

**AN ORDINANCE OF THE VILLAGE OF DURAND, WINNEBAGO COUNTY, ILLINOIS,  
AMENDING THE VILLAGE OF DURAND'S CODE OF ORDINANCES, CHAPTER 15,  
"STREETS AND SIDEWALKS", ARTICLE I, "IN GENERAL", SECTION 15-18,  
"REMOVAL OF SNOW AND ICE FROM SIDEWALKS"**

**WHEREAS**, the Village of Durand ("Village") has adopted a Code of Ordinances; and

**WHEREAS**, as part of the Village's Code of Ordinances, the Village has adopted procedures and regulations pertaining to the removal of snow and ice obstructions within the public rights of way; and

**WHEREAS**, the Village wishes to modify the aforementioned regulations pertaining to the maintenance of sidewalks to specifically address the removal of snow and ice from sidewalks located on the Village's "Downtown Square" which lie within the public rights of way; and

**WHEREAS**, in order to implement these changes, it is necessary to enact an Ordinance.

**NOW THEREFORE**, be it ordained by the President and Board of Trustees for the Village of Durand, Winnebago County, Illinois, as follows:

1. The above recitals are incorporated herein and made a part hereof.
2. Chapter 15, "Streets and Sidewalks", Article I, "In General", Section 15-18, "Removal of Snow and Ice from Sidewalks", shall and hereby is amended to read as follows (changes in underline):

**"Sec. 15-18. Removal of Snow and Ice from Sidewalks**

- a. Parcels Zoned Retail or Industrial - Generally. It is hereby made the duty of every owner or tenant of any lot, piece or parcel of land zoned any form of Retail or Industrial situated in the Village alongside of which there has been constructed and maintained or hereafter may be constructed and maintained a sidewalk, and which is not located on the Village's "Downtown Square", to keep the snow and ice cleaned off the sidewalks in such a manner that travel thereon will be convenient and safe. Said requirement shall not apply to any lot, piece or parcel of land zoned residential within the Village. Such snow and ice shall be removed from said sidewalk as soon as practicable after the snow or ice has fallen or collected on the sidewalk, and in case the snow and ice is not removed from said sidewalk within five (5) hours after notice to remove the same has been given to the owner or tenant of the lot, piece or parcel of land alongside of which the said sidewalk runs, by the superintendent of public works, then the owner of said lot, piece, or parcel of land or in case the same is occupied by a tenant, then the tenant thereof shall, upon conviction, pay a penalty of not less

than fifty (50) dollars but no more than one hundred (100) dollars, with each and every day constituting a new and separate offense, in addition to the expense of removing the debris.

- b. Parcels located on the "Downtown Square". The Village will remove snow and ice on all concrete sidewalks installed on the Village's "Downtown Square" in 2022 that are adjacent to parking stalls which were striped in 2022 between the hours of 2:00 A.M. and 6:00 A.M.

Between the hours of 6:00 A.M. and 2:00 A.M. of the following day, it is hereby made the duty of every owner or tenant of any lot, piece or parcel of land situated on the Village's "Downtown Square" (as defined below) alongside of which there has been constructed and maintained or hereafter may be constructed and maintained a sidewalk, to keep the snow and ice cleaned off the sidewalks in such a manner that travel thereon will be convenient and safe. The entire length and at least 48 inches of the width of the abutting sidewalk shall be cleared.

Subject to the above, during the regular business hours of any business operating on the "Downtown Square", snow and ice shall be removed from said sidewalk by the owner, tenant, or agent of said business as soon as practicable after the snow or ice has fallen or collected from the sidewalk. The entire length and at least 48 inches of the width of the abutting sidewalk shall be cleared. In case the snow and ice is not removed from said sidewalk within two (2) hours after notice to remove the same has been given to the owner or tenant of the lot, piece or parcel of land alongside of which the said sidewalk runs, by the superintendent of public works, then the owner of said lot, piece or parcel of land or in case the same is occupied by a tenant, then the tenant thereof shall, upon conviction, pay a penalty of not less than fifty (50) dollars but no more than one hundred (100) dollars, with each and every day constituting a new and separate offense, in addition to the expense of removing the debris.

Subject to the above, during non-business hours of any business operating on the "Downtown Square", or if the owner or tenant of a parcel of property located on the "Downtown Square" does not operate a business, snow and ice shall be removed from said sidewalk by the owner, tenant, or agent of the property as soon as practicable after the snow and ice has fallen or collected from the sidewalk. The entire length and at least 48 inches of the width of the abutting sidewalk shall be cleared. In case the snow and ice is not removed from said sidewalk within five (5) hours after notice to remove the same has been given to the owner or tenant of the lot, piece or parcel of land alongside of which the sidewalk runs, by the superintendent of public works, then the owner of said lot, piece or parcel of land or in case the same is occupied by a tenant, then the tenant thereof shall, upon conviction, pay a penalty of not less than fifty (50) dollars but no more than one hundred (100) dollars, with each and every day

constituting a new and separate offense, in addition to the expense of removing the debris.

The owners or tenants of any lot, piece or parcel of land situated within the Village alongside of which there has been constructed and maintained a sidewalk and who have been charged with removing ice from said sidewalk shall use an ice melt mixture consisting of magnesium or calcium chloride or any other ice salt blend which has been approved by the superintendent of public works in advance for usage on the subject sidewalks. The use of rock salt to remove ice from any of the subject sidewalks located on the "Downtown Square" is expressly prohibited.

For purposes of this Ordinance, the "Downtown Square" shall be defined as any parcel of real estate bearing a physical address within the following boundaries:

- The portion of North Center Street running North of West Howard Street and Oak Street and ending at East Main Street and West Main Street."

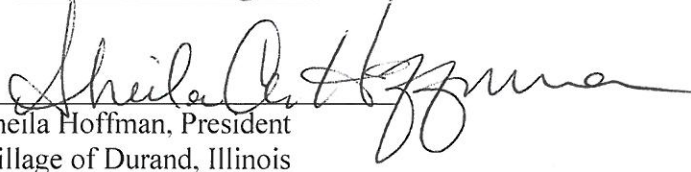
3. All other ordinances of the Village shall remain in effect as previously enacted except that those ordinances, or parts thereof, in conflict are hereby repealed to the extent of such conflict.

4. This Ordinance shall be in full effect from and after its passage, approval and publication as required by law.


PASSED by the Village Board this 12<sup>th</sup> day of December, 2022

APPROVED by the President of the Village Board this 12<sup>th</sup> day of December 2022

EFFECTIVE this 12<sup>th</sup> day of December, 2022.

  
Sheila Hoffman, President  
Village of Durand, Illinois

ATTEST:

  
Mary Sphatt, Clerk  
Village of Durand, Illinois

AYES: 7111  
NAYS: 0  
ABSENT: 0