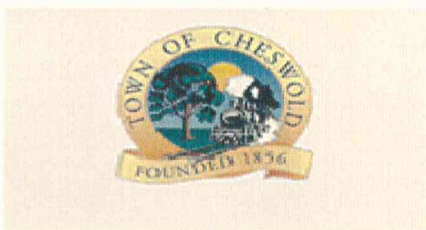


Town of Cheswold
1856



State of Delaware
1787

TITLE #: 28

Ordinance #: 09-02-16-049

Date: September 2, 2016

ORDINANCE for SNOW REMOVAL

Description This Ordinance shall be known as the Snow Ordinance and is designed to provide guidelines and requirements for the timely and environmentally safe removal of snow. It also provides for associated violations and penalties.

Section 1 – PURPOSE

The purpose of this Ordinance is to document the procedures for the immediate removal of snow from public streets and alleys.

Section 2 – AUTHORITY TO ACT

Section 4.2.25 of the Town Charter of the Town of Cheswold provides the Town Council with the authority to preserve the health, peace, safety, cleanliness, ornament and good order and public welfare of the Town and its residents and visitors.

Section 3- DUTY TO REMOVE

It shall be the duty of every owner, tenant, occupant, or other person in charge of any premises fronting any public street or alley to remove all snow and ice from sidewalks within eight daylight hours at the conclusion of each snowfall.

**ORDINANCE
for
SNOW REMOVAL**

Section 3 – IMMEDIATE REMOVAL IMPRACTICAL

When weather conditions make it impractical to remove such snow and ice, the owner, tenant, or occupant, or other person having charge of any premises as aforesaid shall, within the aforesaid specific time, cause the sidewalk abutting on such premises to be covered with salt, or some suitable material and shall as soon thereafter as the weather permits thoroughly clean the sidewalk.

Section 4 – DISPOSITION OF SHOVELD SNOW

- A. It shall be unlawful for any person to use or cause to be used a public street or any sidewalk for the deposit, piling, or placement of plowed or shoveled snow, nor shall it interfere with the drainage of water along the curb line into any storm sewers or otherwise prohibit the free flow of water.
- B. It shall be unlawful for any person to deposit, pile or place, or cause to be deposited, piled or placed, on any corner lot, plowed or shoveled snow piles so that the piles interfere with the visibility of vehicular traffic at such corners.
- C. It shall be unlawful for any person to deposit, pile or place, or cause to be deposited, piled or placed, plowed or shoveled snow, or to blow or cause snow as to cover or obstruct the accessibility of fire hydrants.

Section 5 – NOTICE TO REMOVE

Every owner, tenant, occupant, or person in charge of lands, premises or buildings fronting on any street or public place in the Town of Cheswold, or such persons who have caused such violations of this Ordinance, shall, upon notification of the Town of Cheswold Police Department, or Code Enforcement Official, be required to immediately remove any snow placed or piled snow in violation of Section 3 & 4 of this Ordinance.

Upon failure to remove, the Town of Cheswold Public Works, may remove the aforementioned snow, assessing the cost thereof to the occupant of the premises or the owner, (if there is no occupant).

**ORDINANCE
for
SNOW REMOVAL**

Section 6 – Temporary Placement of Snow

Notwithstanding the provisions contained herein, nothing shall prohibit any person from utilizing the streets, sidewalks or right-of-ways of the Town of Cheswold for the temporary deposit, piling, or placement of snow in connection with snow removal actually underway.

Section 7 – VIOLATIONS AND PENALTIES

Any person(s), firm(s), association(s) or corporation(s) who allow or permit any violation of the provisions of this Ordinance shall be subject to a fine of \$50.00 for the first offense and \$100 for any subsequent offenses.

For the purpose of this Section, each day that the snow or other obstruction is not removed, as set forth, shall constitute a separate offense.

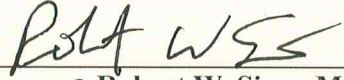
Section 8 - EFFECTIVE DATE

This ordinance and the rules, regulations, provisions, requirements, orders, administration and management and matters established and adopted hereby shall take effect and be in full force and effective, on February 9, 2017, from and after the date of its final passage and adoption.

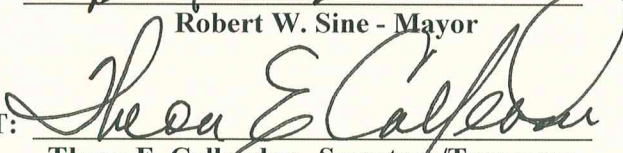
Ordinance No. 09-02-16-049, entitled, **SNOW REMOVAL**, was presented for public comment at a Public Hearing meeting, held at 6:00 p.m., on Thursday, February 9, 2017, at the Nobles Pond Development, 13 Nobles Pond Crossing, Cheswold, Delaware, 19936.

I, Robert W. Sine, Mayor of the Town of Cheswold, do hereby certify that the foregoing is a true and correct copy of the Ordinance passed by affirmative vote of all elected Members of the Cheswold Town Council at a regularly scheduled Town Council Meeting, held on, Thursday, February 9, 2017, at the Nobles Pond Development, 13 Nobles Pond Crossing, Cheswold, Delaware, 19936, at which a quorum was present and voting throughout, and that the same is still in force and effect.

**ORDINANCE
for
SNOW REMOVAL**

Certified: 
Robert W. Sine - Mayor


Date: February 9, 2017

ATTEST: 
Theon E. Callender - Secretary/Treasurer

Date: February 9, 2017

Agreed: EXCUSED
Larence Kirby Vice-Mayor

Date: February 9, 2017

Agreed: 
Donald F. Tinari - Councilperson

Date: February 9, 2017

Agreed: 
Judith Johnson - Councilperson

Date: February 9, 2017

Agreed: POSITION VACANT
Councilperson

Date: February 9, 2017

NOTARIZED: 
Shadina Jones - Town Clerk

Date: February 9, 2017

Sponsored by: Chief Christopher Workman— Chief of Police

Introduction:

Co-Sponsor: Councilperson Theon Callender – Secretary/Treasurer