

Revisions Ordinances with Fees

Chapter 3 - Animals

Article II – Dogs

Sec 3-16- Owner allowing running at large

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Any person who violates any provision of this section shall be fined an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fines imposed hereunder from time to time without amending this ordinance.~~shall be fined no more than fifteen dollars (\$15.00) for the first offense, twenty-five dollars (\$25.00) for the second offense, and thirty-five dollars (\$35.00) for each subsequent offense.~~

Sec. 3-17 - Fees for release or disposal of impound or quarantined animals

a) Any dog captured or impounded under the provisions of section 22-327 et seq. of the General Statutes shall be redeemed by the owner or keeper thereof, or the agent of such owner or keeper, upon proper identification and presentation of a license and tag for such dog to the dog warden and upon the payment by such owner or keeper or his agent of a redemption- fee set by the Board of Selectmen ~~fee of fifteen dollars (\$15.00)~~ plus the cost of advertising incurred under the provisions of section 22-332 of the General Statutes; provided, no dog seized for doing damage to domestic animals under the provisions of section 22-355 of the General Statutes shall be released except upon written order of the commissioner of agriculture, the state's chief canine control officer, or a state canine control officer appointed pursuant to section 22-328 of the General Statutes.

(b) When the owner or keeper of any such impounded dog fails to redeem such dog within twenty-four (24) hours after receiving notification to do so, or, where the owner was unknown within twenty-four (24) hours after notification was effected by means of publication in a newspaper, such owner or keeper shall pay, in addition to such redemption fee and the cost of advertising, the fee which is set by the Board of Selectmen of seven dollars and fifty cents (\$7.50) per day ~~per day~~ for each day or part of a day such dog has been impounded longer than such twenty-four-hour period. The Board of Selectmen may change the amount of the required fee from time to time without amending this ordinance. In addition, any owner or keeper of any such impounded dog who fails to redeem such dog within one hundred twenty (120) hours after receiving notification to do so shall have committed an infraction.

(c) The owner of any dog quarantined pursuant to section 22-358 of the General Statutes shall pay a fee set by the Board of Selectmen for five dollars (\$5.00) ~~per day~~ for the board of such dog while it is quarantined in a public pound in addition to any other legal fees that may be due, as provided in section 22-358(c) of the General Statutes. The Board of Selectmen may change the

~~amount of the required fee from time to time without amending this ordinance.~~ (d) Any person who purchases a dog as a pet from the warden shall pay an adoption fee set by the Board of Selectmen ~~of five dollars (\$5.00)~~ and procure a license and tag for such dog from the Town Clerk in accordance with the provisions of section 22-338 of the General Statutes. The Board of Selectmen may change the amount of the required fee from time to time without amending this ordinance.

Chapter 4 - Buildings and Building Regulations

Sec. 4-2. ~~— Fees.~~ Schedule.

No structure within the Town of Southbury shall be erected or enlarged and no structure shall be demolished without obtaining a permit as required by the provisions of the Basic Building Code of the State of Connecticut. No permit shall be issued except upon payment to the Town of Southbury of a fee in an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the required fees from time to time without amending this ordinance. ~~of which is to be determined in accordance with the following schedule:~~

- ~~(1) For the construction of one and two family dwellings or their enlargement, or alteration, the fee for a permit shall be twenty dollars (\$20.00) for the first one thousand dollars (\$1,000.00); eight dollars (\$8.00) per thousand, or fraction thereof, for the remainder of the construction costs.~~
- ~~(2) If the estimated cost of residential construction is disputed, the determination of the value of each building only, exclusive of electrical work, plumbing, heating and cooling, will be determined on the following basis:~~

Per Square Foot

- a. ~~Living space\$40.00~~
- b. ~~Garage20.00~~
- c. ~~Basement (unfinished)15.00~~
- d. ~~Basement (finished)35.00~~
- e. ~~All other accessory buildings20.00~~
- f. ~~Deck10.00~~
- g. ~~Bathrooms:~~
 - ~~First two (2) included, each additional1,000.00~~
 - ~~Each additional ½500.00~~
- h. ~~Chimneys:~~
 - ~~First included~~
 - ~~Each additional1,000.00~~

