



Sec. 17-41. - Snow and ice removal—Required.

(a)

Any fall of snow or sleet by storm or otherwise upon any sidewalk or footway, intended for the use of pedestrians, constituting a part of any public highway, or located upon any bridge spanning a railroad, within the limits of the town or any ice upon such sidewalk or footway caused by freezing or rain, or both, shall be removed or caused to be removed by the owner, tenant, occupant or person having the care of any building or lot of land, bridge or premises, fronting upon such sidewalk, or connected with such footway, within three (3) hours after the cessation of such fall of snow, sleet or rain, if in the daytime, and if such fall of snow, sleet or rain and freezing occur in the nighttime, then such snow, sleet, or ice shall be removed before 9:00 a.m. of the day following such storm or freezing.

(b)

If such snow, sleet or ice cannot be wholly removed then such owner, tenant, occupant or person having the care of such premises shall remove so much thereof as is reasonably possible and sprinkle sufficient sand, ashes or other proper substance in such a quantity over the entire surface of such snow, sleet or ice not removed and remaining upon such sidewalk or footway, as shall be required to keep the same safe and convenient for public use and travel at all times.

(c)

The owner, tenant, occupant or any person having the care of any building, lot of land, bridge or premises, who shall violate any of the provisions paragraphs (a) or (b) of this section or who shall refuse or neglect to comply with the same, shall pay a penalty as hereinafter set forth for every twelve (12) hours such person, owner, tenant or occupant shall neglect to comply with such provisions, or any of them, after written or printed notice thereof from the code enforcement officer, any police officer or the director of public service of such town. The penalty for all residential properties subject to the provisions of this section shall be ten dollars (\$10.00) for every twelve-hour period, and for all other properties fifty dollars (\$50.00) for every twelve-hour period.

(d)

The code enforcement officer, director of public service and/or the members of the police department of the town shall report violations of this section to the town attorney and shall cause to be left with the owner, tenant, occupant or other proper person having the care of charge of any such building, lot of land,

bridge or premises, a written or printed notice that the responsible person has incurred the penalty prescribed therein for twelve (12) hours of further delay to comply with this section and that such penalty must be paid with twenty-four (24) hours from the time of service of such notice, to the director of finance.

(e)

If any owner tenant, occupant or any person having the care of any building, lot of land, bridge or premises fronting on any public highway or public place in the town shall fail or neglect to pay any penalty as provided in this section, he, she or it shall be fined an additional one hundred dollars (\$100.00) for each violation, and shall be responsible for the expenses incurred for the enforcement of this section.

(f)

If the owner, tenant, occupant or any person having the care or any building, lot of land, bridge or premises as aforesaid shall neglect to clear the sidewalk or footway in front of his or its building, lot of land, premises or bridge within the time herein limited, the director of public service of the town may cause the same to be cleared at the expense of the owner of such premises and notice thereof with the charge therefor shall be delivered or mailed to such owner, person or corporation having the care or charge of such sidewalk within ten (10) days after such clearing. If the expense thereof shall not be paid by such owner, person or corporation, the same shall be a lien upon the premises adjoining and fronting such sidewalk or footway, provided such director of public service causes a certificate of lien to be recorded in the town clerk's office within thirty (30) days from the time of such clearing.