

**ORDINANCE No. 5542**

**AN ORDINANCE TO PROVIDE A PENALTY FOR FAILURE TO REMOVE SNOW AND ICE FROM SIDEWALKS BY AMENDING SECTION 12.20.070 OF THE RAPID CITY MUNICIPAL CODE**

WHEREAS, the City of Rapid City has adopted Section 12.20.070 of the Rapid City Municipal Code to provide require the removal of snow and ice from sidewalks by the owner or person in control of real property; and

WHEREAS, the Common Council of the City of Rapid City deems it to be in the City's best interests to amend Section 12.20.070.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City that Section 12.20.070 of the Rapid City Municipal Code be amended as follows:

**12.20.070 Sidewalks–Snow and ice removal.**

It shall be the duty of the owner or person in possession or in charge of any lot, parcel or plot of ground fronting or abutting upon any sidewalk to keep the sidewalk free from snow and ice at all times. When it is impossible to take the snow and ice from the walk by reason of its being frozen to the sidewalk the owner or occupant shall sprinkle or spread some suitable material upon the same to prevent the walk from becoming slippery and dangerous to travel. Sidewalks that are not kept free from snow and ice are declared a nuisance, and upon the failure, neglect or refusal of any owner or person in possession or in charge of any lot, parcel or plot of ground fronting or abutting any sidewalk to comply with the provisions of this section, the ~~Public Works Division~~ Community Resources Director or his or her designee, is authorized and empowered to cause such work as may be necessary to provide for compliance, and may defray the cost of the work, including administrative costs, by special assessment against the property. Any person violating this Section shall be subject to the general penalty provision as set forth in § 1.12.010 of the Code

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

CITY OF RAPID CITY

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Finance Officer  
(seal)

First Reading:  
Second Reading:  
Published:

Effective: