

The Mayor and Commissioners
of the Town of Elkton

Ordinance 8-2003

BY: Mayor and Commissioners

INTRODUCTION: December 17, 2003

ADOPTION:

AN ORDINANCE CONCERNING

**CODE OF THE TOWN OF ELKTON
TITLE 12
CHAPTER 12.08
§ 12.08.060
SNOW AND ICE REMOVAL**

FOR THE PURPOSE of amending the Code of the Town of Elkton, Title 12, Chapter 12.08, § 12.08.060, requiring the owner, lessee or person in control of real property abutting a public sidewalk to remove snow and ice from the sidewalk under specified conditions; directing the police department to enforce the ordinance; establishing that a violation of the ordinance shall be a civil infraction.

WHEREAS, the Mayor and Commissioners have determined that snow and ice on public sidewalks presents a danger and hazard to the public; and

WHEREAS, the Mayor and Commissioners have further determined that the owner, lessee or other person in control of real property fronting and abutting a public sidewalk shall be responsible for the removal of snow and ice from the sidewalk; and

WHEREAS, the Mayor and Commissioners have further determined that the owner, lessee or other person in control of real property fronting and abutting a public sidewalk who refuses, neglects or otherwise fails to remove snow and ice from the sidewalk, as set forth under this ordinance, shall be in violation of this ordinance and that said violation shall be declared a civil infraction and that the property owner, lessee or other person in control of said property shall be subject to the penalties set forth under the Charter, Article XIV., § C14-1., B..

NOW, THEREFORE, the Mayor and Commissioners of the Town of Elkton hereby ordain that:

- Section 1. The Code of the Town of Elkton, Title 12, Chapter 12.08, § 12.08.060, shall be repealed; and
- Section 2. The Code of the Town of Elkton, Title 12, Chapter 12.08, § 12.08.060, shall be re-enacted to read as follows:

Code of the Town of Elkton
Title 12
Streets, Sidewalks and Public Places
Chapter 12.08
Street and Sidewalk Use Regulations

§ 12.08.060 Snow and Ice Removal

- A. ~~It shall be the duty of every person in charge or control of any building or parcel of land located in the town, fronting or abutting on a paved public sidewalk, whether as owner, tenant, occupant or otherwise, within twenty-four (24) hours after the ceasing to fall of any snow or sleet, to remove and clear away or cause to be removed and cleared away such snow or sleet from so much of the such public sidewalk as in front of or abuts on any such building or lot of land.~~

The owner, lessee or other person in control of real property located in the town which fronts or abuts a public sidewalk shall remove snow and/or ice from all that portion of the sidewalk that fronts or abuts said property not later than twenty-four (24) hours after any snow, sleet or ice has accumulated on said sidewalk.

- B. ~~In the event that any such owner or persons in possession shall refuse, fail or neglect to clean and remove the snow and ice from the sidewalk as provide in this section when notified to do so, such owner or person in possession shall be punished as set forth in the Charter. In addition thereto, the town may cause the same to be removed as above specified and charge the cost thereof against the property.~~

The owner, lessee or other person in control of real property located in the town which fronts or abuts a public sidewalk shall not refuse, neglect or otherwise fail to remove snow and/or ice from the sidewalk that fronts or abuts said property when notified by the Town to do so. The Elkton Police Department shall enforce the provisions of this section.

- C. No person shall deposit or cause to be deposited any snow or ice on or against any fire

hydrant , or any stormwater inlet and/or drainage basin.

- D. ~~The Town of Elkton shall invoice the cost incurred by the town of snow removal to any property owner subject to the provisions of this chapter in the event said owner fails to comply with the requirements set forth in this chapter. The town may enter a lien against the subject property in the event that the costs are not satisfied within thirty (30) days. (Amended during 1996 codification; prior code § 99-6)~~

A person who violates this section shall be guilty of a civil infraction and shall be subject to the penalties set forth under the Charter, Article XIV., § C14-1., B..

** END OF SECTION **

Note: ~~Words struck out in the text indicate words deleted from the current ordinance;~~ **words in bold, underlined font indicate words added to the ordinance.**