- ~~(3) The estimated cost of commercial construction shall be the contract cost, and the fees for this type of construction shall be as follows:~~

- ~~a. For the construction of a commercial building or its enlargement, the fee for a permit shall be twenty dollars (\$20.00) for the first one thousand dollars (\$1,000.00); ten dollars (\$10.00) per thousand, or fraction thereof, for the remainder of construction cost.~~
- ~~(4) For mechanical work, either new construction or for alterations, the fee for a permit shall be three dollars (\$3.00) per hundred dollars (\$100.00) for the first one thousand dollars (\$1,000.00); eight dollars (\$8.00) per thousand, or fraction thereof, for the remainder of the construction cost.~~
- ~~A separate permit shall be required for work in each of the following trades, the fee for which shall be three dollars (\$3.00) per hundred dollars (\$100.00) for the first one thousand dollars (\$1,000.00); eight dollars (\$8.00) per thousand, or fraction thereof, for the remainder of the construction cost:~~
 - ~~a. Electrical.~~
 - ~~b. Plumbing.~~
 - ~~c. Heating and cooling.~~
 - ~~d. Swimming pools.~~
- ~~(5) Reinspection fee shall be twenty five dollars (\$25.00) for each inspection.~~
- ~~(6) The fee for all building permit certificates of occupancy shall be ten cents (\$0.10) per square foot.~~
- ~~(7) For moving of a building from one lot to another or to a new location on the same lot, the fee for a permit shall be the estimated cost including all labor plus cost of new foundations and other work necessary to place the building in its completed condition in the new location. The fee for a permit shall be the same as the fee for the construction or enlargement of a one or two family dwelling (subparagraph (1) above).~~
- ~~(8) For the demolition of any structure for which there is an assessed value on the last completed Grand List of the Town Assessor, the fee for a permit shall be the same as the fee for the construction or enlargement of a one or two family dwelling (subparagraph (1) above). Buildings destroyed by fire with no assessed value shall have a permit fee of ten dollars (\$10.00).~~
- ~~(9) The fee for the construction or enlargement of signs and other display structures for which permits are required under Article 29 of the Basic Building Code of the State of Connecticut shall be the same as the fee for the construction or enlargement of a one or two family dwelling (subparagraph (1) above).~~

Chapter 5 - Fire Prevention and Protection
Article IV – Fire Suppression Water Tanks

Sec. 5-53. - Permits, inspections and approval.

All appropriate permits shall be required.

1. The fire marshal shall inspect tank and all other components prior to backfilling. A minimum of forty-eight (48) hours, excluding weekends and holidays, is required to request fire marshal inspection.
2. All plans shall include proposed tank and fitting locations
3. Final approval contingent upon "as-built" drawings being provided and installation requirements complied with.
4. No building permits will be issued until water tank(s) as required by this article is/are installed and in operating condition and final approval given by the fire marshal or his designee.
5. Water for the initial filling of the tank shall be the responsibility of the developer/contractor
6. Sample drawings are on file in the fire marshal's office.
7. [Board of Selectmen shall set the amount of the fee for the Fire Marshal's inspection and may change the amount of the required fee from time to time without amending this ordinance.](#)

Chapter 8 - Garbage, Trash and Refuse
Article II. - Waste Management

Sec. 8-20 - Disposal of Bulky Waste.

All permittees shall separate bulky waste from other materials prior to delivery at the local waste facility, or designated disposal site, whichever is the place of delivery by a permittee. [The permittee shall pay a fine in an amount set by the Board of Selectmen if the permitted does not separate bulky waste. The Board of Selectmen may change the amount of the fines imposed hereunder from time to time without amending this ordinance.](#)

Chapter 8 – Garbage, Trash and Refuse

Article III - Anti-Litter Ordinance

Sec. 8-54. - Administration, remedies, and penalties.

(a)

Authority to establish rules and regulations. The **B**oard of **S**electmen shall have the authority to establish such rules and regulations as it deems necessary for the public health, safety, and welfare concerning the administration and enforcement of this article.

