

unattended parking lot without first stopping the engine and removing all ignition keys from the vehicle. Whenever any designated law enforcement agent finds any motor vehicle standing in violation of this provision, he shall remove the keys from the vehicle and deliver them to the Clerk or the Clerk's designee.

#### **SECTION 716.01 OBSTRUCTION IN STREETS.**

- A. Obstructions. It is unlawful for any person to place, deposit, or erect any fence, or other obstructions upon, over, across or under any street without first obtaining a written permit from the Council, and then only in compliance in all respects with the terms and conditions of that permit
- B. Fires. It is unlawful for any person to ignite, build or maintain a fire upon a street.
- C. Dumping in Streets. It is unlawful for any person to throw or deposit in any street any nails, dirt, glass or cans, discarded cloth or clothing, metal scraps, garbage, leaves, grass or tree limbs, paper or paper products, shreds or rubbish, oil, grease or other petroleum products, or to empty any water containing salt or other injurious chemical thereon. It is a violation of this Section to haul any material of this type in an inadequately enclosed or covered container, thereby permitting the same to fall upon streets. It is also a violation of this Section to place or store any building materials or waste resulting from building construction or demolition on any street without first having obtained a written permit from the Council.
- D. Placing Snow or Ice in a Roadway or on Public Sidewalk. It is unlawful for any person not acting under specific authority from or contract with the City, to remove snow or ice from private property and place the same in any roadway or public sidewalk. Snow or ice on driveways, parking lots, sidewalks and lakes shall not be pushed across traveled portions of roadways and may only be stored on private property. The City may assess the cost of removal of snow or ice against the affected property owner pursuant to Minnesota Statute § 429.101.
- E. Continuing Violation. Each day that any person continues in violation of this Section shall be a separate offense and punishable as such.
- F. Condition. Before granting any permit under any of the provisions this Section, the Council may impose insurance or bonding conditions thereon as it, considering the projected danger to public or private property or to persons, deemed proper for safeguarding those persons and property. The insurance or bond shall also protect the City from any suit, action or cause of action arising by reason of the obstruction.

#### **SECTION 717.01. CURB AND GUTTER, STREET, AND SIDEWALK PAINTING OR COLORING.**

It is unlawful for any person to paint, litter or color any street, sidewalk, trail or curb and gutter for any purpose, except as the same may be done by City employees acting within the course or scope of their employment or those acting pursuant to a contract with the City, provided,

however, that this provision shall not apply to uniformly painted house numbers, if specifically approved by the City Administrator.

#### **SECTION 718.01. SNOW AND ICE ON PUBLIC SIDEWALKS.**

- A. Snow and Ice a Nuisance. All snow and ice remaining on public sidewalks is hereby declared to constitute a public nuisance and shall be abated by the owner or tenant of the abutting private property within 24 hours after the snow or ice ceased to be deposited.
- B. City to Remove Snow or Ice. The City may cause to be removed from all public sidewalks, beginning 24 hours after snow and ice has ceased to fall, all snow or ice which may be discovered thereon, and then shall keep a record of the cost of that removal and the private property adjacent to which accumulations were found and removed.
- C. Cost of Removal and Assessment Authority. The owner and tenant of the abutting private property shall be responsible for all City costs incurred in removing snow and ice from the public sidewalks. The City Administrator shall, upon direction of the Council, and on receipt of the information provided for in the preceding Subdivision, extend the cost of the removal of snow or ice as a special assessment against the lots or parcel of ground abutting on walks which were cleared, and these special assessments shall at the time of certifying taxes to the County Auditor be certified for collection as other special assessments are certified and collected.

#### **SECTION 719.01. SIDEWALK MAINTENANCE AND REPAIR.**

- A. Primary Responsibility. It is the primary responsibility of the owner of the property upon which there is an abutting sidewalk to keep and maintain that sidewalk in safe and serviceable condition.
- B. Construction, Reconstruction or Repair Specifications. All construction, reconstruction or repair of sidewalks shall be done in strict accordance with specifications on file in the office of the City Administrator.
- C. Notice; No Emergency. Where, in the opinion of the Public Works Director or his/her designee, no emergency exists, notice of the required repair or reconstruction shall be given to the owner of the abutting property. The notice shall require completion of the work within 90 days, and shall be mailed to the owner or owners shown to be owners on the records of the County Officer who mails tax statements.
- D. Failure of Owner to Reconstruct or Make Repairs. If the owner of the abutting property fails to make repairs or accomplish reconstruction as is herein required, the Public Works Director shall report that failure to the Council and the Council may order the work to be done under its direction. The owner of the abutting property shall be responsible for all City costs incurred in the sidewalk repair and reconstruction. The cost thereof may be assessed to the abutting property owner as other special assessments.
- E. Inspection. The Public Works Director or his/her designee shall make inspections as are necessary to determine that sidewalks are kept in safe and serviceable condition.