

COUNCIL ACTION FORM

SUBJECT: NUISANCE ASSESSMENTS - SNOW/ICE REMOVAL

BACKGROUND:

After a snowfall, abutting property owners have the legal responsibility to remove snow and ice accumulations from the sidewalks. According to the *Municipal Code*, owners must remove these accumulations within 10 daylight hours after the storm has stopped. If sidewalks remain uncleared after that time, the City may have the accumulations removed and assess the actual cost of the removal to the property owner.

This action is performed on a complaint basis. Once a complaint has been received, notice is given to the abutting property owner that the City will clear the sidewalks if the owner has not done so within 24 hours of the notice.

During the past winter City staff removed snow and/or ice at the properties listed below. Also included in the list are the names and addresses of the property owners and the costs associated with the snow/ice removal. The work was completed and bills have been mailed to these individuals; but, to date, the bills have not been paid. A certified notice of this hearing was mailed to the respective property owners.

Michelle Eppert \$212.50
1919 Clark Avenue
Ames, IA 50010

Snow/ice removal for property located at 1919 Clark Avenue
Date of Service: March 17, 2014

David E. Hansen Trust \$150.00
1655 Candlelight Drive
Las Cruces, NM 88011

Snow/ice removal for property located at 1418 Kellogg Avenue
Date of Service: March 17, 2014

TL Properties IA 2011, LLC \$125.00
1420 W. Canal Ct., Suite 250
Littleton, CO 80120

Snow/ice removal for property located at 3408 Emerald Drive
Date of Service: March 17, 2014

ALTERNATIVES:

1. The City Council can adopt a resolution assessing the costs of the snow/ice removal to the property owners shown on the above list. The Finance Director

will then prepare a spread sheet on these assessments, and the City Clerk's Office will file the assessments with the Story County Treasurer for collection in the same manner as property taxes as provided for by the *Code of Iowa*.

2. The City Council can choose not to certify these costs to the County Treasurer and, instead, absorb the costs.

MANAGER'S RECOMMENDED ACTION:

These property owners failed to clear their sidewalks even after receiving notice to do so, and have neglected to pay the costs incurred by the City in making their sidewalks safe for public use.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby assessing the costs of the snow/ice removal to the property owners shown above.