

Chapter 279. STREETS AND SIDEWALKS

Article III. Snow and Ice Removal from Sidewalks

§ 279-19. Duty of abutters to abate snow and ice hazards.

[Amended 3-11-2003]

- A. The owner, agent of the owner, or occupant of any building or land bordering upon any street, square or public place, within the Town where there is a sidewalk, graded or paved, or a fire hydrant, shall cause to be removed therefrom any and all snow, sleet and ice within 24 hours after the same shall have fallen; and whenever any such sidewalk or any part thereof shall be covered with ice, the owner, agent or occupant of the building or lot adjacent thereof shall, within the space of 12 hours thereafter cause such walk to be made safe and convenient by removing the ice therefrom, or by covering the same with sand or some other suitable substance.
- B. Sidewalks shall be cleared and sanded to pedestrian push-button signals, through snow windows at intersecting streets, crosswalks and/or handicapped ramps so that pedestrians have unimpeded access to pedestrian push-button signals and have walking space to cross at intersecting streets, crosswalks and/or handicapped ramps.
- C. Fire hydrants shall be cleared of snow and ice so as to create a four-foot clearance in all directions, and a three-foot-wide path should be cleared from the fire hydrant to the street, square or public place so that Fire Department personnel shall have unimpeded access to the fire hydrant.
- D. The owner, agent or occupant of any building or lot of land, whose duty it is to clear the sidewalk or fire hydrant adjacent thereto, who shall violate any of the provisions of the foregoing subsections, or refuse or neglect to comply with the same, shall be deemed guilty of an infraction and, upon conviction thereof, shall be fined in accordance with the applicable provisions of the Connecticut General Statutes.

§ 279-20. Agreements imposing responsibility on occupants.

In prosecutions against owners or their agents for violation of this article, the defendant shall be allowed to show that the occupant of the premises has agreed to conform to the provisions of this article and to save the owner harmless from all fines for violation thereof, and the proof of such agreement shall be a sufficient defense to such prosecution.

§ 279-21. Liability of corporate officers for violations.

Whenever a private corporation shall violate the provisions of this article, any officers and/or directors of such corporation shall be personally liable for any fine imposed.

§ 279-22. Duty of police to ensure compliance.

It shall be the duty of the police force, under the direction of the Chief of Police, to see that the foregoing provisions relating to snow and ice are strictly complied with.

Enfield, Connecticut, Code of Ordinances >> PART IV - CODE OF ORDINANCES >> Chapter 74 - STREETS, SIDEWALKS AND OTHER PUBLIC PLACES >> ARTICLE IV. - SNOW AND ICE REMOVAL FROM SIDEWALKS >>

ARTICLE IV. SNOW AND ICE REMOVAL FROM SIDEWALKS ¹²¹

Sec. 74-101. - Definitions.

Sec. 74-102. - Duty to remove snow and ice; throwing snow and ice into street.

Sec. 74-103. - Violation and penalty.

Sec. 74-104. - Action by town upon violations.

Sec. 74-101. Definitions.

The following words, terms and phrases, when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Occupant means the tenant, lessee or any other person or entity in possession and control of any privately owned premises.

Owner means the person, estate, corporation or any other legal entity that owns the premises. This includes all owners regardless of number or interest.

Premises means any tract, parcel, lot or other subdivision of land, within the town with or without buildings thereon, that adjoins or fronts on any sidewalk within the town or borders or adjoins any street, square or public place within the town where there is a sidewalk.

Sidewalk means any paved, graded, planked or raised, or in any other way improved, municipally-owned off-road walkway intended for public use.

(Code 1967, § 9-10; Ord. No. 09-03, 12-21-2009)

Sec. 74-102. Duty to remove snow and ice; throwing snow and ice into street.

