

Chapter 178, Streets and Sidewalks

Article I, Sidewalk Building, Maintenance and Repair, §178-4A.

- A. The owner of every lot or parcel of land in the City, as well as any tenant thereof, shall be responsible to keep all sidewalks and/or non-motorized pathways on, adjoining or adjacent to said lot or parcel free of all obstructions, defects, or other conditions causing an unsafe condition or impediment to pedestrian travel and/or non-motorized transportation. The requirements of this section shall include, but not necessarily be limited to, the following:
- (1) Removal of Snow and Ice. The owner or tenant of every lot or parcel of land in the City shall remove all snow and ice on and over said sidewalks and non-motorized pathways within twenty-four (24) hours after more than one inch of such material has been deposited, redeposited or re-formed. Notice of failure to complete such removal shall be given by the designated City official by leaving a copy of the notice on the premises or by first class mail addressed to the occupant (if any) of the property, and the owner thereof by first class mail to the address listed on the City's last property tax roll.
 - (a) Notice. Notice as provided in this subsection shall state the nature of the obstruction (e.g., snow, ice, drifting snow, etc.) and hazard and shall require that the obstruction/hazard be removed within twenty-four (24) hours of the notice. If the property owner or tenant fails to comply with the requirements of this section, they and each of them shall be guilty of a municipal civil infraction, punishable as provided in Chapter 1, General Provisions, Article II.
 - (b) City Removal of Snow and Ice. In addition to the civil fines set forth in the preceding subsection, the property owner shall be liable for the cost incurred by the City in procuring the removal of said snow and ice. If at any time within six (6) months after notice has been provided pursuant to subsection (1) above, a subsequent violation (i.e., failure to remove snow and ice within twenty-four (24) hours after accumulation of one inch (1") of such material) may result in removal of snow and ice by the City with the cost thereof to be placed as a lien on the property involved and collected as the City shall deem appropriate, including in the manner provided for collection of property taxes.

Upon receipt of an invoice from the contractor hired by the City for the removal of said snow and ice, the City shall provide

notice of the amount due to the property owner with a demand for payment within thirty (30) days. Upon failure of the owner to remit in full for said invoiced amount plus a \$50.00 administration fee, the unpaid amount shall be placed on the tax rolls as a lien against the property involved, and collected in the same manner provided for collection of real property taxes, plus interest as provided for delinquent property taxes.

- (c) For purposes of this section, accumulation and drifting of snow and ice of more than one (1) inch shall constitute a condition requiring removal hereunder.
- (d) Upon proof of financial hardship, the City Administrator may authorize charges under this section to be paid in installments, to be reduced, or to be cancelled, and such authorizations shall be subject to approval by the City Council.