

**CITY OF ST. AUGUSTA
STEARNS COUNTY, MINNESOTA
ORDINANCE NO. 2007-17**

**AN ORDINANCE ESTABLISHING DUTY TO REMOVE ICE AND SNOW
FROM CITY SIDEWALKS**

In the interest of the health, safety, and welfare of its citizens, the City Council of St. Augusta, Minnesota hereby ordains:

Section 1. Ice and Snow a Nuisance All snow and ice remaining upon public sidewalks is hereby declared to constitute a public nuisance and shall be abated by the owner or tenant of the abutting private property within 24 hours after such snow or ice has ceased to be deposited.

Section 2. City to Remove Snow and Ice The City may cause to be removed from all public sidewalks beginning 24 hours after snow or ice has ceased to fall, all snow or ice which may be discovered thereon, and it shall keep a record of the cost of such removal and the private property adjacent to which such accumulations were found and removed.

Section 3. Cost of Removal to be Assessed The City Clerk shall, upon direction of the Council, and on receipt of the information provided for in the preceding Section, extend the cost of such removal of snow or ice as a special assessment against the lots or parcel of ground abutting on walks which were cleared, and such special assessments shall at the time of certifying taxes to the County Auditor be certified for collection as other special assessments are certified and collected.

Section 4. Civil Suit for Cost of Removal The City Clerk shall, in the alternative, upon direction of the Council, bring suit in a court of competent jurisdiction to recover from the persons owning land adjacent to which sidewalks were cleared, as provided in Section 2 hereof, the cost of such clearing and the cost and disbursement of a civil action therefore.

Section 5. The City Clerk to Report Sidewalks Cleared The City Clerk may, from time to time, present to the Council after snow or ice has been cleared from the sidewalks as provided in Section 2 hereof a report of the City thereon, and may request the Council to determine by resolution the manner of collection to be used as provided in Sections 3 or 4 of this Section.

Section 6. Placing Snow or Ice in a Roadway or on a Sidewalk It is a misdemeanor for any person, not acting under a specific contract with the City to remove snow or ice from private property and place the same in any roadway or on a sidewalk.

Section. 7. Continuing Violation Each day that any person continues in violation of this Section shall be a separate offense and punishable as such.

Section 8. Effective Date

The ordinance shall become effective upon publication.

ADOPTED this 4th day of December, 2007.

CITY OF ST. AUGUSTA

By: _____
B. J. Kroll, Mayor

ATTEST:

By: _____
William R. McCabe, City Administrator