

City of Grand Ledge Ordinance #554
An Ordinance Amending the Grand Ledge City Code Chapter 178, Streets and Sidewalks, Article I, Sidewalk Building, Maintenance, and Repair, §178-4, Responsibility for construction, repair, or maintenance, subsection A.

The City of Grand Ledge Ordains:

Section 1. Change. Chapter 178, Streets and Sidewalks, Article I, Sidewalk Building, Maintenance, and Repair, §178-4, Responsibility for construction, repair, or maintenance, of the Grand Ledge City Code is amended, as follows:

§ 178-4, Responsibility for construction, repair, or maintenance

- A. The owner of every lot or parcel of land in the City, as well as any tenant thereof, shall be responsible to keep all sidewalks and/or nonmotorized pathways on, adjoining or adjacent to said lot or parcel free of all obstructions, defects or other conditions causing an unsafe condition or impediment to pedestrian travel and/or nonmotorized transportation. The requirements of this section shall include, but not necessarily be limited to, the following:
- (1) Removal of snow and ice. The owner or tenant of every lot or parcel of land in the City shall remove all snow and ice on and over said sidewalks and nonmotorized pathways within 24 hours after more than three inches of such material has been deposited, redeposited or reformed. Notice of failure to complete such removal shall be given by the designated City official by leaving a copy of the notice on the premises or by first-class mail addressed to the occupant (if any) of the property and the owner thereof by first class mail to the address listed on the City's last property tax roll.
 - (a) Notice. Notice as provided in this subsection shall state the nature of the obstruction (e.g., snow, ice, drifting snow, etc.) and hazard and shall require that the obstruction/hazard be removed within 24 hours of the notice. If the property owner or tenant fails to comply with the requirements of this section, they and each of them shall be guilty of a municipal civil infraction, punishable as provided in Chapter 1, General Provisions, Article II.
 - (b) City removal of snow and ice. In addition to the civil fines set forth in the preceding subsection, the property owner shall be liable for the cost incurred by the City in procuring the removal of said snow and ice. If at any time within six months after notice has been provided pursuant to Subsection A(1) above, a subsequent violation (i.e., failure to remove snow and ice within 24 hours after accumulation of three inches of such material) may result in removal of snow and ice by the City with the cost thereof to be placed as a lien on the property involved and collected as the City shall deem appropriate, including in the manner provided for collection of property taxes. Upon receipt of an invoice from the contractor hired by the City for the removal of said snow and ice, the City shall provide notice of the amount due to the property owner with a demand for payment within 30 days. Upon failure of the owner to remit in full for said invoiced amount, plus an administration fee of \$50, the unpaid amount shall be placed on the tax rolls as a lien against the property involved and collected in the same manner provided for collection of real property taxes, plus interest as provided for delinquent property taxes.
 - (c) For purposes of this section, accumulation and drifting of snow and ice of more than three inches shall constitute a condition requiring removal hereunder.
 - (d) Upon proof of financial hardship, the City Administrator may authorize charges under this section to be paid in installments, to be reduced or to be cancelled, and such authorizations shall be subject to approval by the City Council.
 - (2) Maintain all landscaping and adjoining or abutting sidewalk or nonmotorized pathways in such a manner that said overhanging landscaping remains, at a minimum, no less than eight feet above the surface of any sidewalk or nonmotorized pathway. In addition, and as of the effective date of this article, no landscaping, trees, shrubbery, or other berm, other than grass, sod, or mulch, shall be

placed less than one foot from the edge of any sidewalk or nonmotorized pathway. In no event should any such landscaping, trees, shrubbery, or other berm be permitted to create a hazard to the public health, safety, or welfare or otherwise obstruct or hinder the public right-of-way. Trees and shrubbery existing along the side of any sidewalk or nonmotorized pathway as of the effective date of this article shall be maintained in a reasonable manner so as to protect the public health, safety, and welfare along the public right-of-way.

Section 2. Severability. The provisions of this ordinance are severable, and if any section, sub-section, paragraph, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of all remaining sections, sub-sections, paragraphs, sentences, clauses, phrases or portions of this ordinance.

Section 3. Section Headings. The section headings used in this ordinance are for convenience only and are not a part of this ordinance.

Section 4. Effective Date. This ordinance shall take effect seven days after it has been adopted by the Grand Ledge City Council.

Introduced by the Grand Ledge City Council this 28th day of September, 2015.

Motion by	Mulder
Second by	Bartholomew

Ayes: Bartholomew, Mulder, Roberts, Smith

Nays: None

Absent: Lantz, Sowle, Willems

Adopted by the Grand Ledge City Council this 26th day of October, 2015.

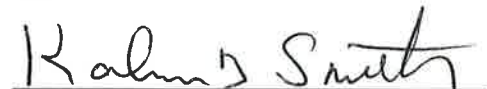
Motion by	Roberts
Second by	Willems

Ayes: Bartholomew, Lantz, Mulder, Roberts, Smith, Sowle, Willems

Nays: None

Absent: None

Approved:


Kalmin D. Smith, Mayor

I, Gregory Newman, Grand Ledge City Clerk, certify this is Ordinance #554 adopted by the Grand Ledge City Council at a meeting held the 26th day of October, 2015, a meeting held according to the Open Meetings Act, Public Act No. 267 of 1976, as amended. I further certify Ordinance #554 was published in the Grand Ledge Independent, a newspaper of general circulation in the City of Grand Ledge, the 15th day of November, 2015, subsequent to its adoption.


Gregory L. Newman, City Clerk

Introduced:	28 September 2015
Public Hearing:	12 October 2015
Adopted:	26 October 2015
Published:	15 November 2015
Effective:	16 November 2015

