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Code of Ordinances of Sioux Falls, SD

SNOW AND ICE REMOVAL

§ 96.100 DUTY TO REMOVE SNOW.

(a) The owner or person in possession of any property abutting on any sidewalk shall keep the sidewalk free from snow and ice and shall remove any snow or ice from the sidewalk within 48 hours after the termination of any snow fall, snow or ice accumulation.

(b) The owner or person in possession of any property abutting upon any sidewalk which ends at an intersection or crosswalk shall maintain the sidewalk free from snow and ice to the edge of the street. Snow and ice deposited on the sidewalk in the street removal process shall be removed within 48 hours of being deposited.

(1957 Rev. Ords., § 11.801; 1992 Code, § 38-76) (Ord. 2395, passed 12-20-1965; Ord. 101-92, passed 11-16-1992; Ord. 76-93, passed 10-18-1993)

§ 96.101 NOTICE.

The city shall notify all owners or persons in possession of property abutting on sidewalks to keep the sidewalks free from snow and ice and to remove the same within 48 hours after every fall or accumulation of snow or ice. The notice need not be given personally but may be given generally through the official newspaper annually. The notice shall provide that each owner or person in possession is required to keep the sidewalk in front of the premises free and clear from snow and ice. It shall further provide that if the owner or person in possession fails to remove the snow or ice within 72 hours of the falling or accumulation hereof, that the city may cause the snow or ice to be removed and charge the cost to the abutting property.

(1992 Code, § 38-77) (Ord. 101-92, passed 11-16-1992)

§ 96.102 DISPOSAL OF SNOW AND ICE.

The property owner, person in possession or person removing snow or ice from any sidewalk, public or private driveway, parking lot or parking area shall dispose of accumulated snow and ice upon the property as follows.

- (a) Snow and ice shall not be deposited on any sidewalk or in any park.
- (b) Snow and ice shall not be deposited so as to obstruct or interfere with the passage or vision of vehicular or pedestrian traffic.
- (c) In the area designated zone 1 for snow alerts, snow and ice shall not be deposited upon any public street or alley that has been cleared of snow by the grading of snow away from the

curb or the picking up and carrying away of snow by the city. Snow and ice may be deposited on the street until it has been cleared.

(d) In all areas outside zone 1, no snow may be blown, pushed, or otherwise placed on any street at any time (both before and after the street has been plowed).

(1957 Rev. Ords., § 11.802; 1992 Code, § 38-78) (Ord. 2395, passed 12-20-1965; Ord. 2662, passed 1-12-1970; Ord. 1-84, passed 1-3-1984; Ord. 101-92, passed 11-16-1992; Ord. 28-93, passed 4-12-1993; Ord. 35-94, passed 4-25-1994) Penalty, see § 10.999

§ 96.103 CITY MAY REMOVE.

If the owner or person in possession of property fails to remove the snow or ice from the sidewalks within the time specified, the city may have the snow or ice removed and charge the cost thereof against the abutting property each time the snow or ice is removed.

(1992 Code, § 38-78.1) (Ord. 101-92, passed 11-16-1992)

§ 96.104 SPECIAL ASSESSMENT FOR SNOW AND ICE REMOVAL.

(a) The cost to the city for the removal of snow and ice each year shall be certified to the city finance director on or before the first day of June of each year.

(b) The finance director shall prepare an estimate of the assessment against each lot for the removal of snow and ice for the preceding season including the expense of levying the special assessment against each lot. The estimates shall be submitted to the city council.

(c) Upon the filing of the assessment roll with the finance director, the governing body shall fix a time and place of hearing upon the same, not less than 20 days from the date of filing. The finance director shall then publish a notice of the time and place of hearing in the official newspaper at least one week prior to the date set for the hearing. The notice shall describe the reason why the special assessment is levied, the date of filing of the assessment roll, the time and place of the hearing thereon, and that the roll will be open for public inspection at the office of the finance director, and shall refer to the special assessment roll for further particulars.

(d) The finance director shall also mail a copy of the notice, by first-class mail, to the owner or owners of any property to be assessed for the snow and ice removal, at the address as shown on the records of the assessor. The mailings shall be at least one week prior to the date set for the hearing. The owner or person in possession may appear at the hearing to protest the assessment and to give reasons why the assessment should not be levied.

(e) Pursuant to the hearing, the council shall approve and file the assessment roll with the finance director. After approval and filing with the finance director, the assessment roll shall be a special lien against the property described and shall be collected in a like manner as for special assessments for public improvements.

(1992 Code, § 38-78.2) (Ord. 101-92, passed 11-16-1992)

§ 96.105 VIOLATION.

It is unlawful to violate any provision of this subchapter.

(1992 Code, § 38-78.3) (Ord. 101-92, passed 11-16-1992) Penalty, see § 10.999