

SIDEWALK SNOW AND ICE REMOVAL

Although the Stoneybrook CC&R'S do not require owners to clear snow or ice from their sidewalks, the City of Corvallis does have an ordinance which speaks to the responsibility of owners to maintain sidewalks adjoining their property. Below is a copy of that ordinance which provides for a penalty of \$250.00 upon the conviction of negligence in failing to comply. It is vital that all property owners maintain proper liability insurance (normally included in typical Homeowners insurance policies).

Carla Holzworth

City Recorder

- **Section 2.15.020 - Improvements required.**

1) All owners of land adjoining any public street in the City shall construct, reconstruct, repair, and maintain in good condition the sidewalks and driveway approaches within the public right-of-way in front of, along, or abutting their land in accordance with the provisions of this Chapter. Construction, reconstruction, repair, and maintenance of sidewalks and driveway approaches is declared to be a routine obligation of the adjacent property owner and deemed necessary to protect the health and safety of persons in the City.

2) The City Manager shall, at such times as he or she determines appropriate, survey or inspect the condition of sidewalks in all or any part of the City. When a survey or inspection reveals sidewalk conditions that may pose a threat to the health and safety of persons in the City, the City Manager may issue an order to repair the sidewalk pursuant to [Section 2.15.090](#).

(Ord. 2011-02 § 1, 02/07/2011; Ord. 94-20 § 3, 1994)

- **Section 2.15.170 - Liability of property owner.**

1) General liability. It is not only the duty of all owners of land within the City to keep in repair all sidewalks and driveway approaches existing in front of, along, or abutting upon their respective lots or parcels of land or parts thereof, but the owners are hereby declared to be liable for all damages to whomsoever resulting or arising from their fault or negligence in failing to keep any sidewalk or driveway approach in repair.

(Ord. 2011-05 § 1, 03/21/2011; Ord. 94-20 § 3, 1994)

2) If the property owner participates in the sidewalk utility fee program, the property owner shall give prompt written notice for any defective sidewalks that fail to meet the standards referenced in [Section 2.15.040\(2\)](#). The City Manager or the City Manager's designee shall have discretionary authority to establish priority repairs of sidewalks under the sidewalk utility fee program, based on available resources, degree of defect, budget, staff, and other factors as deemed appropriate by the City Manager. **This program shall not include repair of driveway approaches, clearing sidewalks of obstructions, ice or snow, or removing leaves or other vegetation from the sidewalk.**

(Ord. 2011-02, § 3, 02/07/2011)

- **Section 2.15.180 - Penalties.**

Any person who violates any provision of this ordinance shall, upon conviction, be subject to a fine of not more than \$250.00. Each day's violation constitutes a separate offense.

(O(Ord. 94-20 § 3, 1994) **Disclaimer:** This e-mail message is a public record of the City of Corvallis. The contents may be subject to public disclosure under Oregon Public Records Law and subject to the State of Oregon Records Retention Schedules. (OAR:166.200.0200-405)