

## CITY OF TEA ORDINANCES

### **SECT. 9.03 SNOW AND ICE REMOVAL**

#### **(a) Duty to Remove.**

It shall be the duty of the owner, tenant, or person in possession of any property abutting on any sidewalk to keep such sidewalk free from snow and to cause any accumulated snow to be removed from any such abutting sidewalk within twenty-four (24) hours after the termination of any snowfall, or snow accumulation.

#### **(b) Disposal of Snow.**

It shall be the duty of the property owner, tenant, or person in possession of any public or private driveway, parking lot or parking area to dispose of accumulated snow upon such property in such manner that any snow when removed shall not be deposited upon any sidewalk, within or upon any public street or alley, or in a manner that will obstruct or interfere with the passage or vision of vehicle or pedestrian traffic.

It shall be the duty of the property owner, tenant, or person in possession of any property abutting on any sidewalk to dispose of accumulated snow upon such sidewalk in such a manner that any snow when removed shall not be deposited within or upon any public street or alley, after such public street or alley has been cleared of snow by the grading of such snow away from the curb or the picking up and carrying away of such snow by the City. It shall be unlawful to deposit snow upon any other persons private property without their written approval.

#### **(c) Removal Costs Assessed.**

In the event any owner, tenant, or person in possession of any property shall neglect or fail to or refuse to remove such snow or ice within the time provided, any police officer of the City may issue a citation for such violation and the City Council may authorize such removal with the costs to be assessed against the abutting property owner. (SDCL 9-30-5)

#### **(d) Temporary Snow Fences.**

No person shall erect, construct or maintain any temporary fence in the City of Tea which may cause or create accumulations of snow, ice or water on public streets and sidewalks or other private properties, which are greater than those accumulations that would occur without such fence.

- (i) Any temporary snow fence hereafter erected, constructed and maintained in the City of Tea shall comply with all other ordinances of the City.**
- (ii) That a temporary fence shall be defined as any fence attached to the ground with a fixed location on the ground, and intended to be used for a limited period of time for the specific purpose of controlling snow accumulation.**
- (iii) That the penalty for failure to comply with the provisions of this Title shall be**

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in accordance with Chapter 17 of the Revised Ordinances of the City of Tea, South Dakota.

(e) **Definitions.**

For the purposes of this article, the following definitions shall apply:

(i) **“Snow removal alert” shall mean such times as there is a snow accumulation on the public streets of two (2) inches or more, or such times as the Mayor declares that snow removal operations on the public streets will commence and that the provisions of this article in regard to parking on public streets during snow removal operations are effective and will be enforced.**

(ii) **“Street” shall mean the entire width of any public roadway within the City and it shall not be limited to those roadways designated as a “Street”, but include “Avenues” and all other names by which public roadways are designated.**

(f) **Issuance of a Snow Removal Alert.**

When the Mayor determines that snow removal from the public streets will commence, the Mayor will announce through the local news media that there has been declared a snow removal alert and that the provisions of this article will be effective and enforced, designating a particular date and time when such alert shall commence. The determination to declare a snow removal alert will be based on the then existing weather conditions and the amount of snow then on the ground or expected according to forecasts from the National Weather Service.

(g) **Parking Restrictions During a Snow Removal Alert.**

In the event of a snow removal alert, all public streets in the City are designated as emergency snow routes.

In the event of a snow removal alert, it shall be unlawful to leave any vehicle parked following the start of the alert, as determined by the Police Department, so as not to interfere with the City’s snow blading and/or removal operations. North/South streets shall be cleared first; and upon their completion, East/West streets will be cleared.

Any vehicle remaining on a City street following the start of the alert shall be ticketed and towed as determined by the Police Department.

### **SECT. 9.04      MOVING BUILDINGS**

(a) **License Required.**

No person shall move any building or part of building into, along or across any public street, alley, or grounds in the City without having obtained a moving license. (SDCL 9-30-2)

(b) **Applications.**

Written application for a moving license shall be filed with the Finance Officer, and shall include the name of the applicant, the name of the owner of the building,