

CITY OF HARRISBURG ORDINANCE #2017-11,  
TO AMEND TITLE 6, STREETS, SIDEWALKS, AND PUBLIC PLACES,  
OF THE REVISED MUNICIPAL ORDINANCES

BE IT ORDAINED by the City Council of the City of Harrisburg as follows:

**ARTICLE I – PURPOSE AND JURISDICTION**

**SECTION 1 – PURPOSE.**

Ordinance #2017-11 is an ordinance to amend the Title 6 of the Revised Municipal Ordinances of the City of Harrisburg with corrections and updates. The City Council of the City of Harrisburg has deemed these regulations and controls to be reasonable and reasonably related to the purpose of promoting the health, safety, and general welfare of the City of Harrisburg.

**SECTION 2 – JURISDICTION.**

This Ordinance shall govern all territory within the statutory jurisdiction of the City of Harrisburg, South Dakota.

**SECTION 3 – SEVERABILITY AND SEPARABILITY.**

Should any Article, Section, Subsection, or Provision of this Ordinance be found to be or declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the Ordinance as a whole or any part thereof, other than the portion so declared to be invalid or unconstitutional.

**ARTICLE II – AMENDMENTS TO TITLE 6, STREETS, SIDEWALKS, AND  
PUBLIC PLACES**

A. Amend Chapter 6.0203 to read:

Excavation Permits. Excavation Permit Applications for excavations other than emergency situations may require a deposit in such sum as deemed necessary by the ~~City Council~~ City Maintenance Supervisor to ensure proper replacement and refilling of any such excavation and to cover the costs of any damages and administrative expenses which may be caused by such excavation. Any required deposit shall be paid to the City Finance Office before approval of an Excavation Permit Application is made by the City Maintenance Supervisor and any unused portion of said deposit shall be refunded to the applicant upon approval of the City Council.

B. Amend Chapter 6.0207 to read:

Sidewalks. Sidewalk construction shall include base material of three inches in thickness, of approved materials. Sidewalks shall be no less than four inches in thickness, of Portland Cement Construction, ~~and~~ not less than four feet ~~or~~ more than five feet wide in residential areas on local streets, not less than five feet wide on collector or arterial streets, and with slope toward street of one-

CITY OF HARRISBURG ORDINANCE #2017-11,  
TO AMEND TITLE 6, STREETS, SIDEWALKS, AND PUBLIC PLACES,  
OF THE REVISED MUNICIPAL ORDINANCES

fourth inch per foot. When considered necessary and advisable for the peace, welfare, and safety of the people, the City Council may direct that new sidewalk be constructed and assessed to any abutting property owner in accordance with SDCL 9-46.

C. Amend Chapter 6.0302 to read:

Disposal of Snow. It shall be the duty of the property owner, tenant, or person in possession of any public or private driveway, parking lot or parking area or boulevard to dispose of accumulated snow upon such property in such manner that any snow when removed shall not be deposited upon any sidewalk or within or upon any public street or alley, ~~after such public street or alley has been cleared of snow by grading of such snow away from the curb or picking up and carrying away of such snow by the City,~~ or in a manner that will obstruct or interfere with the passage or vision of vehicle or pedestrian traffic.

BE IT FURTHER ORDAINED by the City Council of the City of Harrisburg that this Ordinance shall become effective in accordance to law.

CITY OF HARRISBURG

ATTEST:

Mayor Julie Burke – Van Luvanee

Finance Officer Mary McClung

(SEAL)

First Reading: September 18, 2017  
Second Reading: October 2, 2017  
Published: October 19, 2017  
Effective: November 9, 2017