

CITY OF RIFLE, COLORADO
ORDINANCE NO. 24
SERIES OF 2015

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTION 11-1-40 AND REPEALING SECTION 11-1-30 OF THE RIFLE MUNICIPAL CODE REGARDING THE ACCUMULATION OF SNOW OR ICE UPON SIDEWALKS.

WHEREAS, Article I, Chapter 11 of the Rifle Municipal Code (the "Code") regulates the uses and maintenance of sidewalks within the City of Rifle ("Rifle" or the "City"); and

WHEREAS, Section 11-1-30 prohibits the uncleared accumulation of snow or ice upon any sidewalk for longer than twelve (12) hours; and

WHEREAS, Section 11-1-40 requires the clearing of snow and ice from sidewalks within twenty-four (24) hours after every snowfall; and

WHEREAS, the City's Staff recommends that the City simplify the Code to provide for a single section providing for the clearing of snow and ice from sidewalks and ensure snow is not placed on the streets; and

WHEREAS, the City Council believes that amending Section 11-1-40 and repealing Section 11-1-30 is proper for the public safety, health, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Section 11-1-40 of the Rifle Municipal Code is hereby amended as follows, with additions shown in double underlined text and ~~strike through language deleted~~:

Sec. 11-1-40. - Snow and ice removal from sidewalks.

- (a) The owner, occupant or agent of the owner of any building, property or vacant lot in the City shall maintain the sidewalk, ~~parking and curbs; i.e., the area from the property line to the gutter, adjoining said building, property or vacant lot,~~ in a clean condition; and shall remove and clear away, ~~or cause to be removed and cleared away,~~ snow and ice from adjoining sidewalks within twenty-four (24) hours ~~after every snowfall~~ of any accumulation. ~~Any person who fails to do so, after having been given notice, either in person, in writing or by telephone by the City, and having been given twenty four (24) hours within which to comply, shall be deemed guilty of a misdemeanor and shall be punished as provided in Section 1-4-20 of this Code.~~
- (b) It shall be unlawful for any person to plow, shovel, blow or otherwise move snow or ice into any public street, sidewalk, alley or other public property within the City in a manner which impairs the use of the street or sidewalk for vehicular or pedestrian traffic; provided,

however, nothing contained in this Section shall be construed to prohibit or regulate the manner in which persons working for or on behalf of the City clear or remove snow or ice from the public streets or other public places within the City.

(c) Violation of this Section is a Class B municipal offense.

Section 3. Section 11-1-30 of the Rifle Municipal Code is hereby repealed in its entirety.

INTRODUCED on November 4, 2015, read by title, passed on first reading, and ordered published by title as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on November 18, 2015, passed without amendment, approved, and ordered published in full as required by the Charter.

Dated this ___ day of November, 2015.

CITY OF RIFLE, COLORADO

BY: _____
Mayor

ATTEST:

City Clerk