

**SEC. 6-2-7 SNOW AND ICE REMOVAL.**

- (a) **Removal From Sidewalks.** The owner, occupant or person in charge of any parcel or lot which fronts upon or adjoins any sidewalk shall keep said sidewalk clear of all snow and ice. In the event of snow accumulating on said sidewalk due to natural means and/or by any other means, said sidewalks shall be cleared of all accumulated snow and/or ice within twenty-four (24) hours from the time the snow ceases to accumulate on said sidewalk. Sidewalks are to be kept clear of snow and ice to a minimum of four (4) feet in width. In the event that ice has formed on any sidewalk in such a manner that it cannot be removed, the owner, occupant or person in charge of the parcel or lot which fronts upon or adjoins said sidewalk shall keep the sidewalk sprinkled with sand and/or salt to permit safe travel by pedestrians.
- (b) **Notice and Removal of Snow from Sidewalks.** If the owner, occupant or person in charge of any parcel or lot which fronts upon or adjoins any sidewalk shall fail to keep said sidewalk clear of snow and ice as set forth in Subsection (a), the Director of Engineering and Public Works or City law enforcement officers shall take the following action:
- (1) Hazardous Conditions. If the Director of Engineering and Public Works or City law enforcement officer determines that the failure to remove the snow and ice from the sidewalk creates an immediate danger to the public health and/or safety, he shall cause the issuance of a written notice to the owner, occupant or person in charge of any parcel or lot directing that the snow and ice be removed within two (2) hours from the delivery of the notice. In the event the property owner, occupant or person in charge of said parcel or lot is unavailable to receive a written notice, the Director of Engineering and Public Works or police officer shall immediately cause the removal of the snow and/or ice. The Director of Engineering and Public Works or police officer shall send a written notice to the last-known address of the property owner notifying him that a hazardous condition existed which required immediately abatement.
  - (2) Non-Hazardous Conditions. If the owner, occupant or person in charge of the subject parcel or lot fails to remove the snow within the time period established in Subsection (a), the Director of Engineering and Public Works or police officer shall cause the issuance of a written notice to said owner, occupant or person in charge of the subject parcel or lot directing the responsible person (as defined) to remove said snow and ice no later than 12:00 Noon of the day following the issuance of said notice. The written notice shall be hand delivered when possible or mailed to the last-known address of the owner of the subject property as identified on the records in the City Clerk's office.
  - (3) Snow and Ice Not to Encroach. No person shall push, blow, shove or in any way deposit any snow or ice onto any public streets, alley, sidewalk or public lands dedicated to public use except for parcel or lots located where existing buildings are constructed within five (5) feet of the street right-of-way and the sidewalks exist from the City right-of-way to the curb line. In such instances, the owners, occupants and/or

employees of parcels or lots shall be permitted to deposit snow and ice from their sidewalks onto the public streets

- (c) **Enforcement.** The Director of Engineering and Public Works, his designees and all sworn police officers are hereby authorized and directed to enforce the provisions of this Section.
- (d) **Continued Violations.** Each twenty-four (24) hour period where a violation occurs shall constitute a separate offense under this Section for enforcement purposes. Repeated violations or subsequent additional accumulations of snow and/or ice shall not nullify any pending notice issued under this Section.
- (e) **Abatement After Notice.** Failure of the owner, occupant or person in charge of any parcel or lot to cause the removal of snow and/or ice within the time established under Subsection (b)(1) and (2) after receiving a written notice shall result in the Director of Engineering and Public Works causing the removal of said snow and/or ice.
- (f) **Expense.** An account of the expenses incurred by the City to abate the snow and/or ice hazard shall be kept and such expenses shall be charged to and paid by the parcel or lot owner. Notice of the bill for the removal of snow and/or ice shall be mailed to the last-known address of the owner of the parcel or lot and shall be payable within ten (10) calendar days from the receipt thereof. Within sixty (60) days after such costs and expenses are incurred and remain unpaid, the City Clerk shall enter those charges onto the tax roll as a special tax as provided by Sec. 66.615(5), Wis. Stats.
- (g) **Penalty.** In addition to the provisions set forth in this Section, any person, firm or corporation who violates the provisions of this Section shall be subject to a penalty as provided in Section 1-1-7 of this Code of Ordinances.

State Law Reference: Sections 66.60(16) and 66.615(3)(f) and (5), Wis. Stats.

**SEC. 10-1-33 WINTER PARKING; SNOW EMERGENCIES.**

- (a) **Winter Parking.** No person shall park any vehicle on any street in the City of Cedarburg for a period of time longer than thirty (30) minutes between the hours of 2:00 a.m. and 6:00 a.m. between December 1 and April 1. This prohibition shall not apply to physicians or ambulances on emergency calls. This Section shall not alter or effect any other ordinance of the City of Cedarburg related to parking and towing of vehicles during a snow emergency.
- (b) **Snow Emergency.**
  - (1) Declaration of Emergency. A snow emergency shall exist whenever there is an accumulation of snow or whenever snow or inclement weather causes a serious public hazard to exist which impairs transportation, the movement of fuel, health and medical services, fire and police protection and other vital services and facilities of the City. Such emergency shall continue for a period of forty-eight (48) hours or until such earlier time as snow plowing operations have been declared completed or until the streets have been made reasonably safe for use by motor vehicles, all to be determined by the Director of Public Works.
  - (2) Alternate Side Parking. Whenever a snow emergency exists and the Director of Public Works causes an announcement thereof to be made by at least two (2) radio stations whose normal operating range includes the City of Cedarburg, it shall be unlawful:
    - a. For any person to park any motor vehicle upon the even-numbered side of any street in the City of Cedarburg on any odd-numbered day of the month or upon the odd-numbered side of any street in the City of Cedarburg on any even-numbered day of the month at any time; and
    - b. For any person to park any motor vehicle upon any street in the City of Cedarburg between the hours of 12:00 a.m. (midnight) and 6:00 a.m.
  - (3) Duration. The parking restrictions imposed by this Section shall remain in effect during the course of any snow emergency and until such snow emergency terminates.
- (c) **Removal of Vehicles.** Whenever such an emergency exists, as previously defined, and any vehicles are illegally parked, stopped, or standing in such a manner as to prevent or impede snow clearance or removal in any manner upon any street, alley, highway, or parking lot, the City employees or their agents shall be authorized to move or remove such vehicles, where such vehicles will no longer prevent or impede such aforesaid snow clearance or removing. Towing fees will be assessed against the owner of such vehicle. This section shall not be construed to exempt the owner from other penalties which he may incur.

Cross Reference: Section 10-1-12.