2. Maintenance of records.

[HISTORY: Adopted by the Board of Trustees of the Village of Dexter 2-18-1986 by L.L. No. 1-1986 (Ch. 20B of the 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Streets, sidewalks and public places — See Ch. 259.

§ 183-1. Written notice required.

- A. No civil action shall be maintained against the Village of Dexter for damages or injuries to person or property sustained by reason of any highway, bridge, sidewalk or culvert being defective, out of repair, unsafe, dangerous or obstructed unless written notice of such defective, unsafe, dangerous or obstructed condition was received by the Clerk of the Village of Dexter; and there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained of.
- B. No such action shall be maintained for damages or injuries to person or property sustained solely in consequence of the existence of snow or ice upon any highway, bridge, sidewalk or culvert, unless written notice thereof specifying the particular place was actually received by the Clerk of the Village of Dexter; and there was a failure or neglect to cause such snow or ice to be removed, or to make the place otherwise reasonable safe within a reasonable time after the receipt of such notice.

§ 183-2. Maintenance of records.

The Clerk of the Village of Dexter shall keep an indexed record, in a separate book, of all written notices, which said Clerk shall receive pursuant to this chapter of the existence of a defective, unsafe, dangerous or obstructed condition in or upon, or of an accumulation of ice or snow upon any county highway, bridge, sidewalk or culvert, which record shall state the date of receipt of the notice, the nature and location of the condition stated to exist and the name and address of the person from whom the notice is received. The record of each notice shall be preserved for a period of five years after the date it is received.