

**ORDINANCE 1715
ADOPTED 3/16/2015
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AN ORDINANCE REGARDING: SNOW AND ICE ON SIDEWALKS ABUTTING PROPERTY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORWICH, THAT CHAPTER 19, ARTICLE I, SECTION 19-4.1 BE AMENDED TO INCLUDE THE FOLLOWING STATUTORY LANGUAGE FOR ADDITIONAL CLARIFICATION:

Sec. 19-4.1. Act of the general assembly concerning municipal liability for ice and snow on sidewalks adopted by reference.

(1) The provisions of C.G.S. § 7-163a removing liability of the city to any person injured by the presence of ice and/or snow on a public sidewalk are hereby adopted.

(2) Notwithstanding the provisions of C.G.S. § 13a-149 or any other general statute or special act, the City shall not be liable to any person injured in person or property caused by the presence of snow or ice on a public sidewalk unless the City is the owner or person in possession and control of land abutting such sidewalk, other than land used as a highway or street, provided that the City shall be liable for its affirmative acts with respect to such sidewalk.

(3) 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 snow and ice on such sidewalk toward the portion of the sidewalk abutting his property as the City of Norwich had prior to the effective date for C.G.S. § 7-163a, and shall be liable to persons injured in person or property where a breach of said duty is the proximate cause of said injury.

(4) No action to recover damages for injury to the person or 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 years from the date when the injury was first sustained.

Acting City Manager John Bilda