



**CITY OF ANN ARBOR,  
MICHIGAN**

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MEMORANDUM

TO: Mayor and City Council

FROM: Craig Hupy, Public Services Area Administrator

SUBJECT: **An Ordinance to Amend Sections 4:60, 4:61 and 4:62, and to Delete Section 4:63 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-15-04)**

DATE: October 5, 2015

This memorandum provides information supplemental to the original transmittal memorandum for Ordinance No. ORD-15-04.

1. Language in original transmittal memorandum now obsolete due to amendments

City Council amended the Section 4:60(2) portion of the ordinance on March 16, 2015, to require removal of “any accumulation of snow of greater than 1 inch and any compacted snow of greater than ½ inch ...,” and that language is in the version approved by City Council at first reading on September 21, 2015.

Therefore, the following language in the original transmittal memorandum is obsolete and should be disregarded, as it is inconsistent with the language of the proposed ordinance, as amended:

In Section 4:60(2), the ordinance amendment deletes the words “greater than 1 inch” from the current version, which requires snow removal only of accumulations of “greater than 1 inch.”

## 2. Public education and effective date

First, the October 1, 2015, effective date needs to be amended to meet the minimum time between approval at second reading and effective date of “ten days after legal publication.” If approved at second reading on October 5, 2015, and assuming publication on October 8, 2015, the effective date would become October 18, 2015.

Second, even with the effective date moved to ten days after publication, the opportunity for public education in advance of this year’s snow season will be limited.

If City Council would like staff to conduct a public education program in advance of enforcement, staff will need a minimum of 90 days before the effective date to do that. For that reason and to avoid confusion that might result from a mid-season change, it is recommended that the effective date of the ordinance be amended to July 1, 2016, as a fixed date.

## 3. Correction of the title of Ordinance No. ORD-15-04

Although the title listed in the agenda for the ordinance correctly identifies it as amending Sections 4:60, 4:61 and 4:62, the title of the ordinance itself inadvertently omitted the reference to Section 4:62. As that change is in the nature of a scrivener’s correction of the document to conform to its substance, it was done administratively by the Clerk’s Office.