AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON AMENDING
CHAPTER 9.50 OF THE GUNNISON MUNICIPAL CODE, SNOW REMOVAL and
SECTION 9.30.110 OF THE GUNNISON MUNICIPAL CODE, CLEANING SIDEWALKS
– REMOVAL OF SNOW AND ICE.

WHEREAS, city staff has recommended amendments to Chapter 9.50, Snow Removal
and Section 9.30.110, Cleaning Sidewalks - Removal of Snow and Ice, of the Gunnison Municipal
Code (G.M.C.); and

WHEREAS, the City wishes to clarify the requirements of property owners removing
snow and ice from private property and property adjacent to public rights of way by modifying the
City of Gunnison Municipal Code; and

WHEREAS, the City Council finds that such changes would benefit the health, safety and
welfare of the City's residents and, therefore, is in the City's best interest.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF GUNNISON,
COLORADO, ORDAINS THAT:

Section 1. G.M.C. Section 9.50.010, Snow removal from private property, is amended to
read as follows:

Snow taken or removed from private or public property, excluding public sidewalks, shall
not be deposited, in any city street, alley or roadway, unless an agreement be first entered
into with the city as hereinafter provided.

Section 2. G.M.C. Section 9.50.020, Application, is amended to read as follows:

Upon written application being made, the city manager may, on behalf of the city, enter
into an administrative license agreement with such applicant for the removal of snow from
private property. The charge for removal shall be based upon the area of the property to be serviced. Fees will be established annually by council.

Section 3. G.M.C. Section 9.50.030, Agreement, is amended to read as follows:

The agreement shall cover the period from October 1st through May 30th, renewed
annually. Agreements entered into after October 1st will be prorated accordingly.

Section 4. G.M.C. Section 9.50.060, Violation, is added as follows:

Any violation of Section 9.50.010 is a misdemeanor.

Section 5. G.M.C. Section 9.30.110, Cleaning sidewalks – Removal of snow and ice, is
amended to read as follows:

A. Generally. The owner, occupant, or agent of the owner of any building, property, or
vacant lot in the city is required to maintain the sidewalks, parking area, and curbs (the
area from the property line to the gutter) adjoining the building, property, or vacant lot in
a clean condition and to remove snow and ice from adjoining sidewalks within a
reasonable time after every snowfall in order to give safe passage to pedestrians.
The obligation to remove snow and ice from the adjoining sidewalk imposed by this
section shall not extend to the removal of snow and ice deposited upon a sidewalk lying
parallel to the curb of the adjacent roadway, as a result of snow removal from the
adjacent roadways by the City of Gunnison, where the snow and ice is plowed to
roadway edge. The owner, occupant, or agent of the owner of any building or property, or
vacant lot, is required to remove snow deposited upon a sidewalk or driveway or parking
area by snow removal operations of the City of Gunnison that are perpendicular to the
curb of the adjacent roadway.
B. Violation. Any violation of this section, which continues after the giving of 24 hours' written notice, is a misdemeanor.

Section 6. If any section of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or the constitutionality of the remaining portions of the ordinance. The City Council of the City of Gunnison hereby declares that it would have passed this ordinance, and each section thereof, irrespective of the fact that any one or more sections be declared unconstitutional.

INTRODUCED, READ, PASSED, AND ORDERED PUBLISHED this 28th day of November, 2017, on first reading, and introduced, read, and adopted on second and final reading this 12th day of December, 2017.

ATTEST:

[Signature]
Deputy City Clerk

Published in its entirety in the Gunnison Country Times on December 7, 2017