(b)

Procedure for establishment of rules, amendments. Unless otherwise provided in the Ttown charter, all rules and regulations and any amendments thereto shall be adopted as follows: The rules and regulations shall be adopted by the Bboard of Sselectmen at a regular or special meeting of such Bboard; provided, however, no such regulations shall be acted upon by such Bboard unless a public hearing on such proposed rules and regulations shall have been held by the Bboard of Sselectmen. Notice of such public hearing shall be given at least five (5) days in advance by publication in a newspaper having general circulation in the Ttown and by posting such notice at the Ttown Hhall. Copies of such proposed regulations shall be made available by the Bboard of Sselectmen for public inspection at the Ttown Cclerk's office at least five (5) days in advance of such public hearing. Every rule and regulation, after approval by the Bboard of Sselectmen, shall be filed with the Ttown clerk, who shall then record and, with the advice of Ttown Ccounsel, compile the same as required by the General Statutes. Notice of adoption shall be published in the same manner as provided for Ttown ordinances in a newspaper having a general circulation in the Ttown. Each regulation shall take effect fifteen (15) days after publication unless such regulation shall specify a later effective date.

(c)

Remedies and penalties. Remedies and penalties are as follows:

- (1) Any person found in violation of any provision of this article ~~Any person found in violation of section 8-52(a) shall be fined one hundred dollars (\$100.00) for the first offense, and for each subsequent offense not less than one hundred dollars (\$100.00) but not more than the maximum permitted by the general statutes, as amended.~~ shall be fined an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fines imposed hereunder from time to time without amending the ordinance.
- (2) In addition to the fines prescribed in this subsection, the Bboard of Sselectmen or its designated officers or officials shall report to state officials any violation of this article which may also constitute a violation subject to fines under the General Statutes or under the United States Code, or regulations promulgated thereunder.

Section 8-51 - Definitions

Dump means to discard more than one (1) cubic foot in volume of litter at any one (1) time or to discard furniture, automobiles or automobile parts including tires, garbage bags or contents thereof, or other similar materials.

Litter means any discarded, used, or unconsumed substance or waste material, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar, or can or any top, cap, or detachable tab of any bottle, jar, or can, any unlighted cigarette, cigar, match, or any flaming or glowing material, or any garbage, trash, refuse, debris, rubbish, leaves, grass clippings or other

lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers, or other packaging or construction material which has not been deposited in a litter receptacle.

Litter receptacle means a receptacle suitable for the depositing of litter and authorized by a public or private entity for such depositing of litter.

Person means any individual, firm, partnership, association, syndicate, company, trust, corporation, municipality, agency, or political or administrative subdivision of the state or other legal entity of any kind.

Refuse collector shall include any person engaged in the business of collecting and transporting commercial, household or industrial solid waste for hire within the Town.

Solid waste shall mean unwanted or discarded solid materials, including solid, semisolid, liquid, or contained gaseous material as would be considered normal household waste, but does not include solid or dissolved material in domestic sewage, special wastes, toxic, or hazardous wastes.

Vehicle includes every device capable of being moved upon a public highway and in, upon, or by which any person or property is or may be transported or drawn upon a public highway, except devices moved by human or animal power or used exclusively upon stationary rails or tracks.

Watercraft means any boat, ship, vessel, barge, or other floating craft.

Sec. 8-52. - Littering and dumping prohibited; accumulation restricted.

(a)

No person shall throw, scatter, spill, dump, or place or cause to be blown, scattered, spilled, dumped, or thrown, or placed or otherwise disposed of, any litter upon public or private property in the Town or in the waters of the state which flow through the Town, whether from a vehicle or watercraft or otherwise, including but not limited to any public highway, public park, beach, campground, forest land, recreation area, trailer park, highway, road, street, ;

(1)

~~When such property is designated by the town for the disposal of garbage and refuse, and such person is authorized to use such property for such purpose;~~

(2)

~~Into a litter receptacle in such a manner that the litter will be prevented from being carried away or deposited by the elements upon any part of such private or public property or waters. Litter receptacles, dumpsters, or other refuse containers provided by the town in parks, playgrounds, recreation areas, streetscape or other public areas are intended for litter or waste~~

~~generated at the site. Household solid waste transported from another location and deposited or placed in such containers shall be considered dumping and is prohibited.~~

~~(b)~~

Any uncontainerized accumulation of solid waste more than (1) one cubic foot in volume on any premises is hereby declared to be a nuisance and is prohibited.

