

Chapter 101

STREETS AND SIDEWALKS

§ 101-1. Definitions.

§ 101-3. Exempt activities.

**§ 101-2. Prohibited removal of snow,
Ice or slush from private
property.**

§ 101-4. Penalties.

[**HISTORY: Adopted by the Village Council of the Village of Bellaire 2-5-2003 by Ord. No. 4-2003. (Former Chapter 101, Streets and Sidewalks, adopted 11-20-2002 by Ord. No. 7-2002, was repealed 2-5-2003 by Ord. No. 3-2003.) Amendments noted where applicable.**]

§ 101-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

PRIVATE PROPERTY — Any property not directly owned and maintained by the Village of Bellaire.

SIDEWALK — Any visible walkway maintained by the Village, along any street, alley or state highway within the Village limits.

STREET — All public roadways, rights-of-way and easements owned by the Village of Bellaire, including all state highways within the Village limits.

§ 101-2. Prohibited removal of snow, ice or slush from private property.

- A. No person, private or otherwise, shall deposit in, or place upon any street or sidewalk, snow, slush or ice which has accumulated upon private property.
- B. In residential areas, snow removed from private driveways shall be deposited on, or removed to private property. Driveway snow shall at no time be pushed or moved across a Village street.
- C. Snow, slush or ice removed from a Village street, to the entrance of a private drive or sidewalk, shall at no time be placed back into that street or sidewalk.

§ 101-3. Exempt activities.

- A. Any two or more properties that are owned by the same person, persons or entity may move snow, slush and ice from one property to another across one Village street. All movement of snow, slush and ice will be done such that no material will be left in the street, and that at no time will traffic be hindered or prohibited.
- B. In cases where snow accumulation poses a real and significant threat to public safety, the Village Department of Public Works may remove snow from public

property to prevent visibility problems on Village streets.

§ 101-4. Penalties.

- A. Any person who violates any provision of this chapter, shall be responsible for a municipal civil infraction as defined in Public Act 12 of 1994, amending Public Act 236 of 1961, being Sections 600.101 - 600.9939 of the Michigan Compiled Laws and shall be punished as follows:
 - (1) For a first offense, the person shall be fined not less than \$50 nor more than \$100, plus the costs of prosecution and other sanctions provided by law.
 - (2) For a second or subsequent offense occurring within two years of the date the person was found responsible for the first or immediately preceding offense, the person shall be fined not less than \$100 nor more than \$200, plus the costs of prosecution and other sanctions provided by law.
- B. Each day this chapter is violated shall be considered a separate violation.
- C. Officers of the Bellaire Police Department and other Village officials designated by resolution of the Village Council are hereby authorized to issue municipal civil infractions under this chapter directing offenders to appear in court.