

SEC. 1 SIGNS AND AWNINGS

- (a) It is hereby prohibited to place any sign, over any street, sidewalk or public place within the territorial limits of the City of Winsted that shall be less than eight feet above such street or sidewalk, and it is also hereby prohibited to place any banners or awnings over any street, sidewalk or public place within the territorial limits of the City of Winsted that shall be less than six feet and six inches above such street or sidewalk.
- (b) All signs, which are not being maintained over any street or sidewalk within the territorial limits of the City of Winsted which are not at least eight feet above such street or sidewalk, and all banners and awnings which are now being maintained over any street or sidewalk within the territorial limits of the City of Winsted which are not at least six feet and six inches above such street or sidewalk shall be removed from said height to comply with the preceding section, within 60 days after receiving notice from the Superintendent of Police or the Selectmen or a Committee of the Board of Selectmen having charge of the streets and sidewalks in said City.
- (c) Nothing in this By-law shall be so construed as to absolve any person, corporation, association or partnership from making written application to the Board of Selectmen for permission, as now provided by By-law or Ordinance, for the erection and placing of a sign, banner or awning.

OPERATIVE MAY 7, 1928.

SEC. 2 DOOR NOT TO SWING OVER SIDEWALK

No person shall place or keep any door or gate which swings over or upon any sidewalk in said City.

SEC. 3 STRUCTURES, ENCROACHMENTS AND EXCAVATIONS
ENDANGERING THE PUBLIC

If any person or corporation shall maintain or continue within the limits of the City of Winsted any old or dilapidated structure or edifice, or part thereof, in such manner or place as to subject other property to danger from fire, or in any manner to endanger the public health or safety, or whoever shall place or suffer any encumbrance to exist upon any sidewalk or highway, or whoever shall encroach upon any sidewalk or highway by the erection of any structure or device upon or over the same, or whoever shall permit any tree, branches or roots thereof to incommode or endanger the public travel, or whoever shall cause any excavation to be dug in, or so near to any sidewalk or highway as to endanger the public thereby, or whoever shall commit or maintain any public nuisance of any kind or character within the limits of said city shall be fined not to exceed fifty dollars, and in the case of any continuing nuisance upon second conviction shall be fined not to exceed one hundred dollars or imprisoned in the Litchfield County Jail not to exceed thirty days, or both, and each day's continuance thereof shall constitute a separate and distinct offense. Any encumbrance upon or encroachment so near to any sidewalk or street as to inconvenience the public travel, or any structure above any sidewalk or street shall be deemed a public nuisance and may be summarily abated by any Selectman or by the Superintendent of Streets and Highways. The Board of Selectmen may at any time order the abatement of any public nuisance existing upon private property, and upon the neglect of the person or corporation to abate the same within the time limited in said order may cause the summary abatement thereof by the Superintendent of Streets and Highways or by any indifferent person at the expense of the person or corporation so maintaining said nuisance and neglecting or refusing to abate the same, and the amount thereof may be collected by civil action in the name of the City of Winsted.

OPERATIVE APRIL 17, 1906.

SEC. 4 EXCAVATION IN STREET, HIGHWAY & SIDEWALK

- (a) No person, firm or corporation shall make any opening or excavation in any street, highway, public right of way or sidewalk, excepting a State Highway, for any purpose whatever except under the control and direction of the Board of Selectmen and only after receipt of a permit and except in conformity with this ordinance. The fee for this permit shall be fifty dollars and all permits shall expire thirty days after issuance unless sooner revoked.
- (b) Applications for such permit shall be made to the Superintendent of Public Works and the applicant shall furnish to the Superintendent of Public Works evidence of insurance or shall furnish a bond with sufficient surety that the Town and its officers, agents and employees shall be saved harmless from all claims, suits, liability and actions for, or on account of, any injuries or damage received or sustained by any person or corporation in consequence of, or resulting from, any act done or work performed by said applicant, his servants or agents: including any injuries or damages received or sustained from the time of the commencement of the work to and including a period of one year after the opening shall have been repaved.
- (c) Whenever any opening or excavation shall be made in any street, highway, public right of way or sidewalk, the person, firm or corporation making such opening or excavation shall, as soon thereafter as possible, thoroughly and completely fill such opening or excavation and tamp and puddle the earth therein so that the same shall not settle and shall restore and repave the immediate area to the condition in which it existed before such opening or excavation was made and to the satisfaction of the Board of Selectmen and also, from time to time, for one year thereafter shall make such repairs as may be deemed necessary. If any such opening or excavation shall not be refilled, repaired and maintained safely and in repair it shall be the duty of the Town to do such repairs and to charge the expenses thereof against the permittee making such opening or excavation, which expense shall be collected from the permittee by any proper action. In such proper action, it shall be the obligation of the permittee to pay all expenses of such legal action together with all reasonable attorney's fees of the Town. Any permittee may request that the excavation when backfilled and tamped and puddled shall be repaved by the Town of Winchester, and in the event of such request the applicant shall pay to said Town the estimated cost of said repaving as established by the Superintendent of Public Works.
- (d) Any person, or any member of a firm, or any officer of a corporation or firm violating any provision of this ordinance shall be fined not more than \$250, or imprisoned not more than thirty days for each offense.
- (e) The Board of Selectmen of the Town may delegate their authority but not their responsibility, in this matter to any qualified and competent person or persons selected by them.

