



CITY OF MARSHALL AGENDA ITEM REPORT

Meeting Date:	Wednesday, January 23, 2019
Category:	NEW BUSINESS
Type:	INFO/ACTION
Subject:	Introduction of Ordinance amendment to Section 62-2 Ice and snow and Call for Public Hearing
Background Information:	<p>The City Ordinance regulates snow and ice removal from public sidewalks. It requires owners of adjacent properties to have snow and ice removed within 24 hours and permits the City to have the nuisance abated if the sidewalks are not cleared; the City may then assess the cost if a bill for snow or ice removal is not paid for. However, snow on private streets is not addressed despite it being a health and safety hazard and also the City’s receiving multiple complaints.</p> <p>Staff reviewed the State Statute that gave the City authority to remove the snow from public sidewalks and determined that it also permits a similar procedure on private properties, including private streets. Therefore, the Ordinance section was revised by adding references to “private streets.”</p> <p>Additionally, several changes were made to better reflect the actual process that the City is using in dealing with this problem, for example the option of civil suit was removed. Also, a provision was added that limited owners’ obligations and measures to the ones the City customarily follows.</p> <p>A relevant State Statute is attached.</p> <p>At the meeting on January 18, 2019, Legislative and Ordinance Committee voted to recommend to council the approval of Ordinance amendment to Section 62-2 Ice and snow as recommended by staff.</p>
Fiscal Impact:	All snow and ice removal costs will be billed and, if not paid, assessed.
Alternative/ Variations:	None recommended.
Recommendations:	Staff recommends, based on L&O Committee input, that the Council introduce the Ordinance amendment to Section 62-2 Ice and snow and call for Public Hearing to be held on February 12, 2019.