


COUNCIL COMMUNICATION

	Number:	19-505	Meeting:	November 18, 2019
	Agenda Item:	43	Roll Call:	19-1848
	Submitted by:	Jonathan A. Gano, P.E., Public Works Director		

AGENDA HEADING:

Amended Schedule of Administrative Penalties for failure to remove snow and ice from sidewalks in violation of Chapter 102 of the Municipal Code.

SYNOPSIS:

When a property owner does not remove snow and ice from a public sidewalk, it puts the City at risk of liability, should someone be injured, due to this lack of maintenance. The proposed administrative penalty is \$75 first offense, \$100 second offense, \$125 third, \$150 fourth, and \$175 fifth and future incidents.

FISCAL IMPACT: NONE

ADDITIONAL INFORMATION:

- Property owners are required to remove snow and ice from the sidewalk adjacent to their property on City Right of Way (ROW). Failure to remove snow and ice creates a public hazard, and for this reason fines are levied against property owners. The current fees are:
 - \$50 first offense
 - \$75 for the second
 - \$100 for the third and all succeeding penalties
- Public Works recommends increasing fines to:
 - \$75 first offense
 - \$100 second
 - \$125 third
 - \$150 fourth
 - \$175 fifth and all subsequent events
- In the 2018-2019 snow season, 400 notices were sent for failure to remove snow from the adjacent sidewalk. The offense count is from October 15-April 15 each snow and ice season.

PREVIOUS COUNCIL ACTION(S):

Date: October 25, 2004

Roll Call Number: 04-2295

Action: Amending Chapter 102 of the Municipal Code regarding snow and ice removal. ([Council Communication No. 04-551](#)) Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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