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Avon, Ohio Code of Ordinances

660.05 DUTY TO KEEP SIDEWALKS IN REPAIR AND CLEAN.

(a) No owner or occupant of lots or lands abutting any sidewalk, curb or gutter shall fail to keep the sidewalks, curbs and gutters in repair and free from snow, ice or any nuisance, and to remove from such sidewalks, curbs or gutters all snow and ice accumulated thereon within a reasonable time, which will ordinarily not exceed 12 hours after any storm during which the snow and ice has accumulated.

(ORC 723.011; Adopting Ordinance)

(b) No owner of any lot or land abutting upon any street shall refuse, fail or neglect to repair or keep in repair and free from nuisance and obstruction the concrete sidewalk in front of such lot or land. The Director of Public Services may order the repair of such concrete sidewalk within thirty days from the date of written notice, or the immediate removal of such obstruction or the abatement of such nuisance.

(c) If the owner or person having charge of such land fails to comply with such written notice, the Director shall cause the sidewalks to be maintained and repaired. All expenses and labor costs incurred shall, when approved by Council, be paid out of Municipal funds not otherwise appropriated. Council shall make a written return to the County Auditor of its action, with a statement of the charges for its services, the amount paid for labor, the fees of the officers serving such notices and a proper description of the premises. Such amounts, when allowed, shall be entered upon the tax duplicate and be a lien upon such lands from and after the date of the entry, and shall be collected as other taxes and returned to the Municipality by the County with other regular tax settlements. The County Auditor shall be requested to segregate such miscellaneous receipts as to source.

(Ord. 117-63. Passed 4-10-63.)

(d) On any claim presented for bodily injury or property damage on the sidewalk, the adjoining or abutting property owner shall be held liable in tort for such damages to another. Ultimately, should the City be called upon to make such payment to a third party, the City will look to the adjoining/abutting landowner for contribution and indemnity.

(Ord. 163-04. Passed 9-13-04.)

(e) Whoever violates any of the provisions of this section is guilty of a minor misdemeanor and shall be subject to the penalty provided in Section 698.02.

(Ord. 304-66. Passed 12-14-66.)