



City Of Scio, Oregon



ORDINANCE NO. 624

AN ORDINANCE REGULATING SIDEWALKS INSIDE THE CITY OF SCIO

Whereas, the City of Scio is charged with protecting the health, safety and general welfare of the Citizens of Scio;

Whereas, Chapter 30 of the Scio Municipal Code grants the City jurisdiction and regulatory control over all public right of ways within the city of Scio;

Whereas, proper care and repair of sidewalks can avoid injuries and benefits the citizens of Scio;

WHEREFORE, THE CITY OF SCIO DOES ORDAIN AS FOLLOWS:

Article IV is hereby added to Chapter 30 – Streets, Sidewalks and other Public Places.

Sec. 30-70 Title

This Ordinance shall be known as the Scio Sidewalk Safety Ordinance.

Sect. 30-71 Definitions.

As used in this chapter, the following terms have the following meanings:

“Sidewalk” means the improved portion of the public right-of-way designed for preferential or exclusive use by pedestrians and includes that portion of any driveway intersecting or continuing a sidewalk.

Sec. 30-72 Sidewalks—Maintenance.

It is the duty of an owner of land adjacent to a public right-of-way in the city to construct, reconstruct, repair, and keep clear of leaves, ice, snow, and all other obstructions or hazards to the public which are reasonably removable on all sidewalks adjacent to said land.

Sec. 30-73 Sidewalks—Liability for injuries.

No recourse shall be had against the City for damage or loss to person or property suffered or sustained by reason of the defective condition of any sidewalk. The owner responsible for maintenance of the adjacent sidewalk shall be liable to any third person who sustains any injury

or damage as a result of inadequate maintenance, repair, construction, or failure to adequately remove snow, ice, leaves or any other hazard or obstruction, from that portion of sidewalk or driveway abutting his property.

Sec. 30-74 Penalty

A. Violation of any provision of this ordinance constitutes a Class A Violation subject to a maximum fine of \$500.

B. Each day that a violation exists constitutes a separate infraction.

C. The penalties imposed by this ordinance are in addition to and not in lieu of any other lawful remedies available to the city, including abatement under Chapter 20 - Nuisances.

This Ordinance was passed on the 22 day of May 2023 by the City Council and executed by the Mayor this 22 day of May 2023.

Date: 5-22-2023

By: Debbie Nuber
Mayor

Date: 5-22-2023

Attest: Virginia A. Allen
City Manager

APPROVED AS TO FORM

Date: 5-22-2023

By: [Signature]
JOHN E. KENNEDY, City Attorney