

TITLE 4 - PUBLIC WORKS

Chapter 6 - Snow and Ice Removal From Public Sidewalks

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4.6.1 Accumulation of Snow and Ice Prohibited.

4.6.1.01 Removal From Sidewalks

The owner, occupant or person in charge of any parcel or lot which fronts upon or adjoins any sidewalk shall keep said sidewalk clear of all snow and ice. In the event of snow accumulating on said sidewalk due to natural means and/or by any other means, said sidewalk shall be cleared of all accumulated snow and/or ice within twenty-four (24) hours from the time the snow ceases to accumulate on said sidewalk. Sidewalks are to be kept clear of snow and ice to a minimum of four (4) feet in width. In the event that ice has formed on any sidewalk in such a manner that it cannot be removed, the owner, occupant or person in charge of the parcel or lot which fronts upon or adjoins said sidewalk shall keep the sidewalk sprinkled with sand and/or salt to permit safe travel by pedestrians.

4.6.1.02 Notice and Removal of Snow From Sidewalks

If the owner, occupant or person in charge of any parcel or lot which fronts upon or adjoins any sidewalk shall fail to keep said sidewalk clear of snow and ice as set forth in Subsection 4.6.1.01 the Town shall take the following actions:

- (A) Hazardous Conditions. If the Town determines that the failure to remove the snow and ice from the sidewalk creates an immediate danger to the public health and/or safety, the Town shall cause the issuance of a written notice to the owner, occupant, or person in charge of any parcel or lot, directing that the snow and/or ice be removed within four (4) hours from the delivery of the notice. In the event the property owner, occupant or person in charge of said parcel or lot is unavailable to receive a written notice, the Town shall immediately cause the removal of the snow and/or ice. The Town shall send a written notice of the last known address of the property owner notifying him that a hazardous condition existed which required immediate abatement.
- (B) Nonhazardous Conditions. If the owner, occupant, or person in charge of the subject parcel or lot fails to remove the snow within the time period established in Subsection 4.6.1.01 the Town shall cause the issuance of a written notice to said owner, occupant, or person in charge of the subject parcel or lot directing the responsible person (as defined) to remove said snow and ice no later than 12:00 p.m. of the day following the issuance of said notice. The written notice shall be hand delivered when possible or mailed to the last known address of the owner of the subject property as identified on the records in the Town Clerk's office.
- (C) Snow and Ice Not to Encroach. No person shall cause or allow any snow, ice, slush, or any combination thereof to be shoveled, plowed, dumped, pushed or in any manner placed on any public street, alley, sidewalk or public land dedicated to public use.

4.6.2 Enforcement.

4.6.2.01 Investigation and Enforcement

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Sidewalks Section 4.6.2.02

The Town Chairperson, the Town supervisors, or their designee(s), and any member of the Ozaukee County Sheriff’s Department are hereby authorized and directed to enforce the provisions of this Section.

4.6.2.02 Continued Violations

Each twenty-four (24) hour period where a violation occurs shall constitute a separate offense under this Section for enforcement purposes. Repeated violations or subsequent additional accumulations of snow and/or ice shall not nullify any pending notice issued under this Section.

4.6.3 Abatement.

4.6.3.01 Abatement After Notice

Failure of the owner, occupant, or person in charge of any parcel or lot to cause the removal of snow and/or ice within the time established under Subsections 4.6.1.02(A) and 4.6.1.02(B) after receiving a written notice shall result in the Town causing the removal of said snow and/or ice.

4.6.3.02 Expense

An account of the expenses incurred by the Town to abate the snow and/or ice hazard shall be kept and such expenses shall be charged to and paid by the parcel or lot owner. Notice of the bill for the removal of snow and/or ice shall be mailed to the last known address of the owner of the parcel or lot and shall be payable within ten (10) calendar days from the date of issuance thereof. Within sixty (60) days after such costs and expenses are incurred and remain unpaid, the Town Clerk shall enter those charges onto the tax roll as a special charge against the property abutting such obstructed sidewalk, as provided by Secs. 66.0627 and 66.0907(5), Wis. Stats.

4.6.4 Penalty.

4.6.4.01 Penalty.

In addition to the provisions set forth in this Section, any person, firm, or corporation which violates the provisions of this Section shall, upon conviction thereof, forfeit not less than Fifty (\$50.00) Dollars for the first offense, One Hundred Dollars (\$100.00) for the second offense, and Two Hundred (\$200.00) Dollars for the third or successive offenses, together with the costs of prosecution.

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