- (a) It shall be the duty of every owner or occupant of any premises within the town where there is a sidewalk, to remove or cause to be removed from the entire width of such sidewalk any and all snow and ice within the following time limits:
- (1) In the case of snow 24 hours from the time the snow has ceased as declared by the director of public works or his designee.
 - (2) In the case of ice 24 hours from the time conditions which have caused the sidewalk to have ice upon it or to be covered with ice, have stopped or ceased to exist.
- (b) In any case or situation where the removal of ice is impossible or extremely difficult the owner or occupant shall cause such sidewalk to be made safe for public travel by covering the same with sand or some other suitable substance.
- (c) All snow and ice accumulating in the street higher than a point four inches below the bottom of the lowest outlet on any fire hydrant, and within a radius of three feet from the center of such hydrant, shall be removed by the occupant or owner of the premises fronting on that portion of the street within 24 hours after the snow event has ceased as declared by the director of public works or his designee.
- (d) No owner or occupant shall throw or put, or cause to be thrown or put, any snow or ice into or onto the traveled portion of any public street or highway under the jurisdiction of the town.

(Code 1967, § 9-11; Ord. No. 09-3, 12-21-2009)

Editor's note—

Ord. No. 09-3, adopted December 21, 2009, changed the title of section 74-102 from "Duty to remove snow and ice; exception" to "Duty to remove snow and ice; throwing snow and ice into street." The historical notation has been preserved for reference purposes.

Sec. 74-103. Violation and penalty.

- (a) Whenever any owner or occupant of premises, as herein defined, whose duty it is to remove snow and ice or to otherwise make sidewalks safe for public travel, as herein provided, shall fail, refuse or neglect to comply with the same or shall otherwise violate any provision of this article shall be issued a citation and fined \$75.00 for each offense. The citation must be paid upon receipt.
- (b) Each and every day of refusal or neglect to comply with such provisions shall be deemed a separate offense.
- (c) Any owner or occupant issued a citation pursuant to this article shall be entitled to a hearing pursuant to the provisions of G.S. § 7-152c as revised.
- (d) The town manager shall appoint a hearing officer(s) pursuant to G.S. § 7-152c as revised. The hearing officer(s) will conduct the hearing as provided for in G.S. § 7-152c as revised.

(Code 1967, § 9-12; Ord. No. 09-3, 12-21-2009)

Sec. 74-104. Action by town upon violations.

- (a) Pursuant to G.S. § 7-148(c)(6)(C)(v), in the event any owner or occupant of premises as defined herein shall fail, neglect or refuse to remove snow or ice from any sidewalk or to make any sidewalk safe for public travel or otherwise fails, neglects or refuses to comply with the provisions of this article the director of public works or his designee upon such failure, neglect or refusal may remove any snow or ice from such sidewalk or otherwise make it safe for public travel.
- (b) The expenses of such removal or other necessary action shall be a lien upon the premises concerned provided the town council shall cause a certificate of lien to be recorded in the office of the town clerk within 30 days from such removal or other necessary action.

(Code 1967, § 9-13; Ord. No. 09-3, 12-21-2009)

FOOTNOTE(S):

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State Law reference— Highways and sidewalks, G.S. § 7-148(c)(6)(C). [\(Back\)](#)

Sec. 21-8. Removal of snow or ice from sidewalks.

- (a) *Generally.* The owner, tenant or custodian responsible for the maintenance of property located adjacent to sidewalks on public streets shall, within six (6) hours of daylight following the accumulation of ice or snow upon the sidewalks, have such accumulation removed. If such accumulation cannot be completely removed, sand or other gritty material shall be sprinkled on the sidewalk.
- (b) *[Throwing or placing ice or snow in streets.]* No person shall throw or place or cause to be thrown or placed, any ice or snow into a city street from private land or property without the authority or permission of the department of public works; and every person who shall throw or place, or caused to be thrown or placed, any ice or snow into any city street from the sidewalks or gutters of such streets shall cause the same to be broken into small pieces and spread evenly on the surface of such street.
- (c) *Penalty for violation.* Any person failing to remove snow or ice as required under subsections (a) and (b) of this section shall be fined fifty dollars (\$50.00) for each day he/she shall fail to remove any accumulation of snow or ice from the public sidewalk adjacent to the property he/she owns, occupies or over which he/she has control or custody. In addition such person shall be responsible for the cost of removal by the city as provided for in section 21-17 of this chapter.

(Code 1970, § 20-13; Ord. of 2-88, § 1; No. 26824-1, 2-27-02)

Sec. 21-8.1. Liability for snow and ice on public sidewalks.

