

TITLE 3: TRAFFIC AND PARKING

CHAPTER – 8 RIGHT OF WAY OBSTRUCTIONS

3-8-1 Right-of-Way Obstructions

3-8-2 Removal of Obstructions from right-of-way

SECTION 3-8-1 PROHIBITIONS

(A) No person shall blow or shovel snow, leaves or debris into or onto any City street from any other property. The person guilty of same, shall be fined not less than \$50.00 nor more than \$500.00.

SOURCE 08-05

SECTION 3-8-2 REMOVAL OF OBSTRUCTIONS FROM RIGHT-OF-WAY

It shall be unlawful to place large items of personal property, excluding motor vehicles and including but not limited to portable basketball hoops, on the streets and right-of-way of the City of West Peoria.

The owner of such items which identify their owner and are not allowed on the streets and right-of-way shall be given reasonable notice prior to removing the object as abandoned. The owner of any such items which may be erected or placed upon any street, avenue, alley or sidewalk or other public ground of the city shall remove the same, upon receiving written notice from the Code Enforcement officer, within 48 hours. If the owner of said items is not ascertainable through reasonable efforts at the time the violation occurs, notice will be affixed to the item and deemed received by owner. Failure to remove such items within 48 hours is a violation of this subsection and such items remaining on the streets and right-of-way beyond 48 hours after notice will be considered abandoned. The person guilty of violating this subsection, shall be fined not less than \$50.00 nor more than \$500.00.

Large items of personal property, excluding motor vehicles and including but not limited to portable basketball hoops, which are found on city streets and right-of-way and which items do not identify their owner, shall be considered abandoned and subject to removal by the police department and/or the Code Enforcement Officer. Should the owner of said item or the person guilty of violation this subsection be identified, they shall be fined not less than \$50.00 nor more than \$500.00.

Abandoned personal property confiscated by the city may be redeemed by the rightful owner upon payment of a fee of not less than \$100.00 nor more than \$500.00, said fee calculated to cover the city's cost in removing and storing the item. Any citizen whose property is confiscated in accordance with this subsection, within seven days of confiscation, may request a hearing before a designee of the Mayor to contest whether the item of personal property was properly removed as abandoned property. Said hearing shall be held within 21 days of the request of a hearing.