Chapter 8 - Garbage, Trash & Refuse

Article IV - Municipal Source Separation & Recycling

Sec. 8-76. - Penalties for offenses, remedies.

(a) Penalty. Whoever violates the provisions of this article shall be fined ~~not more than one hundred dollars (\$100.00) for each offense~~ an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fines imposed hereunder from time to time without amending this ordinance. Each and every day such violation continues shall be deemed a separate offense.

(b) Removal of accumulated waste. In addition to the foregoing penalty, the ~~T~~town may require the owner or occupant of premises to remove an accumulation of solid waste at such premises. Should the person fail to remove such solid waste after ten (10) days following written notice, the ~~T~~town may cause the solid waste to be collected and disposed of with the costs of such actions to be charged to the owner or occupant of the property in a manner provided by law.

Chapter 8 - Garbage, Trash & Refuse

Article V – Waste Associated with Natural Gas and Oil Extraction Prohibition

Sec. 8-94. - Penalties.

This ordinance shall apply to any and all actions occurring on or after the effective date of this ordinance. In response to a violation of this ordinance, the Town is empowered to a) issue "Cease and Desist" orders demanding abatement of the violation, b) seek any appropriate legal relief, including immediate injunctive relief, as a result of any violation of this ordinance; c) file a complaint with any other proper authority; and d) require removal of any natural gas waste or oil waste and any soils or other materials contaminated thereby, as well as remediation of any harm or damage done to any land, road, building, aquifer, well, watercourse, air quality or other asset, be it public or private, within the Town of Southbury. The Town may recoup from the offending person(s), jointly and severally, all costs, including experts, consultants and reasonable attorney's fees, that it incurs as a result of having to prosecute or remediate any infraction of this ordinance. In addition, any person or entity who violates this ordinance shall be liable for a civil penalty ~~of two hundred fifty dollars (\$250.00) per day~~ for each day the condition or damage referenced in the Cease and Desist continues or is not fully remediated or repaired. The amount of the civil penalty shall be set by the Board of Selectmen. The Board of Selectmen may change the amount of the

civil penalty imposed hereunder from time to time without amending this ordinance. The Town may also pursue, or may request that DEEP pursue, such other penalties as may be authorized or permitted by the ~~Connecticut~~ General Statutes or DEEP regulations (as the same may be adopted or amended from time to time), or under other applicable law. All remedies and penalties hereunder shall be cumulative, such that two or more remedies may be pursued or imposed for the same violation.

Chapter 12 – Licenses, Permits and Miscellaneous Business Regulations

Article IV – Alarm Systems

Sec. 12-86. - False alarms.

(a) *Error or mistake:*

- (1) Time period for such alarms is a calendar year starting January 1 through December 31 of that given year.
- (2) The following penalties shall be imposed upon the responsible alarm user for activation of an alarm system by error or mistake:
 - a. *First false alarm:* The appropriate agency or department or its representative will issue a written notification form to the alarm user or owner.
 - b. *Second false alarm:* A second written notice will be issued from the appropriate agency or department or its representative.
 - c. *Third and subsequent alarms:* The third and each subsequent violation will be fined an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fine imposed hereunder from time to time without amending this ordinance at two hundred dollars (\$200.00) per violation.
- (3) The responding officer or supervisor will determine to the best of their ability whether it was a violation or not.
- (4) Notification of any such violation will be issued within a reasonable time period.
- (5) Notwithstanding the provisions of subsection (a)(2), there shall be no charge for the first false alarm occurring within one month after installation of an alarm system and such false alarm shall not be considered in determining penalties in accordance with the schedule set forth in subsection (a)(2).

- (b) *Intentional acts.* Any person who knowingly or intentionally causes the activation of a false alarm shall be fined an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fine imposed hereunder from time to time without amending this ordinance. two hundred dollars (\$200.00) and, where applicable, they may additionally be subject to prosecution under the ~~Connecticut~~ General Statutes for falsely reporting an incident.

