

(Published in the Sabetha Herald, on November _____, 2013)

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER XIV OF THE CODE OF THE CITY OF SABETHA BY THE ADOPTION OF ARTICLE 5 TO ESTABLISH AN EMERGENCY SNOW ROUTE FOR THE REMOVAL OF SNOW AND ICE PURSUANT TO K.S.A. §8-2001, ET SEQ., AND TO ESTABLISH PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, the Governing Body finds that due to the geographical location of the City of Sabetha, Kansas, expected and or possible accumulations of snow, ice, and freezing rain may occur between the months of September and April each year; and,

WHEREAS, the Governing Body hereby determines that snow and ice control on the city streets of the City of Sabetha, Kansas, is basic emergency work requiring the clearing of city streets at any time day or night; and,

WHEREAS, since the Governing Body has determined that snow and ice removal is an emergency service provided by the City of Sabetha, Kansas, the City shall undertake operations using methods, resources, and equipment necessary to keep access open to designated city streets during snow events, as set forth below.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SABETHA, KANSAS, as follows:

1. That the Code of the City of Sabetha is hereby amended by adopting ARTICLE 5. EMERGENCY SNOW ROUTE FOR SNOW REMOVAL to CHAPTER XIV. TRAFFIC, which reads as follows:

ARTICLE V. EMERGENCY SNOW ROUTE FOR SNOW REMOVAL.

14-501. SNOW EMERGENCY DECLARATION. A) A snow emergency declaration is defined as a special condition of snowfall event requiring residents to move their vehicles off the emergency snow route to accommodate emergency snow removal.

B) A snow emergency declaration will allow for the towing of vehicles from the emergency snow routes. A snow emergency will normally be declared after a measurable snowfall of two inches or more; however, any amount of snow combined with ice, snow, or wind can also establish the conditions for the declaration of a snow emergency.

C) The City Administrator, or designee, may declare a snow emergency. A snow emergency may be declared in advance of an anticipated storm, to start at a specific time; or a snow emergency may be declared at any time during or after a winter storm. A snow emergency declaration will normally last no more than 72 hours past the

end of measurable snowfall; however, the City Administrator or designee, may extend the snow emergency declaration if street and/or weather conditions warrant.

D) The declaration of a snow emergency will be communicated to the public through mass media outlets as deemed appropriate by the City Administrator or his designee.

14-502. SNOW EMERGENCY ROUTES. A system of marked emergency routes has been established to maintain the flow of traffic, goods, and services to and throughout the City of Sabetha, on thoroughfare streets. The marked emergency routes are established as follows:

Old Highway 75 from 192nd Road to Kansas Avenue;
Main Street from Old Highway 75 to 14th Street;
Virginia Street from Old Highway 75 to 14th Street;
Oregon Street from Old Highway 75 to the western entrance of Sabetha Community Hospital;
Sixth Street from Oregon Street to 192nd Road;
Ninth Street from Oregon Street to Lincoln Street;
11th Street from Oregon Street to Harrison Street; and,
14th Street from 192nd Road to Wyoming Street.

14-503. DRIVEWAYS AND SNOW REMOVAL FROM PRIVATE PROPERTY.

A) City snow removal equipment will not clear private driveways. Snow placed in driveways and on private property will occur as a result of the street clearing process and is the responsibility of the property owner for removal.

B) Snow from private driveways, private sidewalks, business driveways, or parking lots will not be placed on a city street once the street has been cleared of snow by the city.

C) City snow removal equipment shall only be used to remove snow from public property; and will not be used to remove snow from private property. The use of city snow removal equipment to remove snow from private property is a violation of this ordinance, unless deemed necessary by the City Administrator, or his designee, to allow emergency vehicles access to such private property in response to an ambulance, fire or emergency police call.

14-504. VEHICLE TOWING DURING SNOW EMERGENCY DECLARATIONS. Vehicles parked in a designated emergency snow route as set forth herein during a declared snow emergency are subject to towing at the owner's expense, without notice to the owner. In addition, if a vehicle is left on a designated emergency snow route and hinders snow removal, such vehicle can be towed at the owner's expense, provided that an attempt was made to contact the owner of the vehicle to remove the vehicle, and the owner could not be contacted, or, the owner failed to move the vehicle within 15 minutes of the time of such contact.

14-505. PENALTIES FOR VIOLATION. In addition to any remedies set forth above for the violation of the provisions of Article 5., any such violations may also be cited as a local traffic offense and punishable in accordance with Article 1. of Chapter XIV as amended from time to time.

2. This ordinance shall be published once in the official City newspaper and upon such publication, shall be in full force and effect.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF SABETHA, KANSAS this _____ day of November, 2013.

CITY OF SABETHA, KANSAS

By: _____
Doug Clark, Mayor

ATTEST:

Steve Compo, City Clerk