

Chapter 69

SNOW AND ICE REMOVAL

- § 69-1. **Responsibility for removal.**
- § 69-2. **Deposition of snow and ice restricted.**
- § 69-3. **Violations and penalties.**
- § 69-4. **Enforcement; cost.**

[HISTORY: Adopted by the Town Commissioners of the Town of Perryville during codification; see Chapter 1, General Provisions, Art. II. Amendments noted where applicable.]

GENERAL REFERENCES

Brush, weeds and grass – See Chapter 30.
Property maintenance – See Chapter 63.

§ 69-1. Responsibility for removal.

- A. All owners and persons in possession of any land or premises situated on any street, alley or highway within the limits of the Town where sidewalks have been or may hereafter be laid shall remove the snow therefrom the entire length thereof for a width of at least three (3) feet and may deposit the same along the remaining portion of said sidewalks nearest the curb within ten (10) hours after it has ceased falling, unless the same shall have fallen between the hours of 5:00 p.m. and 7:00 a.m., in which case it shall be removed before 6:00 p.m. the same day.
- B. However, in the event snow and ice on a sidewalk has become so hard that it cannot be removed without likelihood of damage to the sidewalk, the person charged with its removal shall, within the time mentioned in Subsection A hereof, cause enough CaCl₂ or some comparable substance to be put on the sidewalk to make travel thereon reasonably safe, and then shall, as soon thereafter as weather

permits, cause a path in said sidewalk of at least thirty-six (36) inches in width to be thoroughly cleaned.

§ 69-2. Deposition of snow and ice restricted.

No person shall deposit or cause to be deposited any snow and ice on or against a fire hydrant or on any sidewalk, roadway or loading and unloading areas of a public transportation system, except that snow and ice may be windrowed on public roadways incident to the cleaning thereof.

§ 69-3. Violations and penalties.

In the event of the failure of any person to clear away or treat with CaCl_2 or some comparable substance and subsequently clear away any snow and ice from any sidewalk as hereinbefore provided, or cause this to be done, such failure is hereby declared to be an infraction and subject to a fine of twenty-five dollars (\$25.) for the first offense and fifty dollars (\$50.) for each subsequent offense.

§ 69-4. Enforcement; cost.

- A. Irrespective of other provisions of this chapter for penalizing the failure of any person to clear away or treat with CaCl_2 or some comparable substance and subsequently clear away snow and ice from any sidewalk as hereinbefore provided, or cause this to be done, in the event of any such failure of any person, then the same may be done by a person employed to do so on behalf of the Town Commissioners by the Town Clerk or such other officer as may be hereafter designated to employ such person.
- B. A statement of account for the actual or established minimum cost of cleaning and removing snow and ice by the Town shall be presented to the Town Commissioners at any regular or special meeting, and, if approved, shall be placed in the hands of the Town Clerk who shall immediately record the same among his records and enter therein the time and date of such recordation.
- C. The amount of the cost of removal of snow and ice by the Town shall be a debt of the owner of the abutting property and shall become due and payable when the statement thereof is placed in the hands of the Town Clerk. The Town Clerk shall proceed immediately to collect the same as municipal taxes are collected. Any such charge shall be a lien upon the abutting property as provided in the Charter.²

² Editor's Note: See in particular Art. X, Special Assessments.

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- D. The owner of the abutting property shall have the right to appeal from the order of the Town Commissioners approving the charge of removal by the Town to the District Court of the county, all in accordance with the laws of the state.
- E. There shall be a minimum cost for cleaning and removing snow and ice by the Town of twenty-five cents (\$0.25) for each linear foot of sidewalk from which the snow and ice may be so cleaned and removed.