



## Ordinance Amendments

BMCC 22-406

BMCC 15-501

Tina Hoeger  
Code Enforcement Division Manager

[hoegert@billingsmt.gov](mailto:hoegert@billingsmt.gov)

406-869-3926



## BMCC 22-406 title

- Change the title of the ordinance, removing **snow, ice, etc.** and replacing it with the word **impediments**
  - Ordinance covers more than just snow and ice
  - Recently CE had a situation where a large amount of gravel and dirt ended up on sidewalks
    - When the property owners were sent letters, the violation or section of the code is included in the letter and the title was confusing to property owners as the letters were sent when there was no snow accumulation
    - Using impediments would be a more general term



## BMCC 22-406(a)

- Removed the word **foot** as we have travelers along our sidewalks that use wheeled devices. They are simply all travelers.
- Added the last sentence of:
  - **Removal or repair of impediment shall be no less than 36 inches to accommodate wheeled travelers.**



## BMCC 22-406(b)

- Added language of **ice, mud, slush and other impediments** to remain consistent within each section of the code.
  - We did this in three parts of this section.
- Cleaned up the language in the first sentence. Removed upon sidewalks fronting property owned by persons not residing in the city and referred back to the requirements in section (a) so they read the same and are consistent.
  - Whether a property owner lives in the city limits or doesn't, they are still the responsible party to remove the impediment.
- Changed the word shall to **may**.
  - Gives the city the option to use this section rather than mandate it.
  - Historically, this section has not been activated; however, left it in place as an option to the city
  - There is no resolution on file



## BMCC 22-406(c)

- Removed the language **for any person** and added **mud, slush and other impediments**.
  - Removed language seemed too specific and this section could apply to more than just a person, i.e. a company, etc.
  - Added language again to remain consistent within the code.



## BMCC 22-406(d)

- New language to address entities that move impediments from public streets onto alleys, sidewalks, etc.
  - When a non-city entity moves impediments from a roadway onto alleys, sidewalks, etc., they should be responsible for removing it from those alleys, sidewalks, etc., unless there is permission from the City or it's agents to place it there.



# BMCC 15-501

- This is a language change to simplify how the ordinance reads
  - Language provided by City Attorney's office
  - Ordinance still adopts the state regulation
  - ARM title, chapter, and subchapter numericals changed on the state level
    - This amendment is to match what is in state code.
  - Removed the statement of having a copy on file in the clerk's office
    - All online now
    - Not a legal requirement