

Chapter 218. Streets and Sidewalks

Article I. General Provisions

§ 218-5. Snow and ice removal.

[Amended 1-25-2000 by Ord. No. 00-3; 2-28-2012 by Ord. No. 12-02]

- A. Owner's responsibility. The owner or occupant of any lot or parcel shall promptly each day remove all snow and ice which may have fallen or accumulated upon the sidewalk in front of such lot or parcel, provided that when ice has so formed that it cannot be removed, the owner or occupant shall keep the same sprinkled with a material which will prevent the sidewalk from being dangerous to pedestrians.
- B. City's option to clear sidewalks. In any case where the owner, occupant or person in charge of any building or structure or unoccupied lot shall fail to clear his or her respective sidewalks of snow and ice as set forth above, then and in that event the City may elect to clear said sidewalks as follows:
- (1) Written notice shall be delivered to and left in a conspicuous place on the premises informing said person of his or her failure to clear said sidewalk, the City's intention to clear the same and the potential costs thereof no less than 24 hours prior to the City's clearing said sidewalk.
 - (2) The City shall clear or cause to be cleared all snow and ice from the subject's sidewalk and shall charge the expenses of so doing pursuant to a fee schedule established by the Street Director and approved by the Common Council. The charges shall be set forth in a statement to the Clerk-Treasurer who, in turn, shall mail the same to the owner, occupant or person in charge of the subject premises. If said statement is not paid in full within 30 days thereafter, the statement shall be reported to the Clerk-Treasurer, who shall enter the charges in the tax roll as a special tax against said lot or parcel of land, and the same shall be collected in all respects like other taxes upon real estate or as provided under W.S.A. s. 66.615(3)(f).
- C. Deposit of snow on streets or sidewalks.
- (1) No person shall deposit or cause to be deposited any snow or ice taken and removed from his premises or elsewhere upon any sidewalk, alley, parkway, public place or street in the City, except snow removed from sidewalk areas where there are no boulevards/terraces. Snow shall not be piled at or near intersections so as to obstruct the view of pedestrians or operators of motor vehicles.
 - (2) No person shall remove or deposit any snow from building rooftops into a public alley, except by specific permission of the Director of the Street Department, and if such permission is granted the deposited snow must be moved from the alley within a reasonable length of time to be designated by the Director of the Street Department at the time permission is granted.
- D. Penalty. As an alternative to the remedy provided in Subsection **B** above, or in addition thereto, the City may impose a penalty for violation of any provision of this section providing that the person who violates any of the provisions of this section shall forfeit and pay to the City a forfeiture as provided in Chapter 1, General Provisions, § 1-20, General penalty, together with the costs of prosecution for each offense. A separate offense shall be deemed committed during each day (24

hours) or part thereof during which a violation occurs or continues. Pursuant to § 1-23, a citation may be issued for violation of this section with the following penalties:

(1) First offense: \$114.

(2) Second offense: \$177.

(3) Third offense: \$240.