

AN ORDINANCE TO AMEND  
TITLE 12  
OF THE CODE OF EMMITSBURG  
ENTITLED  
STREETS, SIDEWALKS AND PUBLIC PLACES

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**BE IT RESOLVED, ENACTED AND ORDAINED** by the Mayor and Board of Commissioners of the Town of Emmitsburg, Maryland, pursuant to the authority granted to them by the laws of Maryland including, but not limited to, Local Government Article, Section 5-217, Annotated Code of MD, and the Charter of the Town of Emmitsburg, that Title 12; Section 12.08.020 of the Emmitsburg Municipal Code, be amended as follows:

The amended section of this regulation reads as follows with new wording indicated in **BOLD, CAPITAL** letters and deleted words in ~~strike-out~~.

12.08.020 – Sidewalks – Repair **and maintenance** by property owners and occupiers.

It shall be the duty of all owners and occupiers of land to keep the sidewalks and footways bounding thereon in good and proper repair and at all times free of nuisances, **litter, trash and debris, including, but not limited to, newspapers, smoking debris, trash and other types of litter.** Upon observing an accumulation of debris, trash or other litter in violation of this section, the Town may send a written warning to the owner and/or occupier of the property adjoining the sidewalk in violation and inform that person of the requirements of this section and giving such person ten days to correct the violation. If the violation is not corrected within that time period, the violation shall constitute a municipal infraction punishable by a fine of twenty-five (\$25.00). A subsequent violation(s) at the same location within a ten day period shall be punishable by a fifty (\$50.00) fine.

Whenever, in the opinion of the town staff and with the approval of the town manager, any sidewalk, or portion thereof, is out of repair and should be repaired or relaid, the mayor shall notify the owner by notice in writing to repair, or relay the same within twenty (20) days from the date of such notice. **Standards for sidewalks are found in §12.08.010, 12.08.050, and 12.08.060.**

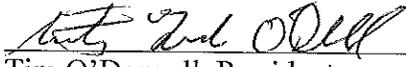
**BE IT FURTHER RESOLVED, ENACTED AND ORDAINED** that this Ordinance shall take effect on the date on which the Mayor approves the Ordinance after passing by the Board of Commissioners or on the date on which the Board of Commissioners pass the Ordinance over the veto of the Mayor.

**PASSED** this 6<sup>th</sup> day of September, 2016 by a vote of 5 for, 0 against, 0 absent, and 0 abstain.

ATTEST:

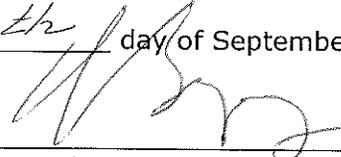
EMMITSBURG BOARD OF COMMISSIONERS

By:   
Amy Naill, Recording Secretary

  
Tim O'Donnell, President

APPROVED     VETOED

this 6<sup>th</sup> day of September, 2016

  
Donald N. Briggs, Mayor