

(4) If the Village Clerk shall be unable to collect any amounts so assessed, the Clerk shall return all the unpaid assessments to the Treasurer of the county, in the same manner and with like effects as other returns to the County Treasurer.

(5) The returned assessments shall be collected by the County Treasurer under the provisions of the general tax laws of the state, together with interest and charges thereon.
(Ord. passed 10-3-2000)

§ 92.41 SIDEWALK MAINTENANCE.

(A) The occupant of every lot or premises adjoining any street, or the owner of the lot or premises, if the same are not occupied, shall clear all ice and snow from sidewalks adjoining the lot or premises, and shall sweep or clean the sidewalks as often as may be reasonably necessary to keep the sidewalks clear of dirt, refuse, rubbish or waste papers, and shall properly dispose of the same so as not to litter any street or alley.

(B) The penalty for failure to comply shall be set forth under § 10.99.

(1) *Snow and ice.*

(a) Within 24 hours after the end of each accumulation of snow greater than one inch, the owner or occupant of every property shall remove the accumulation from the adjacent public sidewalk. The accumulation may be from any source including precipitation and drifting. Immediately after the accumulation of ice on the sidewalk, it shall be treated with sand, salt or other substance to prevent it from being slippery and the ice shall be removed within 24 hours after accumulation.

(b) All public land shall have snow and ice removed as if it were privately owned. The removal of snow and ice shall mean free of snow and ice for the entire constructed width and length of the sidewalk.

(2) *Dirt refuse and rubbish.* The owner or occupant of any property adjacent to a public sidewalk shall sweep or clean sidewalks as often as may be reasonably necessary to keep the sidewalks clear of dirt, refuse, rubbish or waste papers, and shall properly dispose of same so as not to litter any street or alley.

(3) *Removal by village.* If snow or ice is not removed or treated as required by division (B)(1) above, as determined by members of the maintenance department or an appropriate person designated by the village, the village may notify the owner or occupant of the violation of division (B)(1) above. This notification will be made by registered mail from the office of the Clerk. If the owner or occupant fails to remove snow or ice within 24 hours of the notification of violation of division (B)(1) above, the village may cause the snow or ice to be removed. The owner (as indicated by the records of the Assessor) of the adjacent property shall then be charged the actual cost of the of the sidewalk clearance, plus an administrative fee of \$50. If that charge is not paid within 45 days, it may be assessed against the parcel under Chapter 32 of this code of ordinances.
(Ord. passed 10-3-2000)

§ 92.42 TRIMMING OF TREES ADJACENT TO SIDEWALKS.

All ornamental fruit or shade trees now growing or hereafter placed or set out near any sidewalk in the village shall within 30 days after the passage of this subchapter, be so trimmed by the owner or occupant of the premises next adjacent thereto. Property owners shall see that none of the boughs or

branches of the trees shall extend or hang down nearer to or within the distance of ten feet from the level of the surface of the sidewalk and thereafter it shall be the duty of the owner or occupant to keep the trees trimmed in the manner aforesaid. If the owner or occupant shall refuse to trim the trees, the Village Council reserves the right to authorize the maintenance employees to trim the trees in aforesaid manner with any cost incurred to be paid by the owner or occupant
(Ord. passed 10-3-2000)

§ 92.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is provided shall be subject to § 10.99.

(B) Any person who shall violate the provisions of § 92.01 shall be guilty of a misdemeanor, and shall be punished by a term of imprisonment not to exceed 90 days, a fine of \$500, or any portion thereof, or both.

(C) Any person who violates any provision of §§ 92.15 through 92.25 shall be guilty of a misdemeanor, and shall be subject to a fine not exceeding \$500, or by imprisonment of up to 90 days, or both. Any violation of the terms of §§ 92.15 through 92.25 shall be deemed a nuisance per se, and the use shall be abated, restrained, enjoined and prohibited, upon the commencement of an appropriate action in the circuit court.

(D) Any person, firm or corporation, found violating the provisions of §§ 92.35 through 92.42, shall, upon conviction, be punished by a fine of not to exceed \$500, or by imprisonment at the discretion of the court. Each day that the violation shall continue shall constitute a separate offense. Provisions of §§ 92.35 through 92.42 may also be enforced by suit for injunction, damages or other appropriate legal action.
(Ord. 15, passed 2-15-1994; Ord. 26, passed 3-1-1994; Ord. passed 10-3-2000)