- (a) Pursuant to the provisions of section 7-163a of the Connecticut General Statutes, notwithstanding the provisions of section 13a-149 or any other general statute or special act, the City of New Britain shall not be liable to any person injured in person or property caused by the presence of ice or snow on a public sidewalk unless the City of New Britain is the owner and exercises control of land abutting such sidewalk; other than land used as a highway or street, provided the city shall be liable for its affirmative acts with respect to such sidewalks.
- (b) The owner or person in possession and control of land abutting a public sidewalk shall have the same duty of care with respect to the presence of ice and snow on such sidewalk toward the portion of the sidewalk abutting his property as the municipality had prior to the effective date of this ordinance and shall be liable to persons injured in person or property where a breach of said duty is the proximate cause of said injury.
- (c) No action to recover damages for injury to the person or to property caused by the presence of ice and snow on a public sidewalk against a person who owns or is in possession and control of land abutting a public sidewalk shall be brought but within two (2) years from the date when the injury is first sustained.

(Ord. of 1-96)

Editor's note: An ordinance adopted in January, 1996, amended the Code by the addition of § 21-8a, which provisions have been redesignated at the discretion of the editor and included herein as § 21-8.1.

SNOW AND ICE POLICY

Winter storms can be trying for all involved. The support and cooperation of the Town's residents is essential and appreciated.

1. When snowfall begins Highway personnel may apply treated salt to all roadways.
2. Plowing begins when snow accumulations are more than ½ inch or forecasts indicate that it will. A maximum of fourteen Highway plow trucks may be dispatched to plow assigned routes.
3. Once snowfall has stopped plowing and treated salt applications will continue until all streets have been cleared.

It is the Town's policy when conditions allow, to plow the full width of the street curb to curb during significant snowfall . This ensures that storm water basins are obstruction free, allowing storm water and snow melt to drain thus preventing flooding and icing conditions.

Driveways:

While the Highway Department tries to minimize the amount of snow plowed into driveways, some accumulation is unavoidable.

- Plow blades cannot be lifted as they pass a driveway as a mound of snow would be left in the roadway.
- Snow will be plowed into driveways during curb to curb plowing.
- Residents may wish to clear driveways several times during a storm or wait until plowing operations have been completed.
- **Shoveling, plowing, or blowing snow into the road is unacceptable.**
- Clearing driveway openings is the responsibility of the property owner.

Sidewalks:

Property owners or occupants are responsible for keeping sidewalks in front of their property clean of snow and ice. Sidewalks free of snow and ice will ensure safe public walkways for school children and pedestrians and prevent anyone from having to walk in the street. **Town ordinance 15-24(b) states: Such owner shall remove any accumulation of ice and snow within twelve (12) hours after such snow and/or ice has ceased to accumulate.**

Mailbox Damage:

Town policy states:

- The Town will repair or replace mailbox/posts only where there is evidence of the plow or truck striking the mailbox/post. All mailboxes and posts replaced will be our standard replacement variety.
- The Town will not accept responsibility for mailboxes/posts which have fallen or are damaged due to the weight or force of the snow thrown by the plow.
- All mailboxes should be securely fastened to a sturdy post properly anchored in the ground to resist the impact of plowed snow
- In accordance with current postal guidelines, the mailbox should be at least nine inches from the curb or edge of pavement in order to prevent contact by the snowplow itself. The height of the bottom of the mailbox should be between 42" and 48" from the road surface.

Winter Parking Bans:

Snow removal

- A permanent ban is in effect from November 1st thru March 30th. Parking is not allowed on streets for more than 30 minutes between 2 a.m. and 6 a.m.
- A temporary ban is in effect when a determination is made not to allow parking on either side of Town streets at anytime in order to facilitate snow plowing operations. When this occurs, the media will be notified.
- If you are unsure whether a temporary ban is in effect please call the Police Department @ 860-666-8445.

Illegally Parked Vehicles and Basketball Hoop Systems:

- Vehicles that violate the winter parking ban or otherwise hinder snow removal will be ticketed and towed at the owner's expense.
- Permanent or portable basketball hoop systems within the Town's right-of-way are illegal and will be removed.

