

ORDINANCE NO. 165

AN ORDINANCE AMENDING ORDINANCE NO. 82  
(AN ORDINANCE PROVIDING FOR THE REMOVAL OF ACCUMULATIONS  
OF SNOW AND ICE FROM SIDEWALKS)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS,  
JOHNSON COUNTY, IOWA:

University Heights Ordinance No. 82 is amended as follows (with additions indicated by underline and deletions indicated by ~~strike-through~~):

ORDINANCE NO. 82

AN ORDINANCE PROVIDING FOR THE REMOVAL OF ACCUMULATIONS OF SNOW AND ICE FROM SIDEWALKS AND ASSESSING THE COSTS THEREOF AGAINST THE ABUTTING PROPERTY OWNER.

Be It Ordained by the City Council of the City of University Heights, Iowa:

1. No owner, tenant, or other person in possession or control of property shall allow snow or ice accumulations to remain upon abutting sidewalks for more than twenty-four (24) hours.
  
- 2~~1~~. In the event a property owner does not remove accumulations of snow and ice from abutting sidewalks that abut said property within twenty-four (24) hours a reasonable time, the City may at the direction of the Mayor, City Engineer, or such other person as may be designated by the City Council, have the snow and ice accumulations removed without notice to the property owner and assess the costs against the property owner for collection in the same manner as a property tax.
  
3. The abutting property owner alone shall be liable for damages resulting from failure to comply with the provisions of this ordinance.
  
4. Any violation of this ordinance may be cited as a municipal infraction. The University Heights City Clerk, the Clerk's duly authorized agent, and any officer, including reserve officers, of the University Heights Police Department, is authorized to enforce this ordinance and my issue a civil

citation to anyone who violates it. A violation of this ordinance is punishable by a civil penalty of \$100.00. Each day the violation occurs shall constitute a separate violation of this ordinance.

~~2. The cost of said removal shall be assessed against the abutting property by resolution of the City Council and the assessment shall be certified by the City Clerk to the County Auditor for collection in the same manner as a property tax.~~

53. For the purposes of this ordinance "property owner" shall mean the record holder of legal title or the contract purchaser if there is a contract of record.

64. This ordinance shall become effective upon its passage and publication as provided by law.

SAVING CLAUSE.

In the event any word, phrase, sentence, paragraph or section contained in this ordinance shall be held to be invalid, unlawful, or unconstitutional for any reason, then it is hereby declared that the remaining such portions and provisions of this ordinance would have been enacted and remain in full force and effect.

EFFECTIVE DATE.

This ordinance shall become effective upon its passage and publication as provided by law.

REPEALER.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Adopted by the University Heights City Council this 12<sup>th</sup> day of February, 2007, and approved this 12<sup>th</sup> day of February, 2008.

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Louise From, Mayor

(SEAL)

ATTEST:

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Christine Anderson, City Clerk