

TOWN OF LAFAYETTE

DEPOSITING OF SNOW ON PUBLIC RIGHT-OF-WAYS

ORDINANCE 6 - 04

The Town Board of the Town of LaFayette, Walworth County, Wisconsin, does hereby ordain as follows:

SECTION 1.0 PURPOSE

The purpose of this ordinance is to ensure that the traveled portion of any public right-of-way is not impeded by the depositing of snow from private property. This ordinance protects the health, safety and welfare of the citizens of the Town of LaFayette.

SECTION 2.0 AUTHORITY

This ordinance is enacted pursuant to § 82.03, WI Statutes, which grants the Town the obligation for the care and supervision of all highways under the Town jurisdiction.

SECTION 3.0 DEPOSITING OF SNOW OR ICE ON PUBLIC RIGHT-OF-WAYS PROHIBITED

No person shall remove or cause to be removed any snow or ice from a premises owned or occupied by that person or from any residence, parking lot, parking area, business property or other property owned or occupied by that person by placing snow on the traveled portion of any public right-of-way, including paths and walkways. Snow or ice removed from private property shall not be stored in any manner that will obstruct or limit vehicular or pedestrian vision, movement or access, or in any way make Town right-of-ways unsafe.

SECTION 4.0 DEPOSITING SNOW OR ICE IN PUBLIC RIGHT-OF-WAYS DECLARED A NUISANCE

No person shall deposit any snow or ice upon the traveled portion of any sidewalk, alley, road or street of the Town contrary to the provisions of this chapter. The depositing of snow or ice upon said Town right-of-way in an unsafe manner is hereby declared a nuisance. The Town shall be empowered to issue citations for this violation.

SECTION 5.0 PENALTY

Penalties for violations within a calendar year shall be:

- A. First Offense \$ 75.00
- B. Second Offense \$ 150.00
- C. Third Offense \$ 300.00

SECTION 6.0 CHARGE FOR REMOVAL BY THE TOWN

In addition to the penalties provided for the violation of this section, the Town may summarily remove any snow or ice so deposited and assess the cost of removal to the owner of the property from which the

snow or ice was removed. Upon failure of the property owner to pay the cost, it may be charged as a special assessment on the tax bill of the property owner from which the snow or ice was removed.

This Ordinance adopted by the Town Board of the Town of LaFayette on this 8th day of April 2009.

Bruno Schiffler, Chair

Passed this day: 04.08.2009

Barbara A Fischer, Town Clerk-Treasurer

Filed this day: 04.08.2009