Fire Hydrant Clearing:

- The Newington Fire Department stands ready to serve you during any emergency regardless of weather conditions. YOU CAN HELP by clearing snow from the fire hydrant nearest your home or business and making sure that it is both visible and accessible. The Fire Department emphasizes the importance to both you and your neighbors of keeping the hydrants open, and they extend their thanks for your assistance.

Sand:

- Sand is available to residents in small amounts at the Highway Department, 281 Milk Lane (off Fenn Road)

Assistance:

- Removing snow is physically demanding. The Human Service Department may be able to assist residents. Contact them @ 665-8590.



Simsbury Police Department



"In Partnership With Our Community"

Notice: Snow and Ice Removal

The Simsbury Police Department wants to remind residents, businesses owners/employees and snow plowing/removal personnel to keep our streets and sidewalks clear of snow and ice. It is imperative to provide emergency access for police, fire, ambulance and maintenance vehicles to all areas of our community.

Parking on the Street

Vehicles should not be parked on the street if they impede snow removal operations, during and after a storm. The owner/operator of a vehicle that obstructs snow removal operations may be subject to a fine and the vehicle may be towed.

Plowing or Blowing Snow in/Across Street

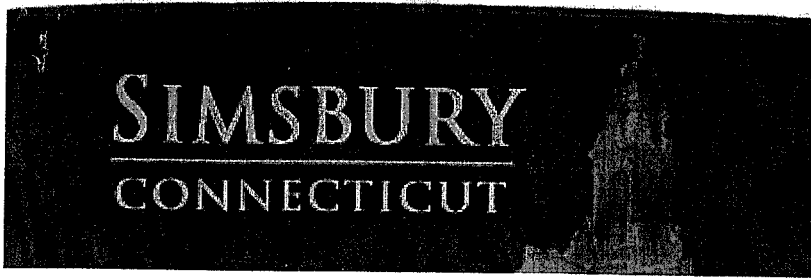
Snow plowing and blowing into the street or across a street is prohibited. As a homeowner/business owner it is your responsibility to tell your contractors not to clear your driveway by pushing the snow across and into the streets.

Sidewalks

Sidewalks are used for emergency personnel, children walking to school, commerce (e.g. USPS, Fed-Ex, UPS) and general use. Any and all snow, sleet and ice must be removed from sidewalks by property owners within 24 hours.

Town Ordinances 137 and 149 may be viewed in their entirety on the Town website at www.simsbury-ct.gov. Choose the Ordinances link on the left side and click on the Town Code to search or scroll through the ordinances.

For questions, call Community Services Officer John Mimnaugh at (860) 658-3131.



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Source URL: <http://www.simsbury-ct.gov/home/news/snow-and-ice-removal-notice>

Chapter 212. STREETS AND SIDEWALKS

Article V. Sidewalk Obstructions

§ 212-21. Removal of ice and snow.

The owner or owners of any property which abuts on a public sidewalk shall remove all accumulation of ice and snow within 12 hours after such snow and/or ice has begun to accumulate, or within such period of time as the Town Manager may order. If such owner shall fail to remove said accumulations of snow and ice, the Town Manager may cause the same to be done by another or others. The expense and cost thereof shall be charged to the owner of the abutting property. Upon failure of such owner to pay such expense and cost within 60 days, the Town Manager shall file a lien against the property affected. Such lien may be enforced and collected in the same manner and under the same dictates as is provided by law for the collection and enforcement of tax liens. If it is impracticable to remove the ice from said sidewalk, the walk shall be treated with an abrasive or chemical until the ice accumulation can be removed.

§ 212-22. Duties of property owner.

The owner of such abutting property shall be responsible for maintaining his part of the public sidewalk free from all obstructions or materials which may be hazardous to pedestrian traffic such as dirt, sand, leaves, tree branches, grass clippings, rocks, stones or any other materials. If such owner shall fail to maintain the sidewalk free from accumulations of such materials, the Town Manager may cause the same to be done and may collect the cost thereof from said owner as provided in § 212-21.

§ 212-23. Penalties for offenses.

[Amended 1-6-1992 by Ord. No. 171-92]

The owner, agent of the owner, tenant or occupant of premises who shall violate the above shall be subject to a fine of \$25 per day for each violation or offense, and each and every twenty-four-hour period of failure or neglect to comply with the above provisions shall be deemed a separate offense or violation.