

NORTH SMITHFIELD CODE

Sec. 15-12. Claims against the town; damage caused by potholes.

If any person, partnership, corporation or other entity shall incur tire or tire related damage only to his, her or its motor vehicle by reason of a pothole on any town owned street or bridge which damage would not have occurred without the existence of the pothole, he, she or it may recover from the town the amount of damages sustained up to and no more than \$300.00; however, the town shall not pay 100 percent of the claim but rather shall pay on a depreciated basis. All claims shall be made within seven days of the incident (including weekends and holidays) with the town clerk's office. Mailed claims shall be controlled by the postmark. The claim must include a paid receipt for the damage; tow receipt, if applicable; police report, if applicable; a copy of a valid motor vehicle registration; and a letter describing the incident, including, but not limited to, setting forth the date, time, location and weather conditions.
(Ord. of 5-21-01)