

ORDINANCE NO. 298

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF BESSEMER BY REPEALING THE EXISTING CHAPTER 43 OF TITLE IV, AND REPLACING THE SAME WITH A NEW CHAPTER 43, TITLE IV OF THE CODE.

THE CITY OF BESSEMER HEREBY ORDAINS:

The Present Chapter 43, of Title IV of the City Code of the City of Bessemer is hereby repealed and replaced with a new Chapter 43, Title IV as follows:

4.91 Private Residential Snow Removal. Any person desiring City snow removal service shall execute a snow removal contract covering the entire year. The service fee, payable in advance, shall cover services rendered for the contract year. The following schedule and conditions shall apply to City snow removal services:

Ordinance No. 298 (Cont'd)

4.92 Private Residential Snowplowing Requirements & Fees.

(1) Requirements:

- (a) Minimum of eighteen (18') foot clearance for driveway width.
- (b) Minimum of fourteen (14') foot overhead clearance to protect lights and mirrors.
- (c) Advance payment of plowing fee.

(2) Fees - Driveways measured from edge of shoulder to turnaround.

0' to 500' \$225.00 per season
 Over 500'Rate to be determined by the City Manager

The above rates will go into effect with the 1993-1994 season. For the following years, rates will be increased by four (4) percent per year unless the annual inflation rate exceeds that amount, at which time the Council may increase rates by adoption of resolution.

4.93. Private Commercial Snowplowing Fees. The City will not establish annual contracts for snow removal for motels, gas stations, car dealerships, supermarkets or other businesses which may require large, privately owned parking areas, but may, upon request, remove snow per an individual request using the following fees:

- (a) The property owner will be billed for City Personnel assigned to the project at the prevailing wage rate in the bargaining unit agreement plus 50% for leave and benefits.
- (b) The property owner will be billed for equipment assigned to the project at the prevailing rate as provided by the current MDOT Schedule C.

4.94 Selective Snow Hauling. Any person cited for placing snow or ice from private property upon any street, alley or sidewalk shall pay the cost of removing that snow or ice when said snow removal work is done by the City according to the fees described in Section 4.93.

4.95 Depositing Snow in Right of Way. No person(s) shall take any snow or ice from any property or place the same upon any street, alley or sidewalk within the City of Bessemer where such street, alley or sidewalk is usually plowed or cleared for travel.

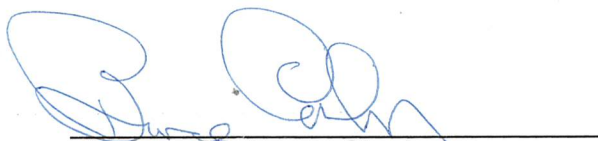
4.96 Penalty. Any person violating the provisions of Section 4.95 of this Ordinance shall, upon citation and subsequent conviction, be subject to a fine of not less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars together with the actual costs of prosecution and/or by imprisonment in the Gogebic County Jail for a period not more than thirty (30) days, or both fine and imprisonment in the discretion of the court.

4.97. Conflicts. With the exception of Chapter 42 - Sidewalks, section 4.70, 4.71 and 4.72 (requiring snow removal from certain designated sidewalks and providing for property liability for City snow removal), the provisions of any Ordinance of the City of Bessemer in conflict with the above are hereby repealed.

Adopted and approved by the City Council for the City of Bessemer, Michigan, this 15th day of March, 1993.

Joseph Bonovetz, Mayor

ATTEST:



 Bruce Carlson, Clerk