AS AMENDED EFFECTIVE JULY 1, 1966 AND NOVEMBER 1, 1988.

SEC. 5 HATCHWAY ENTRANCE THROUGH SIDEWALK

- (a) No person, firm, or corporation, or officers or employees of any corporation, shall dig any hatchway entrance through or into sidewalk or footpath in any highway in the City of Winsted until he shall have applied for, and secured from the Board of Selectmen a permit therefore, nor shall any person make any opening in, or tear up any sidewalk or portion thereof, except for the purpose of repairing such walk or footpath, without permission from the Board of Selectmen or the Superintendent of Streets and Highways. All application for permits to erect any hatchway must be in writing and must state the location of said hatchway, dimensions of the same, material of which the same is to be constructed and covered, and must be signed by the owner or person having control of the property into which said hatchway leads.
- (b) Any person, firm or corporation maintaining a hatchway through or so close to any sidewalk or footpath as to endanger the public thereby shall maintain the same in a safe condition by placing such covering over the entrance to such hatchway or such railing or guard around the same, of such material within such time, and according to the directions of the Board of Selectmen.
- (c) It shall be the duty of the Superintendent of Streets and Highways to observe the condition of all hatchways which extend into the sidewalks or footpaths of said City, or which extend so close to any sidewalk or footpath as to endanger the public thereby, and for that purpose he is hereby authorized to enter the basements or cellars of buildings where such hatchways or entrances exist and shall recommend to the Board of Selectmen, from time to time, such changes in or repairs of any hatchway as in his opinion public safety and convenience requires.
- (d) Any person who shall violate any provisions of this by-law, or who shall fail to comply with any order of the Board of Selectmen concerning the maintenance and repair of any hatchway, shall be fined not more than fifty dollars, or imprisoned not more than thirty days, or both.

OPERATIVE OCTOBER 1, 1914

SEC. 6 SUPERVISION OF SIDEWALKS

It shall be the duty of the Superintendent of Streets and Highways to keep a strict supervision over all sidewalks and crosswalks of whatever material the same may be composed, which have been laid out or may hereafter be laid out in said city, and see that said sidewalks and crosswalks are always kept in good repair, clean and free from dirt, snow, ice, rubbish or other material and obstructions; and it shall also be the duty of said Superintendent to execute all orders of the Board of Selectmen in reference to the building, maintaining and repairing of sidewalks and crosswalks, and railings, and to see that all ordinances of the Board of Selectmen in reference to the removal of dirt, snow, ice, rubbish or other material or obstructions from the sidewalks and crosswalks in said City are complied with, and the due observance of all By-laws relating to sidewalks and crosswalks in said City are complied with and the enforcement thereof.

SEC. 7 SNOW, PLANTINGS AND DEBRIS REMOVAL FROM SIDEWALKS

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that the following Ordinance is hereby adopted as follows:

- a. It shall be the duty of the owners or occupants of the property adjoining sidewalks to clear the same from ice and snow within twenty-four hours after the depositing or accumulation thereof upon such sidewalks; and it shall also be the duty of any such owner or occupant, immediately after the ceasing of any snow or ice storm, to immediately remove all ice and snow from such sidewalk.
- b. It shall be the duty of the owners or occupants of the property adjoining sidewalks to clear and maintain free of the same from plantings and debris, including grass, shrubs, leaves, branches and twigs, including overhanging branches and twigs.
- c. If any such owner or occupant shall fail, neglect or refuse to clear the adjoining sidewalks, he shall be fined not exceeding one hundred dollars and also pay the costs and penalty provided by the Charter for the removal of such snow and ice within twenty-four hours thereafter, or of plantings and debris.

AMENDED JANUARY 6, 2014; PUBLISHED IN THE REGISTER CITIZEN
JANUARY 11, 2014; EFFECTIVE JANUARY 26, 2014.

SEC. 8 SANDING ICE-COVERED SIDEWALKS

It shall be the duty of every owner or occupant of real estate adjoining any sidewalk, in the event that ice upon such sidewalk cannot be removed, to immediately sprinkle and cover the surface of such ice with sand or coal ashes so as to make the same safe for public travel and prevent people using the same from falling or slipping down thereon.

SEC. 9 MEDDLING WITH WATER WORKS

No person shall open or shut any public fountain, hydrant, stop-cock, water-gate or blow-off attached to any water pipe belonging to the town, or take, use or in any way meddle with the hose, hose carriages, pipes, wrenches, or any tools or implements of the Fire Department, except upon the instruction or permission of the Board of Selectmen or Superintendent of Public Works; provided, however, that this ordinance shall not affect the members of the Fire Department when in the exercise of their duties as firemen.

SEC. 10 OPERATION OF VEHICLES ON SIDEWALKS

- (a) The term "vehicle" as used in this ordinance shall mean every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power.
- (b) No person shall drive, lead or back any vehicle on or along any sidewalk in any public place except for the purpose of necessarily crossing the same, provided, however, that the provisions of this ordinance shall not apply while the vehicle is being used for purposes of snow or ice removal or for the repair of the walk.
- (c) Any person convicted of a violation of this ordinance shall be punished by a fine of not more than fifty dollars.

OPERATIVE FEBRUARY 1, 1966.