Sec. 12-87. - Other prohibited acts.

Any person who fails to register an alarm system or give notice of changes in registration information as required by this article can be fined an amount set by the Board of Selectmen. ~~two hundred dollars (\$200.00) each day up to a maximum of two thousand dollars (\$2,000.00).~~ Any person who uses or allows the use of an automatic dialing device in violation of the provisions of this article can be fined an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fines imposed hereunder from time to time without amending this ordinance ~~two hundred dollars (\$200.00) a day up to a maximum of two thousand dollars (\$2,000.00).~~

The appropriate agency or its representative will track such violations and results will be turned over to the police department for appropriate action.

Chapter 12 – Licenses, Permits and Miscellaneous Business Regulations

Article VI – Adult- Oriented Businesses

Sec. 12-123. - Penalties for violation.

- (a) Any person, partnership, corporation or other legal entity who is found to have violated this article shall be fined -an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fine imposed hereunder from time to time without amending this ordinance. ~~one hundred fifty dollars (\$150.00) for each such violation.~~
- (b) Each violation of this article shall be considered a separate offense, and any violation continuing more than one (1) hour of time shall be considered a separate offense for each hour of violation.

Chapter 13 – Motor Vehicles and Traffic

Article II – Parking

Sec. 13-18. - Parking violations; parking tickets.

Whenever any vehicle shall be found parked in violation of section 13-16 of this article, any constable, police officer of, or state policeman assigned to the Town (or, additionally, in the case of a vehicle found parked in a fire zone which has been established in accordance with section 5-32 of this code of ordinances or within ten (10) feet of a fire hydrant, the fire marshal, fire chief, any deputy fire chief or any person acting in the capacity of a deputy fire chief) may serve upon the operator of such vehicle, or attach to such vehicle, a parking ticket stating the time, place, and nature of the violation and the registration number displayed on the number plate or other descriptive identification of such vehicle. Such parking ticket shall direct the operator of such vehicle to appear at the office of the First Selectman within seven (7)

days of the date of the parking ticket. If such operator appears at the Office of the First Selectman within such seven-day period, he may pay a fine in an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fine imposed hereunder from time to time without amending this ordinance. ~~for and in full satisfaction of the violation the sum of ten dollars (\$10.00) unless a different sum is prescribed by another ordinance or by resolution, rule, regulation or other ordinance, or order of the traffic authority, in which case he may pay such different sum as a fine for and in full satisfaction of the violation.~~ The failure of such operator to appear at the Office of the First Selectman within such seven-day period and to pay the sum specified in the preceding sentence within such seven-day period shall make such operator liable to an additional fine of twenty five dollars (\$25.00) set by the Board of Selectmen. unless a different fine is prescribed by another ordinance or by resolution, rule, regulation, other ordinance, or order of the traffic authority, in which case he shall be liable to pay such different fine. The Board of Selectmen may change the amount of the fine imposed hereunder from time to time without amending this ordinance. If such operator wishes to contest the violation, he may deliver or mail a written demand for a hearing within the time specified in subsection (2) of section 13-21 of this Code. The delivering or mailing of a written demand for a hearing, however, shall not extend the period in which the operator may appear at the office of the First Selectman and pay the initial fine specified above in order to avoid liability for any fine due after the expiration of said period.

Sec. 13-21 – Hearing procedure for parking violations

If such assessment is not paid on the date of its entry, the hearing officer shall send by first class mail a notice of the assessment to the person found liable and shall file, not less than thirty (30) days nor more than twelve (12) months after such mailing, a certified copy of the notice of assessment with the clerk of the superior court for the geographic area in which the town is located, together with an entry fee set by the Board of Selectmen. The Board of Selectmen may change the amount of the required fee from time to time without amending this ordinance. of eight dollars (\$8.00). The certified copy of the notice of assessment shall constitute a record of assessment. Within such twelvemonth period, assessments against the same person may be accrued and filed as one (1) record of assessment. The clerk shall enter judgment in the amount of such record of assessment and court costs of eight dollars (\$8.00) against such person in favor of the Town. The hearing officer's assessment, when so entered as a judgment, shall have the effect of a civil money judgment and a levy of execution on such judgment may issue without further notice to such person.

