

CITY OF WHEAT RIDGE, COLORADO  
INTRODUCED BY COUNCIL MEMBER URBAN  
Council Bill No. 24  
Ordinance No. 1611

Series of 2016

**TITLE: AN ORDINANCE AMENDING CHAPTER 16 OF THE WHEAT  
RIDGE CODE OF LAWS TO ADD A NEW SECTION 16-68,  
ENTITLED REMOVAL OF SNOW AND ICE FROM SIDEWALKS**

**WHEREAS**, the City Council of the City of Wheat Ridge, Colorado has all power delegated to it by the Wheat Ridge home rule charter and Code of Laws to enact ordinances for the protection of the health, welfare and safety; and

**WHEREAS**, the City Council finds that the accumulation of snow and ice on public sidewalks constitutes a threat to public safety; and

**WHEREAS**, the City Council desires to amend Chapter 16 of the Code of Laws to provide for the removal of snow and ice from sidewalks by the adjacent property owner, or occupant or tenant thereof.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
WHEAT RIDGE, COLORADO:**

**Section 1.** Chapter 16 of the Wheat Ridge Code of Laws is hereby amended by the addition of a new Section 16-68, entitled removal of snow and ice from sidewalks, to read as follows:

**Sec. 16-68. Removal of snow and ice from sidewalks.**

- a. The owner, occupant or tenant of any building, property or lot within the City shall remove snow and ice from all sidewalks adjacent to such building, property or lot and running parallel to any street within twenty-four (24) hours after each snowfall of 2 inches or more.
- b. Definitions: For the purpose of this section, the following terms are defined.
  - (1) Sidewalk: That portion of paved property running parallel to streets, roads, highways or upon or adjacent to similar public rights-of-way, and which is normally designed and intended for the travel use of pedestrians.
  - (2) Street: Avenues, roads, roadways and all thoroughfares, except alleys, dedicated to public use or used by the public as a street, road, roadway or avenue within the City.

- (3) Snowfall: Any natural accumulation of snow, ice or sleet. "Snowfall" shall not include any accumulation of snow, ice or sleet as a result of street or sidewalk clearing or plowing activities undertaken by the City of Wheat Ridge or the Colorado Department of Transportation.
- c. The Director of Public Works shall have the authority to remove any accumulation of snow, ice or sleet from a sidewalk which has been allowed to accumulate in violation of this section. The cost of such removal shall be charged to the owner, occupant or tenant of the building, property or lot adjacent to the sidewalk, and if remaining unpaid, may be certified to the County Treasurer for collection in the same manner as real property taxes, or may be collected by the City pursuant to any other legal means.
- d. Any person who controls, owns or occupies property that abuts or adjoins any sidewalk open to the public owes a duty to all persons using such sidewalk to comply with provisions of this section.
- e. Failure to remove snow, ice or sleet from sidewalks as required by this section may result in the issuance of a summons and complaint, or the City may remove such snow or ice and assess the cost against the premises abutting the sidewalk, or both.
- f. No imprisonment may be ordered in judgment for a violation hereof.

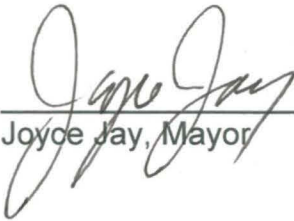
**Section 2. Safety Clause.** The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Wheat Ridge, that it is promulgated for the health, safety, and welfare of the public and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

**Section 3. Effective Date.** This Ordinance shall take effect fifteen days after final publication, as provided by Section 5.11 of the Charter.

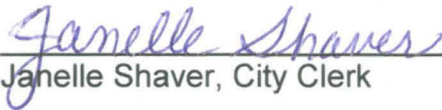
**INTRODUCED, READ, AND ADOPTED** on first reading by a vote of 7 to 0 on this 10<sup>th</sup> day of October, 2016, ordered published in full in a newspaper of general circulation in the City of Wheat Ridge and Public Hearing and consideration on final passage set for October 24, 2016, at 7:00 o'clock p.m., in the Council Chambers, 7500 West 29th Avenue, Wheat Ridge, Colorado.

**READ, ADOPTED AND ORDERED PUBLISHED** on second and final reading by a vote of 7 to 0, this 24<sup>th</sup> day of October, 2016.

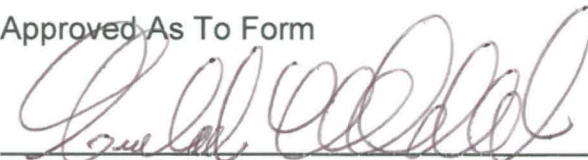
SIGNED by the Mayor on this 24<sup>th</sup> day of October, 2016.

  
\_\_\_\_\_  
Joyce Jay, Mayor

ATTEST:

  
\_\_\_\_\_  
Janelle Shaver, City Clerk

Approved As To Form

  
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Gerald E. Dahl, City Attorney

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Wheat Ridge Transcript  
Effective Date: November 11, 2016

