

In City Council,

MAR 06 2024

AN ORDINANCE

Amending Article VIII entitled "Snow or Ice on Motor Vehicles" as outlined in the enclosed Ordinance. Chapter 157-94 shall be amended as outlined in the enclosed Ordinance. Chapter 169-10 entitled "Violations and penalties" shall be renumbered to be Chapter 169-11. A new Chapter 169-10 entitled "Duty to remove snow or ice from motor vehicles" shall be inserted and read as outlined in the enclosed Ordinance. (Reference Petition 008-20)

Passed to be ordained.

*Anthony M. Zavello*

President

Mayor's Office,

Fitchburg, Mass., MAR 12 2024

Approved.

*Samantha Squitria*

Mayor

In City Council,

Examined by the Committee on Enrollment,  
and found correctly Enrolled.

Chairman of Committee on Enrollment

In City Council January 30, 2024  
Ordinance was referred to Legislative Affairs Committee  
by unanimous consent 11/0. 11 members present. Board  
consists of 11 members.  
Joanna Bilotta-Simeone, Clerk

February 8, 2024  
The Legislative Affairs Committee recommended the Ordinance be amended.

In City Council February 20, 2024  
Ordinance was sent to a first and second reading and ordered  
advertised by 10 in favor and 1 opposed (DiNatale). 11 members  
present. Board consists of 11 members.  
Joanna Bilotta-Simeone, Clerk

In City Council March 6, 2024  
Ordinance was sent to a final reading, ordained,  
and ordered advertised by a roll call vote of  
10 in favor and 0 opposed. 10 members present.  
Board consists of 11 members.  
Joanna Bilotta-Simeone, Clerk

# CITY OF FITCHBURG

IN THE YEAR

2024

## AN ORDINANCE

Be it ordained by the City Council of the City of Fitchburg, as follows:

BE IT ORDAINED –

1. Article VIII entitled “Snow or Ice on Motor Vehicles” shall be struck in its entirety, including all Chapters within it.
2. A new Article VIII entitled “Snow or Ice in Public Ways” shall be inserted in its place.
3. Chapter 157-94 shall be inserted and entitled “Duty to Keep Snow from Public Ways” and shall read as follows:

“It shall be unlawful for anyone to move snow or ice from private property onto a public way. This would include but not be limited to throwing, snow-blowing or plowing snow from private property onto a public way so long as any of the snow or ice moved protrudes into the public way.”
4. Chapter 157-95 shall be inserted and entitled “Sanctions” and read as follows:

“The fine for breach of duty imposed by § 157-94 is \$55. In each instance in which snow or ice is moved from private property into a public way, it shall be considered a separate violation.”
5. Chapter 169-10 entitled “Violations and penalties” shall be renumbered to be Chapter 169-11.
6. A new Chapter 169-10 entitled “Duty to remove snow or ice from motor vehicles.” Shall be inserted and read as follows:

“It shall be unlawful to operate a motor vehicle on a public way in the City of Fitchburg while any portion of said motor vehicle carries upon it snow or ice in an unsecured manner (hereinafter an “unsecure load of snow or ice”), regardless of whether or not said unsecure load of snow or ice has actually fallen or dislodged from said vehicle. All operators shall have duty to remove snow and ice from motor vehicles that are operating on a public way within the City of Fitchburg. Each instance in which a motor vehicle is observed operating on a public way carrying an unsecured load of snow or ice shall be considered a separate violation.”