

## ORDINANCE #232-09

### AN ORDINANCE FOR MAIN STREET SIDEWALK SNOW REMOVAL

#### Section 1. Duty to Remove.

It shall be the duty of the property owner, tenant or person in possession of any property abutting on any sidewalk on Main Street shall dispose of accumulated snow and keep such sidewalk free from snow and such owner, tenant or person in possession shall, within twelve (12) hours after any fall of snow over 2" (two inches), and before 9:00 A.M. of the next day, if the snow occurs after 12:01 A.M. of the day, or if such fall of snow should occur the preceding day, remove the snow from so much of said sidewalk as shall adjoin the premises owned or occupied by them. Main Street shall be described as Main Street from Railway Ave. to Pearce Ave.

#### Section 2. Deposits of Snow.

The property owner, tenant, or person in possession of any public or private driveway, parking lot or parking area shall dispose of accumulated snow upon such property in such manner that any snow when removed is on deposited upon any sidewalk or alley in such a manner that will obstruct or interfere with the passage or vision of vehicle or pedestrian traffic.

#### Section 3. Violations.

Any person violating any of the provisions of this article shall upon conviction be punished as provided by ordinance, provided, however, that in case any property owner is a non-resident and the premises are not actively occupied, the Town may, at its option, remove the snow and bill the owner, tenant or person in possession of property. If not paid by the owner, tenant, or person in possession of the property the Town may assess the costs and expenses as a special assessment against each lot and parcel of land upon which it is so removed.

#### Section 4. Special Assessments.

The Town officials shall keep a true and correct account against each and every lot and parcel of land for the cost and expenses of snow removal done by the Town, and shall certify such cost to the Town Auditor each year on or before the 15<sup>th</sup> day of April. The auditor shall prepare an estimate of the cost and expense of the removal of such snow as returned by said Town officials from each lot or parcel of land in front of which such snow shall have been so removed, and submit the same to the Town Board, and thereafter such proceedings shall be taken as provided for the assessments of special assessments and such cost and expense of the removal of such snow in from of each lot or parcel of land shall be made and levied as a special assessment against each such lot or parcel of land

and shall be collected in like manner as special assessments are now collected for public improvements.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Board Chairman

\_\_\_\_\_  
Doug Riedel

Attest:

\_\_\_\_\_  
Carla Henrichs, Finance Officer

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Published: \_\_\_\_\_