Chapter 14 – Public Land and Water Areas
Article VII. – Tree Ordinance

Sec. 14-142. - Penalties and fines for wrongful activity on Town property; penalties.

~~(a) Any person violating any provision of this article shall be subject to a fine not to exceed the cost of repair or replacement, or the appraised dollar value of such tree, plus legal fees to enforce in court such penalty and/or fine, or the maximum fine and costs allowed by law whichever the court deems appropriate.~~

~~(b) Fines. The following fines are established for each separate violation of these rules and regulations, the actual amount varying with the degree of offense as determined by the tree warden:~~

~~(1) Cutting or marking a tree in any way\$75.00~~

~~(2) Attaching a sign to a tree50.00~~

~~(3) Injuring or removing the bark of a tree50.00~~

~~(4) Driving any object into a tree25.00~~

~~(5) Injuring or cutting the roots of a tree75.00~~

~~(6) Continued work after revocation of permit100.00~~

~~(7) Placement of anything at or near a tree that damages it in any significant way100.00~~

~~(c) The board of selectmen shall have the authority and power to amend/modify the above imposed schedule of fines, and/or for cause to modify any penalties imposed by the tree warden.~~

(a)

Any person violating any provision of this article shall be liable to pay: (1) the cost of repair or restoration of Town property; (2) the cost of replacement of any damaged or cut trees, shrubbery or property; (3) the appraised value of any damages or cut trees or shrubbery; (4) the legal fees incurred by the Town in any action to recover such costs; (5) an amount measured by any increase in the value of property owned by the person causing such damage or loss to Town property. .

(b) The foregoing remedies shall be cumulative and shall be set by the Tree Warden. This ordinance shall be in addition to any remedies available to the Town under applicable statutory or common law. The party or parties who are determined to be responsible to pay such costs, damage or loss shall have the right to appeal the determination of the Tree Warden to the Board of Selectmen, who may appoint a hearing officer to conduct a hearing an issue a decision in accordance with the provisions of the General Statutes.

(Ord. of 5-21-98, § XIII)

Chapter 15 – Streets and Sidewalks

Article I – In General

Sec. 15-2 - Deposit of snow and/or ice on public roadways.

Enforcement and penalties. It shall be the duty of the police to see that all provisions of this section are duly enforced. Each police officer shall report the names of all delinquents, together with the particular sections of street, roadway or highway which was or appears to have been obstructed in violation of this section. The highway department of the Ttown may remove and clear such obstructed street, roadway or highway, and the cost thereof charged to and liened against the property owner from which the snow or ice was removed. Any person violating the terms of this section shall be subject to being fined for each offense per day until such offense has been abated. The fine shall be set by the Board of Selectmen. The Board of Selectmen may change the amount of the fine imposed hereunder from time to time without amending this ordinance ~~fifty dollars (\$50.00) each offense per day until such offense has been abated.~~

15-3 - Sidewalk maintenance, repair and snow removal.

Any person who shall discharge water onto a sidewalk so as to cause ice to accumulate shall, upon notice of the director of public works, cause said ice to be removed from the sidewalk. If said person does not clear or make safe the sidewalk for public travel to the satisfaction of the director of public works, the director may cause the sidewalk to be cleared. If the director shall so cause said sidewalk to be cleared, he shall deliver or mail to the owner or person or corporation having the care of such property from which the water or ice originated within ten (10) days after such clearing a bill for said expenses including ~~an fee allowance of twenty five dollars (\$25.00)~~ for administrative costs. The Board of Selectmen shall set the amount of the fee and may change the amount of the required fee from time to time without amending this ordinance. If the expenses thereof shall not be paid by such owner, person or corporation, the same shall be a lien upon the premises from which the water or ice originated, provided the director shall cause a certificate of lien to be recorded in the Ttown Clerk's office within sixty (60) days from the time of such clearing.

