

Att. v. Jan.
3-18-13

ORDINANCE

An Ordinance to amend Section 7.210 of the Manitowoc Municipal Code regulating snow removal and deposits.

The Mayor and Common Council of the City of Manitowoc do ordain as follows:

Section 1. Section 7.210 regulating snow removal and deposits is amended to read as follows:

“7.210 Snow and Ice on Sidewalks and Roofs.

(1) Removal. It shall be the duty of the lessee, occupant of the first or ground floor or person having charge of a building, or, if there be no lessee, occupant or person having charge, then the owner of each and every parcel of real estate in the City of Manitowoc, abutting or bordering upon any street, avenue, highway or other public place, to remove or cause to be removed all snow and ice from the sidewalk in front of or adjacent to such premises to the full paved width of such sidewalks. Any newly fallen snow or newly formed ice which is on any such walk at 6:00 in the forenoon of any day shall be removed from such walk by 8:00 in the evening of the same day; provided, that where footways or sidewalks have not been paved or duly established, snow and ice shall be removed to a width of not less than four feet from that portion of the street or way which is used in common as a footway.

(2) When to Use Ashes, Sand, etc. In case the snow or ice on the sidewalk shall be frozen so hard that it cannot be removed without injury to the sidewalk, the lessee, occupant, person having charge or owner of every parcel of real estate shall within the time specified in the preceding subsection cause the sidewalk abutting or adjacent to such premises to be strewn and to be kept strewn with ashes, sand, sawdust or some other suitable material and shall, as soon thereafter as the weather shall permit, thoroughly clean such sidewalk.

(3) Deposit of Snow or Ice on Streets and Waterways Prohibited. It shall be unlawful for any person to deposit, or cause to be deposited, any snow or ice onto any street, alley, walkway, lake, river, pond, or other public place in the City of Manitowoc.

(a) Obstruction of Streets or Walkways. Any person depositing snow or ice from private property on any street, alley, waterway, or walkway, or causing or ordering the same to be done, shall be subject to a forfeiture of not less than \$50.00 nor more than \$200.00. The Director of Public Infrastructure Works shall be responsible for the creation and

administration of policies and enforcement of same.

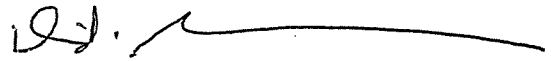
(4) Removal of Snow from Roofs, Guards. The lessee, occupant or person having charge, or, if there be no lessee, occupant or person having charge, then the owner of any building so located, abutting upon or near to any public street or place that snow or ice may fall from the roof thereof into or upon such street or place, or upon the sidewalk thereof, shall cause all snow and ice to be removed from such roof within the time specified in subsection (1) of this section, after the same shall have ceased falling or forming, or provide suitable guards so that the ice or snow shall not be discharged upon the sidewalk.

(5) Duty of Police. It shall be the duty of each police officer, in case the officer finds snow and ice have not been removed from sidewalks and roofs or in case of the neglect of the person charged with such duty by this section to spread sand or other substances upon ice or snow when the same cannot be removed within the time required by this section, immediately to proceed to enforce said section.

(6) Duties of ~~Director of Public Infrastructure~~ City Engineer. It is hereby made the duty of the ~~Director of Public Infrastructure~~ City Engineer or person performing the duties of that office to cause each such sidewalk mentioned in subsection (1) of this section to be cleaned of snow and ice or properly sanded or sprinkled with an equivalent thereto, in each case where the owner abutting the premises has refused or neglected to perform the duties in respect thereto rendered on him by subsection (1) of this section and the prevailing cost of the same to be assessed against the owner.”

Section 2. This Ordinance shall take effect on the day after its publication.

Introduced MAR 18 2013



Adopted _____

Approved _____

Justin M. Nickels, Mayor

This Ordinance was drafted by
Kathleen M. McDaniel, Assistant City Attorney