

ORDINANCE NO. 295

BE IT ORDAINED by the Town of Hayti, Hamlin County, South Dakota

SNOW AND ICEREMOVAL

(a) Duty to Remove.

It shall be the duty of the owner, tenant, or person in possession of any property abutting on any sidewalk to keep such sidewalk free from snow and to cause any accumulated snow to be removed from any such abutting sidewalk within forty eight (48) hours after the termination of any snowfall, or snow accumulation.

(b) Disposal of Snow.

It shall be the duty of the property owner, tenant, or person in possession of any public or private driveway, parking lot or parking area to dispose of accumulated snow upon such property in such manner that any snow when removed shall not be deposited upon any sidewalk, within or upon any public street or alley, or in a manner that will obstruct or interfere with the passage or vision of vehicle or pedestrian traffic.

It shall be the duty of the property owner, tenant, or person in possession of any property abutting on any sidewalk to dispose of accumulated snow upon such sidewalk in such a manner that any snow when removed shall not be deposited within or upon any public street or alley, after such public street or alley has been cleared of snow by the grading of such snow away from the curb or the picking up and carrying away of such snow by the City. It shall be unlawful to deposit snow upon any other person's private property without their written approval.

(c) Removal Costs Assessed.

In the event any owner, tenant, or person in possession of any property shall neglect or fail to or refuse to remove such snow or ice within the time provided, any police officer of the Town may issue a citation for such violation and the Town Board of Trustees may authorize such removal with the costs to be assessed against the abutting property owner. (SDCL 9-30-5)

(d) Definitions.

For the purposes of this article, the following definitions shall apply:

- (i) 'Snowfall Event" shall mean such times as there is a snow accumulation on the public streets of two (2) inches or more will be effective and enforced.
- (ii) 'Street" shall mean the entire width of any public roadway within the City and it shall not be limited to those roadways designated as a 'Street", but include "Avenues" and all other names by which public roadways are designated.

(f) Penalty.

Violation of this ordinance is a misdemeanor punishable by a fine not to exceed \$100.00 or by imprisonment not to exceed 30 days, or by both such fine and imprisonment. Each violation shall be a separate and distinct offense.

Dated this _____ day of _____, 2016.

CITY OF HAYTI

By: _____
Chairperson

ATTEST:

Town Finance Officer

(Seal)

First Reading: March 16, 2016

Second Reading: April 11, 2016

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