

SNOW REMOVAL ORDINANCE

2-901 Definitions

The following definitions shall apply in the interpretation and enforcement of this ordinance:

(a) "Street" or "highway" means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(b) "Roadway" means that portion of a street or highway improved, designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

(c) "Sidewalk" means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

(d) "Business day" is any day not a Sunday or a national holiday.

(e) "Business hours" are the hours between 9:00 a.m. and 5:00 p.m. on any business day.

(f) The "Director" is the Director of Public Works, or, in his absence, his duly designated and acting representative.

2-902 Snow and Ice to be Removed from Sidewalks

(a) Every person, partnership, corporation, joint-stock company, or syndicate in charge or control of any building or lot of land within the city fronting or abutting on a paved sidewalk, whether as owner, tenant, occupant, lessee, or otherwise, shall remove and clear away, or cause to be removed and cleared away, snow and ice from so much of said sidewalk as is in front of or abuts on said building or lot of land.

(b) Except as provided in subsection (c) hereof, snow and ice shall be removed from sidewalks in all business districts within the city by three (3) business hours after the cessation of any fall of snow, sleet, or freezing rain or by the next business day following such fall, whichever period is shorter.

(c) In the event snow and ice on a sidewalk has become so hard that it cannot be removed without likelihood of damage to the sidewalk, the person or entity charged with its removal shall, within the time mentioned in subsection (a) hereof, cause enough sand or other abrasive to be put on the sidewalk to make travel thereon reasonably safe; and shall then, as soon thereafter as weather permits, cause said sidewalk to be thoroughly cleaned.

(d) In the event any materials are utilized to melt accumulated snow and ice, it shall consist of a mixture of no greater than 50% salt or salt substitute, together with an equal or greater amount of gravel. The Director shall have the power, upon application, to alter this provision as may be required in his best judgment.

2-903 Depositing of Snow and Ice Prohibited

No person, partnership, corporation, joint-stock company, or syndicate shall deposit or cause to be deposited any snow and ice on or against a fire hydrant or on any sidewalk or roadway, except that snow and ice may be windrowed on public roadways incident to the cleaning of sidewalks in business districts.

2-904 Applicability

This ordinance shall be applicable to the following portions of the City of Calais:

- (a) Main Street - from the Port of Entry to the intersection of Calais Avenue, both sides.
- (b) North Street - from the intersection of Union Street to the intersection of Washington Street, both sides.

2-905 Violations

In the event of the failure of any person, partnership, corporation, joint-stock company, or syndicate to clear away or treat with abrasives and subsequently clear away any snow and ice from any sidewalk as hereinbefore provided, or cause this to be done, the Director shall, as soon as practicable after such failure, cause such work to be done.

2-906 Penalties

Any person, partnership, corporation, joint-stock company, or syndicate who violates any provision of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding One Hundred Dollars (\$100.00). Each day such violation is committed or permitted to continue, shall constitute a separate offense and shall be punishable as such hereunder.

2-907 Enforcement

It shall be the duty of the Chief of Police to see that the provisions of this ordinance are complied with and he may, after expiration of the time limits stated herein, arrange for the removal of said snow and ice at the expense of the owner or occupants thereof.

2-908 Separability

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.