

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING AND REENACTING SECTION 28-42 OF CHAPTER 28 (STREETS, SIDEWALKS AND PUBLIC GROUNDS), ARTICLE III (SIDEWALKS) OF THE CITY OF MINOT CODE OF ORDINANCES**

WHEREAS, the City of Minot previously enacted ordinances relating to sidewalk snow removal in the corporate limits of the City of Minot;

WHEREAS, the City of Minot, by and through the Minot City Council, desires to amend section 28-42 of the City of Minot Code of Ordinances to clarify sidewalk snow removal with regard to city owned properties;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MINOT:

§1. That section 28-42 of Article III (Sidewalks), Chapter 28 (Streets, Sidewalks and Public Grounds) of the City of Minot Code of Ordinances, City of Minot, North Dakota, is hereby amended and reenacted to read as follows:

**Sec. 28-42. - Sidewalks to be cleared of snow and ice, when; piling on public thoroughfares restricted.**

- (a) The occupant of premises abutting a street, or the owner of unoccupied premises abutting a street, shall keep the sidewalk abutting such premises reasonably clear of snow and ice, except during a snow event and for twenty-four (24) hours thereafter. A "snow event" as used herein means a snowfall, or ice storm, or blowing snow, or any or all of these. If the premises in question also abut on an alley, then the abutting sidewalk will be deemed to include the sidewalk crossing the alleyway (if any), up to the centerline of the alley.
- (b) No person shall remove snow or ice or both from private property and deposit the same on any part of the following portions (insofar as applicable under the circumstances) of the public right-of-way:
  - (1) The paved portion thereof;
  - (2) The graveled portion thereof;
  - (3) The portion thereof neither paved nor graveled, but traveled;
  - (4) The curbs; or
  - (5) The sidewalks.
- (c) When the premises abutting a street is owned by the City, any sidewalk abutting such premises shall be reasonably clear of snow and ice, in accordance with the City Council approved snow plan.
- (d) No person shall deposit snow or ice or both in such a manner—
  - (1) As to obstruct access to a fire hydrant; or

- (2) As would constitute a violation of section 28-13 if such snow or ice or both were considered to be a permanent structure or other object, even if such placement is not prohibited by subsections (a) and (b).

§2. This Ordinance shall become effective upon final passage and approval.

PASSED FIRST READING: \_\_\_\_\_

PASSED SECOND READING: \_\_\_\_\_

ATTEST:

APPROVED:

\_\_\_\_\_  
Kelly Matalka, City Clerk

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Shaun Sipma, Mayor