

## ORDINANCE NO. 2011-2

THE CITY COUNCIL OF THE CITY OF GREEN ISLE, MINNESOTA TO PROMOTE THE PUBLIC SAFETY, HEALTH AND WELFARE, HEREBY ORDAIN AS FOLLOWS:

### AN ORDINANCE REGULATING THE REMOVAL ICE AND SNOW ON SIDEWALKS, STREETS AND PARKING LOTS.

**Section 1. Public Sidewalks.** The owners or occupants of homes abutting public sidewalks are encouraged to remove accumulation of snow and ice from said sidewalk in a timely manner.

**Section 2. Fire Hydrants.** The owners or occupants of property abutting a city fire hydrant are encouraged to keep the hydrant clear of snow and ice. However, the city shall have primary responsibility for clearing snow and ice from the fire hydrants. It shall be considered a public nuisance for any private party to blow or shovel additional snow on to or around a fire hydrant. Any private property owner or occupant found to do so shall be subject to the possible tax assessment or civil suit set forth below, to reimburse the City for the cost of removal of such extra deposits.

**Section 3. Placing Snow or Ice on Public Street or City Property.** It is unlawful for any person, not acting under contract with the City, to remove snow or ice from private property and place such snow or ice upon a public street, in such quantity or manner as to cause a hazard to travel, without proper arrangements for the immediate removal thereof. It is unlawful for any person, not acting under contract with the City to place or deposit any snow or ice upon City property. An exception to this rule shall be that any person removing snow or ice from the public sidewalk on their lot, may blow or shovel the deposit to the curbside of the city street fronting their property, if this is done before the city plows said street. The property owner may be assessed or sued as set out in this ordinance for the cost of removing snow or ice deposited on city property in violation of this ordinance.

**Section 4. Business Parking Lots.** Snow shall not be moved from the property of a private business onto a city street or other city property. A private business may contract with the City to place snow onto a city street. The City will set conditions and a fee, based on the size of the property, to remove such snow. It is unlawful for any private business, not acting under contract with the City, to place or deposit any snow or ice onto a City street. Private businesses violating this section may be subject to tax assessment or civil suit as set out in this ordinance, to reimburse the City for the cost of the snow or ice removal from City property.

**Section 5. Assessment.** Upon receipt of the information that a property is in violation of this ordinance, the City Clerk shall forward to the Council a statement setting forth the unpaid charge for the cost of the City removal of any snow or ice pursuant hereof for each separate lot or parcel. The Council may then, pursuant to the provisions of Minnesota Statutes, Chapter 429, assess any such charge against the property benefited, and any such assessment shall, at the time at which taxes are certified to the County Auditor, be certified for collection in the manner that other special assessments are so certified.

**Section 6. Civil Suit for Cost of Removal.** The City may, as an alternative to the assessment procedure set forth in section 5, initiate a civil suit in a court of competent jurisdiction to recover from the owner of land found to be in violation of this ordinance, the cost of the removal of snow or ice, together with allowable costs and disbursements.

This ordinance shall become effective immediately upon publication.

For City of Green Isle:



By Randal S. Bruegger  
Its Mayor



By Shane Sheets  
Its Vice Mayor

Reading: Feb. 8, 2011  
Published: March 17, 2011