ORDINANCE NO. 5
SERIES 2018

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, AMENDING TITLE 9 PUBLIC WAYS AND PROPERTY, CHAPTER 9.50 SNOW REMOVAL SECTION 9.50.010, SNOW REMOVAL FROM PRIVATE PROPERTY, OF THE CITY OF GUNNISON MUNICIPAL CODE

WHEREAS, city staff has recommended amendments to Section 9.50.010, Snow removal from private property, 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 CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ORDAINS THAT:

Section 1. G.M.C. Title 9, Public Ways and Property, Chapter 9.50, Snow Removal Section 9.50.010, Snow removal from private property, is amended to read as follows:

9.50.010, Snow removal from private property

Snow taken or removed from property, excluding public sidewalks, shall not be deposited in any city right of way, city street, alley or roadway, except:

1. an agreement be first entered into with the city as hereinafter provided; or

2. snow removed from property adjacent to City right of ways may be placed in an existing center-line windrow established by the city's public works department. Snow may not interfere with traffic flow, be located within travel ways, or cause the existing windrow to encroach into the established travel lane, or if applicable, extend beyond the median turn lane.

3. No debris may be pushed into city rights of way in connection with snow removal.

Section 2. 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 24th day of April, 2018, on first reading, and introduced, read, and adopted on second and final reading this day 8th of May, 2018.

[Signature]
Mayor

[Signature]
City Clerk

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