

**Proposed Amendment to Chapter 92
Code of the Town of Bethel, Connecticut**

SNOW AND ICE REMOVAL

§ 92-2. Liability For Ice And Snow On Public Sidewalks.

- A. The Town of Bethel hereby adopts the provisions of Connecticut General Statutes Section 7-163a entitled "Municipal liability for ice and snow on public sidewalks." as amended from time to time and as hereinafter set forth.

- B. Notwithstanding the provisions of Section 13a-149 of the Connecticut General Statutes or any other general statute or special act, the Town of Bethel 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 Town of Bethel is the owner or person in possession and control of land abutting such sidewalk, other than land used as a highway or street, provided the Town shall be liable for its affirmative acts with respect to such sidewalk.

- C. (1) 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 or snow on such sidewalk toward the portion of the sidewalk abutting his property as the Town of Bethel had prior to the effective date of any ordinance adopted pursuant to the provisions of this section and shall be liable to persons injured in person or property where a breach of said duty is the proximate cause of said injury.

- (2) No action to recover damages for injury to the person or to property caused by the presence of ice or 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 is first sustained.