

As Reported by the House Local Government Committee

131st General Assembly

Regular Session

2015-2016

Am. H. B. No. 375

Representatives Brown, Arndt

Cosponsors: Representatives LaTourette, Rogers, Hambley

A BILL

To enact section 505.872 of the Revised Code to 1
authorize townships to require the removal of 2
snow and ice from sidewalks abutting property 3
and to impose a fine for failure to do so. 4

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 505.872 of the Revised Code be 5
enacted to read as follows: 6

Sec. 505.872. (A) A board of township trustees may adopt a 7
resolution to require every owner, occupant, or person having 8
charge of any lot or parcel of land in the unincorporated area 9
of the township to remove snow and ice from sidewalks abutting 10
such lot or parcel. The resolution shall specify a reasonable 11
amount of time within which such owner, occupant, or person 12
shall comply with the requirement. 13

(B) The resolution may specify circumstances under which 14
individuals may be exempt from the requirement, including but 15
not limited to, age, infirmity, disability, or extended absence. 16

(C) Whoever violates this provision shall be fined a sum 17
of not greater than fifty dollars for each day that the sidewalk 18

remains covered with snow or ice. 19

(D) No person complying with a township's resolution shall 20
be liable for personal injuries allegedly caused by that 21
compliance unless the alleged conduct was willful and wanton. 22

(E) The board of township trustees may cause the removal 23
of snow and ice from the sidewalk of an owner, occupant, or 24
person who has not complied with the township's resolution. All 25
expenses incurred in causing the removal of the snow and ice 26
shall be paid out of the township general fund from moneys not 27
otherwise appropriated. 28

(F) The board of township trustees may utilize any lawful 29
means to collect from an owner, occupant, or person a fine 30
assessed against the owner, occupant, or person under this 31
section or expenses incurred in the removal of snow and ice from 32
the owner, occupant, or person's sidewalk under this section. 33
The board may direct the township fiscal officer to certify the 34
fine or expenses and a description of the land to the county 35
auditor, who shall place the fine or expenses upon the tax 36
duplicate as a lien upon the land to be collected as other taxes 37
and returned to the township general fund. 38