

ORDINANCE NO. 2019-10-060

**AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER 11, SECTION 11-65
(Removing Snow from Sidewalks and Other Areas)**

WHEREAS, the City of Urbana (“City”) is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, Section 11-80-13 of the Illinois Municipal Code (65 ILCS 5/11-80-13) provides that the corporate authorities of each municipality may regulate the use of sidewalks and may require the owner or occupant of any premises to keep the sidewalks abutting the premises free from snow and other obstructions; and

WHEREAS, the City Council heretofore has enacted Urbana City Code Section 11-65 to establish sidewalk snow removal requirements in designated locations; and

WHEREAS, the City Council desires to implement sidewalk snow removal requirements at additional locations; and

WHEREAS, the City Council, after due consideration, finds that amending Section 11-65 as herein provided will protect the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Urbana, Illinois, as follows:

Section 1.

Urbana City Code Chapter 11, “Health and Sanitation,” Article IV, “Nuisances,” Division 4, “Sidewalk Snow and Ice,” Section 11-65, “Removing snow from sidewalks and other areas,” subsection (a), is hereby amended and as amended shall read as follows:

Sec. 11-65. - Removing snow from sidewalks and other areas.

(a) Every owner of a lot within the city's corporate limits, which lot contains, abuts or fronts on a paved public sidewalk, within the following areas shall remove and clear away, or cause to be removed and cleared away, snow, after at least two (2) inches of snow has accumulated, and also accumulations of ice, sleet, or freezing rain. After initial clearance, the responsible person shall maintain the sidewalk in a reasonably clear condition.

(1) Areas under sidewalk snow removal requirements:

- a. Downtown district, defined as an area bordered on the north by University Avenue, on the east by Vine Street, on the south by Illinois Street, and on the west by Race Street. Public sidewalks on both sides of the aforementioned boundary streets are included within the district.
- b. University district, defined as an area bordered on the north by University Avenue, on the east by Lincoln Avenue, on the south by Florida Avenue, and on the west by Wright Street/Urbana corporate limits. Public sidewalks on both sides of boundary streets University Avenue and Florida Avenue are included within the district. Public sidewalks on both sides of Lincoln Avenue are included within the district, except public sidewalks on the east side of Lincoln Avenue south of Michigan Avenue are excluded. Public sidewalks along Wright Street and Western Avenue are not included within the district.
- c. South Philo Road district, defined as an area along the east side of Philo Road between Florida Avenue and Windsor Road, and along the west side of Philo Road from Florida Avenue to Silver Street.

Section 2.

Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

Section 3.

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the

effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 4.

The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code.

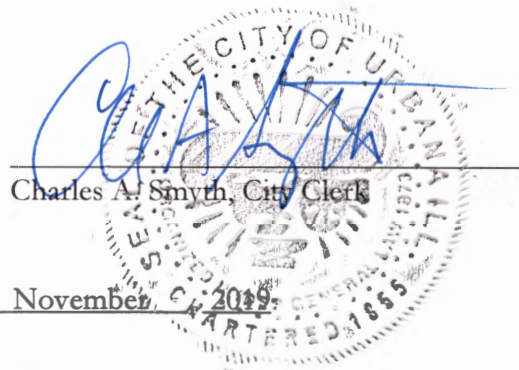
This Ordinance is hereby passed by the affirmative vote, the “ayes” and “nays” being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED BY THE CITY COUNCIL this 4th day of November, 2019.

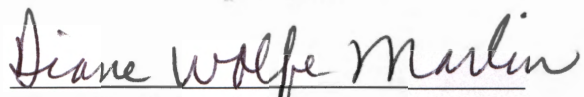
AYES: Hazen, Hursey, Jakobsson, Miller, Roberts, Wu

NAYS: Brown

ABSTENTIONS:


Charles A. Smyth, City Clerk

APPROVED BY THE MAYOR this 5th day of November, 2019.


Diane Wolfe Marlin, Mayor



CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, Charles A. Smyth, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois. I certify that on the 4th day of November 2019 the City Council of the City of Urbana passed and approved Ordinance No. 2019-10-060, entitled:

**AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER 11,
SECTION 11-65 (REMOVING SNOW FROM SIDEWALKS AND OTHER AREAS)**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2019-10-060 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 5th day of November 2019, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

Dated at Urbana, Illinois, this 5th day of November, 2019.



Charles A. Smyth, City Clerk