

ORDINANCE 08-02-07

WHEREAS, the Town Council of the Town of Mantua, Utah, has adopted and passed the Ordinances of the Town of Mantua, which Code continues in full force and effect, as it has been amended from time to time; and

WHEREAS, concern has been expressed about the safety of City employees, damage to City snow removal equipment, and the ability to adequately clear public streets and rights-of-way, when snow and ice or other objects or debris are shoveled, blown or otherwise deposited onto City streets and rights-of-way from private property; and

WHEREAS, pushing, shoveling, blowing, or otherwise depositing snow and ice or other objects or debris on public streets and rights-of-way can cause unexpected and/or dangerous conditions for Town employees charged with snow and ice removal from the streets and rights-of-way of the Town; and

WHEREAS, the Town of Mantua has determined that it would be in the best interest of and promote the welfare of its residents if an Ordinance prohibiting the placement of snow, ice or other obstructions in or on any public streets or rights-of-way was added to the Ordinances of the Town of Mantua;

NOW, THEREFORE, be it ordained as follows:

PLACING SNOW, ICE OR OTHER OBSTRUCTIONS IN OR ON PUBLIC STREETS OR RIGHTS-OF-WAY PROHIBITED.

1. It shall be unlawful for any person owning, occupying or having control of any real property or other premise within the Town, to place, or permit to be placed or deposited upon or in any public streets or rights-of-way, the following:

(A.) Any glass, rubbish, refuse, ice, snow, water, garbage, dead trees, tree stumps or other like things or substances which may obstruct such public streets and rights-of-way, or any part thereof, or the passage over or upon the same, or any part thereof.

(B.) The placement or deposit of snow or ice on Town streets or rights-of-way while clearing private property of snow or ice, whether by blowing, plowing, shoveling or otherwise, is specifically prohibited, it being required that snow or ice be maintained on private property.

2. SEVERABILITY – The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any such section, paragraph, sentence clause or phrase shall be declared invalid or unconstitutional by the valid judgment or decree of a Court of competent jurisdiction, such invalidity or unconstitutionality shall not affect

the validity or constitutionality of any of the remaining sections, paragraphs, sentences, clauses, or phrases of this Ordinance.

3. PENALTY – Any person violating this Ordinance shall be guilty of a Class C Misdemeanor, and shall be deemed to commit a separate offense for each and every day during which any portion of any violation of this ordinance is committed, continues or is permitted by such person.

4. EFFECTIVE DATE – This Ordinance shall take effect immediately upon its passage and first posting or publication as provided by law.

ADOPTED AND PASSED BY THE Town Council of the Town of Mantua, Utah, this 7th day of February, 2008.

TOWN OF MANTUA

ATTEST:

City Recorder

Adriana Forsgren

By

Mayor

Scott W. Butts

First Posting or Publication: 2/8/08

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