

- **DIVISION 3. - SIDEWALK MAINTENANCE, CONSTRUCTION AND REPAIR**
- **Sec. 66-71. - Snow and ice removal.**

(a) *Responsibility of owner or occupant.* The owner, occupant or person in charge of each and every building or structure or unoccupied business zoned lot in the city fronting or abutting any street shall clean, or cause to be cleaned, the sidewalk in front of or adjoining such home, building or unoccupied lot to the full, width of such lot, or to the curblin in the case of corner lots as the case may be of snow or ice to the width of such sidewalk by 10:00 a.m. of each day and shall cause the same to be kept clear from ice and snow, provided that when the ice has formed on any sidewalk so that it cannot be immediately removed, the person referred to in this subsection shall keep the sidewalk sprinkled with ashes, sawdust, sand or chemicals that will melt the ice or snow; provided also that in case snow shall continue to fall after 10:00 a.m., then it shall be removed within a period of three hours of daylight after it shall cease to fall.

(b) *Responsibility of owner or occupant.* The owner, occupant or person in charge of each and every building or structure or unoccupied nonbusiness zoned lot in the city fronting or abutting any street shall clean, or cause to be cleaned, the sidewalk in front of or adjoining each such home, building or unoccupied lot to the full, width of such lot, or to the curblin in the case of corner lots as the case may be of snow or ice to the width of such sidewalk by or within 60 hours of the end of a snow fall for each snow fall event and shall cause the same to be kept clear from ice and snow, provided that when the ice has formed on any sidewalk so that it cannot be immediately removed, the person referred to in this subsection shall keep the sidewalk sprinkled with ashes, sawdust, sand or chemicals that will melt the ice or snow.

(c) *Removal by city [business zoned sidewalk].* If any business zoned sidewalk within the limits of the city shall remain uncleaned as provided in subsection (a) of this section for a space of over 24 hours, the director of public works shall forthwith cause the snow to be removed or the ice to be sanded. The charge for snow removal or sanding by the city shall be established by resolution, including travel time from the city garage to the site and return. There will be a minimum charge for the actual cost of labor, materials and equipment for the first offense, which shall be increased for each subsequent offense in a 12-month period as they occur per lot. The treasurer shall keep a record of all such bills, with an appropriate reference to the lot or parcel of land abutting such sidewalk so cleaned, and shall bill the property owner with the terms of payment to be the same as any special assessment. Any billing not paid shall become a lien against the property and added as a special charge, including all interest due, to the tax roll along with an additional ten percent clerical fee. The common council is hereby provided with the power to enact resolutions when deemed necessary, establishing charges regarding this section. The amount of the charges shall be stated in such resolution. Adoption of the resolution shall require a majority vote of the common council members present when the resolution is presented. The city clerk shall maintain a current schedule of all fees and charges.

(d) *Removal by city [nonbusiness zoned sidewalk].* If any nonbusiness zoned sidewalk within the limits of the city shall remain uncleaned as provided in subsection (b) of this section for a space of over 60 hours, the director of public works shall forthwith cause the snow to be removed or the ice to be sanded. The charge for snow removal or sanding by the city shall be established by resolution, including travel time from the city garage to the site and return. There will be a minimum charge for the actual cost of labor, materials and equipment for the first offense, which shall be increased for each subsequent offense in a 12-month period as they occur per lot. The treasurer shall keep a record of all such bills, with an appropriate reference to the lot or parcel of land abutting such sidewalk so cleaned, and shall bill the property owner with the terms of payment to be the same as any special assessment. Any billing not paid shall become a lien against the property and added as a special charge, including all interest due, to the tax roll along

with an additional ten percent clerical fee. The common council is hereby provided with the power to enact resolutions when deemed necessary, establishing charges regarding this section. The amount of the charges shall be stated in such resolution. Adoption of the resolution shall require a majority vote of the common council members present when the resolution is presented. The city clerk shall maintain a current schedule of all fees and charges.

(e) *[Responsibility.]* It is the property owner's responsibility for snow removal.

(Code 1968, § 6.06; Ord. No. 284, 12-16-2008; Ord. No. 377, §§ XVI, XVII, 7-16-2013)