

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.