

ORDINANCE NO. 269.

AN ORDINANCE PROVIDING FOR THE CLEANING OF ICE AND SNOW OFF SIDEWALKS, AND FOR THE REPAIR OF DANGEROUS SIDEWALKS, AND PROVIDING FOR A PENALTY AND PUNISHMENT FOR ANY PERSON WHOSE DUTY IT IS TO CLEAN OR REPAIR THE SAME TO FAIL OR REFUSE TO DO SO, AND TO MAKE SUCH PERSON LIABLE FOR DAMAGES OR INJURY CAUSED TO ANY ONE BY THE DANGEROUS CONDITIONS OF SUCH WALKS.

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

SECTION 1. The tenant or occupant or other person having the care of any building or of any land bordering on any street where there is a sidewalk within the corporate limits of the city of Lebanon, which is within the cement sidewalk district of the said city as now or hereafter established in the said city, or if there be no tenant, occupant or other person having the care of the whole of such building or of such land, the owner thereof shall within one day after the ceasing to fall of any snow cause the same to be removed from the entire length of said premises and for a space of at least two feet in width, and if the same be within the fire limits of the said city then for a width of at least four feet in width.

SECTION 2. When every any portion of a sidewalk is covered or incumbered with ice the tenant or occupant of a building or of the land adjoining a street whereon is such sidewalk within the said cement district of the said city, or in case there be no tenant or occupant on the owner thereof shall cause the said sidewalk to be made safe and convenient by removing the said ice or by covering the same with sand, ashes or other suitable substance within the first day after the formation of the said ice.

SECTION 3. An Addition to all other remedies and means and manner of improving sidewalks and the repair thereof, the tenant, occupant or other person having the care of any building bordering upon any sidewalk or any land bordering on such sidewalk in the City of Lebanon which the common Council of the said city has declared to be in a dangerous or unsafe condition by resolution of the said council, or if there be no tenant, occupant or person in the care of the said premises, then the owner thereof shall within two days after being served with a notice to repair or make same safe, and being also served with a copy of such resolution, repair and make such sidewalk in a safe condition. The commencement of such work with an honest intention to as speedily as practical complete the said work shall be considered a compliance with this section.

SECTION 4. If any person whose duty it is to remove such snow as provided in section 1 of this ordinance, or to remove the ice from any sidewalk or make the same safe as provided in section 2 of this ordinance or to repair or make safe any side walk as provided in section 3 of this ordinance, shall fail or refuse to do the same as in this ordinance provided shall be deemed guilty of a misdemeanor, and upon conviction thereof before the recorder's Court of the said

City shall be punished by a fine of not less than Five Dollars nor more than Fifty Dollars, or by imprisonment in the City Jail not less than two days nor more than twenty five days or by both such fine and imprisonment.

SECTION 5. If any of the persons whose duty it is to do or perform any of the things as provided in this ordinance in the matter of making sidewalks safe shall fail or refuse to do the same in the manner and within the time herein provided, and any person is injured, hurt or damaged by reason of the condition of any sidewalk such person whose duty it was or is to make the same safe or do the said work, shall in addition to being subject to all the punishment and penalties as herein provided shall also be liable to such person or persons so injured, hurt or damaged for all the damages so suffered by such person or persons to be recovered in proper action in any court having competent jurisdiction of such matter, and such person or persons whose duty ~~is~~ it was or is to keep the said sidewalk in a safe condition shall also be liable to the City of Lebanon for any sums the said city may be compelled to pay to any person or persons for any injury or damages received by reason of the condition of the said sidewalks.

Passed by the Council this 7th day of December 1920.

Approved by the Mayor this 7th day of December, 1920.

BYRON MILLSAP
Mayor

Attest: C. H. WITMAN
Recorder of the City of Lebanon

Ord Btl #18-1920

Ordinance No ²⁶⁹~~297~~

Clearing Snow - Ins
off from sidewalks

Passed Dec 7th 1920

L. M. Wetman

Recorder