

ORDINANCE 80-92

To Amend Sections 12.04.070 and 12.04.080 of the
Bloomington Municipal Code, Concerning Snow Removal

SECTION I. Section 12.04.070 of the Bloomington Municipal Code, entitled "Snow and ice removal--Duty of abutting property owner", shall be amended to read as follows:

12.04.070 Snow and ice removal--Duty of abutting property owner. It shall be the duty of every owner of any premises abutting a sidewalk in the city to remove, or cause to be removed, all snow and ice from the sidewalk to its full paved width within twenty-four hours after snow or ice has ceased to fall or in any way accumulate. Where the ownership of the premises abutting a sidewalk is being transferred by means of a sales contract that has been recorded in the office of the Monroe County Recorder, the duty to remove snow and ice shall be on the purchaser of the premises, who shall be considered the owner for the purposes of this ordinance.

SECTION II. Section 12.04.080 of the Bloomington Municipal Code entitled "Snow and ice removal--Failure to remove", shall be amended to read as follows:

12.04.080 Snow and ice removal--Failure to remove. (a) If the owner of any premises abutting a sidewalk fails to remove or cause to be removed snow and ice as required in section 12.04.070, the owner shall be issued a notice of ordinance violation and may be fined in an amount not to exceed twenty-five dollars for the first offense, one hundred dollars for the second offense, and one thousand dollars for any subsequent offenses in any twelve-month period. The owner may make payment within seven days of receipt of the notice in full satisfaction of the penalty. In the event payment is not made within the time designated, court proceedings may be initiated by the city legal department.

(b) Each day a violation of section 12.04.070 continues after the owner has been notified of the violation shall constitute a separate violation.

SECTION III. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 20th day of November, 1980.

Tomilea Allison
Tomilea Allison, President
Bloomington Common Council

ATTEST:

Nora M. Connors
Nora M. Connors, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21st day of November, 1980.

Nora M. Connors
Nora M. Connors, City Clerk

SIGNED and APPROVED by me upon this 25th day of November, 1980.

Francis X. McCloskey
Francis X. McCloskey, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends the snow removal provisions in the Code to put the duty to remove snow and ice on the owner of the property abutting a sidewalk, to allow twenty-four hours to remove snow and ice, to provide a graduated penalty schedule, and to allow violators seven days to pay fines before being prosecuted by the legal department.

City of Bloomington/Clerk 's Office

To Herald-Telephone

Governmental Unit

Monroe County, Indiana

Box 909, Bloomington, IN 47402

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) number of equivalent lines..

Head—number of lines

Body—number of lines

Tail—number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

72 lines, 1 columns wide equals \$72 equivalent lines at 277 cents per line

Additional charge for notices containing rule or tabular work (50 percent of above amount) \$ 19.94

Charge for extra proofs of publication

(*1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 19.94

DATA FOR COMPUTING COST

Width of Single column 10 1/2 ems

Size of type 6 point

Size of quad upon which type is cast

ORDINANCE 80-92 To Amend Sections 12.04.070 and 12.04.080 of the Bloomington Municipal Code, Concerning Snow Removal SECTION I Section 12.04.070 of the Bloomington Municipal code, entitled "Snow and ice removal - Duty of abutting property owner," shall be amended to read as follows: 12.04.070 Snow and ice removal - Duty of abutting property owner. It shall be the duty of every owner of any premises abutting a sidewalk in the city to remove, or cause to be removed, all snow and ice from the sidewalk to its full paved width within twenty-four hours after snow or ice has ceased to fall or in any way accumulate. Where the ownership of the premises abutting a sidewalk is being transferred by means of a sales contract that has been recorded in the office of the Monroe County Recorder, the duty to remove snow and ice shall be on the purchaser of the premises, who shall be considered the owner for the purposes of this ordinance. SECTION II Section 12.04.080 of the Bloomington Municipal Code entitled "Snow and ice removal - Failure to remove." shall be amended to read as follows: 12.04.080 Snow and ice removal - Failure to remove. (a) If the owner of any premises abutting a sidewalk fails to remove or cause to be removed snow and ice as required in section 12.04.070, the owner shall be issued a notice of ordinance violation and may be fined in an amount not to exceed twenty-five dollars for the first offense, one hundred dollars for the second offense, and one thousand dollars for any subsequent offenses in any twelve-month period. The owner may make payment within seven days of receipt of the notice in full satisfaction of the penalty. In the event payment is not made within the time designated, court proceedings may be initiated by the city legal department. (b) Each day a violation of section 12.04.070 continues after the owner has been notified of the violation shall constitute a separate violation. SECTION III This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor. PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 20th day of November, 1980. Tomilea Allison, President Bloomington Common Council

and penalties of Ch. 155, Acts 1953.

foregoing account is just and correct, that the amount claimed is legally due, after allowing all of the same has been paid.