If the owner, tenant, occupant or any person having the care of any land or building as aforesaid shall neglect to clear the sidewalk adjacent to any land or building within the time required, shall fail to adequately clear the sidewalk or shall neglect to keep the sidewalks in a safe condition for public travel at all times as aforesaid, the director of public works, after a reasonable attempt to provide notice of his intent, may cause the same to be cleared or made

safe for public travel at the expense of the owner of such premises. If the director of public works shall so cause the sidewalk to be cleared, he shall deliver or mail to the owner or person or corporation having the care of such sidewalk within ten (10) days after such clearing a bill for said expenses including ~~an allowance of twenty five dollars (\$25.00)~~ a fee for administrative costs. The Board of Selectmen shall set the amount of the fee and may change the amount of the required fee from time to time without amending this ordinance. If the expenses thereof shall not be paid by such owner, person or corporation, the same shall be a lien upon the premises adjoining such sidewalk, provided the director of public works shall cause a certificate of lien to be recorded in the Town Clerk's office within sixty (60) days from the time of such clearing.

Every person who violates or refuses or neglects to comply with any of the provisions of this section may be punished by a fine set by the Board of Selectmen. The Board of Selectmen may change the amount of the fine imposed hereunder from time to time without amending this ordinance ~~fine not to exceed fifty dollars (\$50.00) for each violation.~~ Each twenty-four-hour period that said sidewalks are not cleared or in a safe condition for public travel shall be considered a separate offense.

Chapter 15 – Streets and Sidewalks

Article II – Construction and Acceptance of Streets, Driveway Installation and Street Excavations

Sec. 15-18. - Remedies and penalties.

The ~~B~~oard of ~~S~~electmen may institute any appropriate action or proceedings to enforce the provisions of this article or to prevent, restrain, enjoin, correct or abate any violation of this article, as may be authorized by law. Any person who shall construct a street or highway for acceptance by the ~~T~~own, or construct any drainage facility or other improvement within or in support of an existing ~~T~~own street or highway, except under a valid road construction permit shall be ~~fin~~ed for each day that such construction continues an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fines imposed hereunder from time to time without amending this ordinance. ~~not more than two hundred fifty dollars (\$250.00) for each day that such construction continues.~~ Any person who shall construct, provide or maintain, or move, alter or reconstruct, any driveway or other motor vehicle travelway that is subject to this article, except under a valid driveway permit, shall be fined an amount set by the Board of Selectmen. The Board of Selectmen may change the amount of the fines imposed hereunder from time to time without amending this ordinance. ~~not more than twenty five dollars (\$25.00).~~ Any person who shall cause to be made, or make, any opening, aperture or excavation within a street or highway that is subject to this article except under a

valid street excavation permit, shall be subject to punishment as provided in [section 1-10](#) of this Code.

Division 3 – Driveways

Sec. 15-56. - Bond.

The agreement and bond shall be an executed undertaking, in a form approved by the Board of Selectmen, and in an amount sufficient to guarantee the full cost of completion of the driveway ~~but not less than one thousand five hundred dollars (\$1,500.00) for each such driveway~~, which bond shall remain in effect for a period of two (2) years unless sooner released by the Board of Selectmen or by its delegate.

Division 4 – Excavation in Streets

Sec. 15-73. - Permit application fee.

An application fee ~~set by the Board of Selectmaen of twenty five dollars (\$25.00)~~ shall be paid for a driveway to a one- or two-family dwelling or a farm and a fee ~~set by the Board of Selectmen of seventy five dollars (\$75.00)~~ shall be paid for a driveway to a commercial, industrial or institutional property or a multifamily dwelling. The Board of Selectmen may change the amount of the required fees from time to time without amending this ordinance.

Sec. 15-74. - Bond.

The agreement and bond shall be an executed undertaking, in a form approved by the Board of Selectmen, and in an amount sufficient to complete and restore the excavation and any related work as determined by the Board of Selectmen or its authorized agent, ~~but not less than three thousand dollars (\$3,000.00)~~ to guarantee the full cost of completion of each such excavation, which bond shall remain in effect for a period of two (2) years unless sooner released by the Board of Selectmen or by its delegate.