

CHAPTER 860

Snow Removal Operations

- 860.01 Certain equipment prohibited.
- 860.02 Permit required.
- 860.03 Effective period of permits; transferability.
- 860.04 Permit fee; bond; insurance.
- 860.05 Approval of permits; appeals.
- 860.06 Responsibility of property owners re snow removal.
- 860.07 Exceptions to chapter.
- 860.08 Enforcement.
- 860.99 Penalty.

CROSS REFERENCES

Power to regulate businesses - see CHTR. § 4(14), (15)

Authority of Council re licenses - see CHTR. § 52

Removal of snow and ice on sidewalks - see CHTR. § 195; S.U. & P.S. 1022.11

Parking during snow emergencies - see TRAF. 468.02

Licensing in general - see B.R. & T. Ch. 802

860.01 CERTAIN EQUIPMENT PROHIBITED.

- (a) No person shall operate upon any sidewalk in the City any snow removal equipment which is either:
 - (b) Operated by a motor-driven vehicle of a gross weight in excess of 4,000 pounds;
Equipped with other than pneumatic tires;
 - (c) Of an overall width greater than the width of the public sidewalk on which it is operated, or in any case wider than six feet; or

- (d) Equipped with other than a revolving-type brush.

No person shall use any snow removal equipment of a scraper or plow-type operated by a motor-driven vehicle on any public sidewalk.

(1974 Code § 4.55)

860.02 PERMIT REQUIRED.

No person shall engage in the business of operating any motorized snow removal equipment upon the sidewalks of the City without first obtaining a permit therefor from the City Clerk, after approval by Council.

(1974 Code § 4.56)

860.03 EFFECTIVE PERIOD OF PERMITS; TRANSFERABILITY.

All permits granted under this chapter shall expire on September 30 of each year and shall not be transferable during the permit term.

(1974 Code § 4.57)

860.04 PERMIT FEE; BOND; INSURANCE.

(a) The City Clerk is hereby authorized to grant a permit required by this chapter to any person of good moral character, who has been approved by resolution of Council, upon the payment of the sum specified in the Business License Fee Schedule, together with the execution of a bond to the City in the penal sum of five thousand dollars (\$5,000), approved by the City Attorney and conditioned that the permittee will reimburse the City for any and all damage done to sidewalks, trees or other public property, and a policy of insurance, approved by the City Attorney, insuring the permittee and naming the City as an additional named insured in the amounts of five thousand dollars (\$5,000) property damage, twenty-five thousand dollars (\$25,000) for injury to or death of one person and fifty thousand dollars (\$50,000) for injuries to or death of more than one person, arising out of the operation of such snow removal equipment. Such bond and policy shall be filed with the City Clerk.

(Adopting Ordinance; Ord. 797. Passed 10-6-04.)

(b) No permit shall be granted by the City Clerk until the equipment has been inspected and approved by the Department of Public Services.

(c) No permit shall be effective until the bond and insurance policies, as required in this section, have been filed in the office of the City Clerk. Any permit granted shall be immediately revoked without further action if, for any reason, the insurance herein required has been revoked or cancelled.

(1974 Code § 4.58)

860.05 APPROVAL OF PERMITS; APPEALS.

All applications for permits required by this chapter shall be approved by the Department of Public Services. Where a controversy exists over applications in the same territory, the Department is authorized to investigate and decide the conflicting claims and determine the same, provided that any applicant whose application for a permit is denied may appeal to Council.

(1974 Code § 4.59)

860.06 RESPONSIBILITY OF PROPERTY OWNERS RE SNOW REMOVAL.

This chapter shall in no way abrogate the duties of an occupant, owner or lessee of property to remove snow or ice from sidewalks contiguous to the premises of which he or she is the occupant, owner or lessee, as provided by Section 1022.11.

(1974 Code § 4.60)

860.07 EXCEPTIONS TO CHAPTER.

Sections 860.02 through 860.05 shall not be applicable to an owner, occupant or lessee who, by means of a motor-driven device, removes snow from sidewalks contiguous to his or her premises, provided that such motor-driven device conforms to Section 860.01.

(1974 Code § 4.61)

860.08 ENFORCEMENT.

The Department of Public Services and the Police Department shall enforce this chapter.

(1974 Code § 4.62)

860.99 PENALTY.

(EDITOR'S NOTE: See Section 202.99 for general Code penalty if no specific penalty is provided.)

Disclaimer:

This Code of Ordinances and/or any other documents that appear on this site may not reflect the most current legislation adopted by the Municipality. American Legal Publishing Corporation provides these documents for informational purposes only. These documents should not be relied upon as the definitive authority for local legislation. Additionally, the formatting and pagination of the posted documents varies from the formatting and pagination of the official copy. The official printed copy of a Code of Ordinances should be consulted prior to any action being taken.

For further information regarding the official version of any of this Code of Ordinances or other documents posted on this site, please contact the Municipality directly or contact American Legal Publishing toll-free at 800-445-5588.