19 80

Title Penny Combs billing clerk

PUBLISHER'S AFFIDAVIT

State of Indiana) Monroe County) SS

Personally appeared before me, a notary public in and for said county and state. the undersigned Penny Combs who, being duly sworn, says that she is billing clerk of the Herald-Telephone a daily newspaper of general circulation printed and published in the English language in the (city) (town) of Bloomington in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows: November 21 & 28, 1980

Subscribed and sworn to before me this 28 day of November 1980

Notary public

8/21/81

My commission expires

ATTEST: Nora M. Connors, City Clerk PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21st day of November, 1980. Nora M. Connors, City Clerk SIGNED and APPROVED by me upon this 21st day of November, 1980. Francis X. McCloskey, Mayor City of Bloomington

Claim No. Warrant No.

IN FAVOR OF

... Herald-Telephone
 Box 909, Bloomington, IN 47402

\$.....

On Account Of Appropriation For

Appropriation No.

Allowed 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:

- That it is in proper form.
- That it is duly authenticated as required by law
- That it is based upon statutory authority.
- That it is apparently (Correct) (Incorrect)

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

....., 19.....

LEGAL ADVERTISING
TABLE SHOWING PRICE PER LINE AND PER INSERTION
 (As Set by Chapter 89, Acts of 1967)

SIZE OF TYPE	10 1/4 Em Column (126 Points)				11 Em Column (132 Points)				11 1/4 Em Column (138 Points)			
	Number of Insertions				Number of Insertions				Number of Insertions			
	1	2	3	4	1	2	3	4	1	2	3	4
5 1/2	.183	.274	.366	.457	.192	.288	.384	.480	.20	.30	.40	.50
6	.168	.252	.336	.42	.176	.264	.352	.440	.184	.276	.368	.460
7	.144	.216	.288	.360	.151	.227	.302	.378	.158	.237	.316	.395
7 1/2	.134	.201	.268	.335	.14	.21	.28	.35	.148	.222	.296	.37
8	.126	.189	.252	.315	.132	.198	.264	.33	.138	.207	.276	.345
9	.112	.168	.224	.28	.117	.176	.234	.293	.122	.183	.244	.305
10	.10	.15	.20	.25	.106	.159	.212	.265	.11	.165	.22	.275
12	.084	.126	.168	.21	.088	.132	.176	.22	.092	.138	.184	.23

SIZE OF TYPE	12 Em Column (144 Points)				12 1/4 Em Column (150 Points)				13 Em Column (156 Points)			
	Number of Insertions				Number of Insertions				Number of Insertions			
	1	2	3	4	1	2	3	4	1	2	3	4
5 1/2	.210	.315	.42	.525	.22	.33	.44	.55	.227	.340	.454	.567
6	.192	.288	.384	.48	.20	.30	.40	.50	.208	.312	.416	.520
7	.164	.246	.328	.412	.172	.258	.344	.43	.178	.267	.356	.445
7 1/2	.154	.231	.308	.385	.16	.24	.320	.40	.166	.249	.332	.416
8	.144	.216	.288	.36	.15	.225	.30	.375	.156	.234	.312	.39
9	.128	.192	.256	.32	.134	.201	.268	.335	.139	.209	.278	.348
10	.116	.174	.232	.29	.12	.18	.24	.30	.125	.188	.25	.313
12	.096	.144	.192	.24	.10	.15	.20	.25	.104	.156	.208	.26

NOTE: Above table is based on a square of 250 ems.

NOTE: The above table applies to notices published in the calendar year 1979. The table is subject to the following increases pursuant to Public Law 33, Acts 1979: Year 1980, 10%; Year 1981, 20%; Year 1982, 30% Year 1983, 40%; Year 1984, 50%.

I HEREBY MOVE THAT XX ORDINANCE APPROPRIATION
ORDINANCE # 80-92, ENTITLED TO AMEND SECTIONS
12.04.070 & 12.04.080 OF THE BMC CONCERNING SNOW
REMOVAL

BE INTRODUCED AND READ FOR FIRST READ BY TITLE ONLY
AT THE COUNCIL MEETING HELD ON NOVEMBER 6, 1980

Katherine Delcher