

BLOOMFIELD FIRE & RESCUE

501 S. WEST ST. | BLOOMFIELD IA 52537

Station: 641.664.1147 | Email: blfdfire@netins.net



Jeff McClure, Fire Chief

Cell: 641.208.0269

Looking for guidance on City Code: 136.03 (Snow Removal)

Simple Fine vs Civil Penalty (Municipal Infraction \$750)?

Do we really have the manpower for city employee to go around and remove snow from sidewalks when it should be the home owner or business owners' responsibility to have this performed, or do we have a list of approved contractors to perform this operation?

My recommendation along with our previous City Attorney's (Nicole Cox) recommendations when this was brought before is to utilize what the City of Bloomfield already has in place and (or) modify our ordinance.

Ordinance Change:

If after 48 hrs. the snow has not been removed from the sidewalks as stated in City of Bloomfield Ordinance 136.03, then the home or business owner will be served with a municipal infraction (\$750) then a person will be selected from an approved list of contractors to remove the snow from the sidewalks and they will be paid based on a preapproved fee.

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Fire Chief
Bloomfield Fire and Rescue
Bloomfield City Code Enforcement Officer

- H. A change from the design or construction grade equal to or greater than three-fourths ($\frac{3}{4}$) inch per foot.
3. "Established grade" means that grade established by the City for the particular area in which a sidewalk is to be constructed.
 4. "One-course construction" means that the full thickness of the concrete is placed at one time, using the same mixture throughout.
 5. "Owner" means the person owning the fee title to property abutting any sidewalk and includes any contract purchaser for purposes of notification required herein. For all other purposes, "owner" includes the lessee, if any.
 6. "Portland cement" means any type of cement except bituminous cement.
 7. "Sidewalk" means all permanent public walks in business, residential or suburban areas.
 8. "Sidewalk improvements" means the construction, reconstruction, repair, replacement or removal, of a public sidewalk and/or the excavating, filling or depositing of material in the public right-of-way in connection therewith.
 9. "Wood float finish" means a sidewalk finish that is made by smoothing the surface of the sidewalk with a wooden trowel.

~~**136.03 REMOVAL OF SNOW, ICE AND ACCUMULATIONS.** It is the responsibility of the abutting property owners to remove snow, ice and accumulations promptly from sidewalks. If a property owner does not remove snow, ice or accumulations within forty-eight (48) hours, the City may do so and assess the costs against the property owner for collection in the same manner as a property tax.~~

~~*(Code of Iowa, Sec. 364.12[2b & e])*~~

136.04 RESPONSIBILITY FOR MAINTENANCE. It is the responsibility of the abutting property owners to repair, replace or reconstruct, or cause to be repaired, replaced or reconstructed, all broken or defective sidewalks and to maintain in a safe and hazard-free condition any sidewalk outside the lot and property lines and inside the curb lines or traveled portion of the public street.

(Code of Iowa, Sec. 364.12 [2c])

136.05 CITY MAY ORDER REPAIRS. If the abutting property owner does not maintain sidewalks as required, the Council may serve notice on such owner, by certified mail, requiring the owner to repair, replace or reconstruct sidewalks within a reasonable time and if such action is not completed within the time stated in the notice, the Council may require the work to be done and