

ORDINANCE #3 OF 2022

AN ORDINANCE AMENDING CHAPTER 189 ENTITLED "STREETS AND SIDEWALKS"  
OF THE CODE OF THE CITY OF OGDENSBURG

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OGDENSBURG, NEW YORK, AS FOLLOWS:

ITEM ONE:

That §189-9 "Sidewalk Maintenance" be amended to read as follows:

§ 189-9. Sidewalk Maintenance.

The owner, lessee, or occupant of every building or lot and the owner of every unoccupied building or lot adjoining which there is any sidewalk shall keep the same clean and free from dirt and rubbish, snow and ice. The owner of every building or lot adjoining which there is a sidewalk shall maintain the same in a state of good repair to provide safe passage to pedestrians. Safe passage requires a minimum of a 36 inch wide cleared path to accommodate all pedestrians. A safe passage path also requires use of salt, sand, or like material if the surface is slippery due to residual snow and/or ice. Safe passage must be provided within 24 hours after the cessation of every fall of snow or the formation of any ice thereon and shall otherwise maintain such sidewalk in a safe and proper condition. If any such person shall fail, neglect, or refuse to comply with the requirements of this section, within five business days from the date of mailing of such notice by the Code Enforcement Office, shall cause dirt and rubbish, snow and ice be removed by City staff or private contractor. The Director of Public Works may perform such work if determined, through his/her inspection and if necessary, records from the appropriate agencies, whether a property can be safely entered and the work safely performed, either by City staff or private contractor. The actual cost of such services, plus a \$100 civil penalty for the first violation, \$200 for the second violation and \$400 for all subsequent violations (in the same calendar year) and a 10% inspection fee (based upon the sum of actual costs and civil penalty not to exceed \$50), shall be certified by the Director of Public Works to the City Comptroller and shall thereupon become and be a lien upon the property on which such snow, ice, or unsafe passage were located and shall be added to and become and form part of the taxes next to be assessed and levied upon such lot or land and shall bear interest at the same rate as taxes and shall be collected and enforced by the same officer in the same manner as taxes.

ITEM TWO:

This ordinance shall take effect ten (10) days after publication of notice, which shall give the title and describe same in summary form.