



Town of Milton

115 Federal Street, Milton, Delaware 19968

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ORDINANCE NO. 2025-005

TO AMEND TOWN CODE CHAPTER 183 RELATED TO SNOW/ICE REMOVAL

WHEREAS, the Town Charter of the Town of Milton, Delaware ("Town") provides in Section 29, that, "the Town Council is vested by this Charter with the following powers, to be exercised by the Town Council in the interest of good government, and the safety, health and public welfare of the Town, its inhabitants and affairs"; and

WHEREAS, Section 29 authorizes the Town Council to enforce the removal of ice, snow or dirt or other foreign substance from sidewalks and gutters by owners or abutting owners; and

WHEREAS, Milton Town Code Chapter 183 prescribes the responsibilities for snow removal; and

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Mayor and Town Council of the Town of Milton, a majority thereof concurring, that the following revisions hereby incorporated into Chapter 183 of the Town Code, entitled "Streets and Sidewalks".

Section 1. Amend §183-54, entitled "Responsibility for removal of snow" with deletions shown by strike-through and additions shown by underline:

§ 183-54. Responsibility for removal of snow.

A. It shall be unlawful for the owner or occupant of any premises in the Town of Milton, in front or by the side of which shall be a sidewalk, to permit or allow any snowfall or ice exceeding two inches to remain thereon for a longer period than 24 hours after it shall have ceased snowing. If the snow and/or ice accumulation remains after the 24-hour period, the Town shall ~~removes~~ remove the same for public safety purposes, as determined by the Town Manager or designee, and in addition to the applicable fine, the cost or value of removing the same, whichever is greater, shall be recovered from the persons jointly and severally responsible for the same.

B. The removal of snow and/or ice shall be the width of the sidewalk or at a minimum of 36 inches. Snow and/or ice shall also be removed from all crosswalk entrances and American Disabilities Act (ADA) curb ramps adjacent to said property.

Section 2. Amend §183-55, entitled "Snow not to be thrown onto street or road" with deletions shown by strike-through and additions shown by underline:

§ 183-55. Snow not to be thrown onto street or road.

It shall be unlawful for the owner or occupant of any premises in the Town of Milton to permit or allow snow or ice to be pushed or thrown onto any street or road in the Town of Milton. ~~If the~~ Should the Town ~~removes~~ remove the ~~same~~ snow and/or ice for public safety purposes, as determined by the Town Manager or designee, in addition to the applicable fine, the cost or value of removing the same, whichever is greater, shall be recovered from the persons responsible for the same.

Section 3. Amend §183-56, entitled "Violations and penalties" with deletions shown by strike-through and additions shown by underline:

§ 183-56. Violations and penalties.

Any person violating any provision of this article shall be subject to such penalties and pay such fines as set forth in Chapter 1, Article II, General Penalty, 18A. Due to timeliness, the code violation process required under 18C shall be exempt.

I, **John R. Collier**, Mayor of the Town of Milton, hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the Mayor and Town Council of the Town of Milton at its meeting held on the 3rd day of March, 2025, during a duly noticed meeting at which a quorum was present and voting throughout, and that the same is still in full force and effect.


MAYOR

SYNOPSIS

This Ordinance amends Town Code Chapter 183 regarding Streets and Sidewalks. Specifically, the ordinance adds language to specify the area to be cleared, and include ice accumulation.