

**ORDINANCE NO. 1214 SUPPLEMENTAL
AMENDING CHAPTER 214, STREETS AND SIDEWALKS,
ARTICLE II. - ENCROACHMENTS AND EXCAVATIONS
SECTION 214-14 AND SECTION 214-19 OF THE CODE OF ORDINANCES**

NOW THEREFORE BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Chapter 214, Streets And Sidewalks, Article II, Encroachments and Excavations, Sections 214-14 and 214-19 of The Code Of Ordinances of the City of Stamford shall be amended as follows:

ARTICLE II. - ENCROACHMENTS AND EXCAVATIONS

Sec. 214-14. - Obstructions prohibited; safe passage.

A. ~~No person shall place, or cause to be placed, any obstruction to public travel in any street or sidewalk other than the refuse and recycling containers approved or distributed by the City, and no person shall close any street or sidewalk, for an entire block or any portion thereof, unless such person shall have obtained a permit for such obstruction granted as provided by Section 214-19~~an appropriate city ordinance.

B. ~~In the case of obstruction of a sidewalk, Any any person granted such a permit under Section 214-19~~an appropriate ordinance shall, when possible, provide at all times a safe and convenient passage over or around such obstruction.

Sec. 214-19. - Permit for placing building materials and/or construction equipment on streets and sidewalks; permits for street and sidewalk obstructions and closures.

A. Any person intending to undertake construction, alteration or repair of any building or other structure upon or adjacent to any public highway and/or sidewalk may be granted a permit by the Director of Operations, ~~or~~ the ~~designee of said director, to occupy a portion of such highway~~ and/or sidewalk for building materials, construction equipment, accessories or any other needs specifically related to construction under such terms and conditions as the City Engineer may specify with regard to building construction requirements, and the Office of Operations may specify with regard to the needs of traffic and parking.

B. ~~The fee for such permit shall be one hundred (\$100.), and such permit shall be valid for a period not to exceed ninety (90) days. Said permit may be renewable upon the filing of another fee of one hundred dollars (\$100).~~ Sidewalks:

1. If the construction activities set forth in Paragraph A above cause a sidewalk, or any portion of a sidewalk to be closed or partially obstructed, as described below in paragraph 3, the fee for such permit shall be two hundred dollars (\$200) plus any additional fees required in paragraphs 2 and 3 below. Such permit shall be valid for a period not to exceed four (4) weeks. Upon the expiration of four (4) weeks, said permit may be renewed upon the payment of another fee in the amount of two hundred dollars (\$200)."

2. For each calendar day the sidewalk is closed, beginning with the fifth day of construction, the permit holder shall be obligated to pay the City an additional fifty dollars (\$50) upon which a sidewalk, or any portion of a sidewalk is closed.

3. If the construction activities set forth in Paragraph A cause a sidewalk to be partially obstructed but nevertheless permit public travel on the sidewalk, as in the case of sidewalk sheds or scaffolding above a sidewalk, in lieu of the fee set forth in Subparagraph 2, there shall be an additional fee of fifty dollars (\$50), for each week that such permit shall be valid, for a period not to exceed ~~thirteen (13)~~ four (4) weeks. Upon the expiration of ~~thirteen (13)~~ four (4) weeks, said permit may be renewed upon the payment of another fee in the amount of two hundred dollars (\$200).

C. Streets:

1. If the construction activities set forth in Paragraph A above cause a City street, or any portion of a City street to be closed or partially obstructed, the fee for such permit shall be two hundred dollars (\$200) plus any additional fees as required below. Such permit shall be valid for a period not to exceed four (4) weeks. Upon the expiration of four (4) weeks, said permit may be renewed upon the payment of another fee in the amount of two hundred dollars (\$200)."
2. For each calendar day that each lane of street, including any lane reserved for parking, is closed the daily fee shall be as follows:

<u>Street Designation (as provided by the Director of Operations)</u>	<u>Daily Fee per lane per day</u>
<u>Local</u>	<u>\$100</u>
<u>Collector</u>	<u>\$200</u>
<u>Minor Arterial</u>	<u>\$300</u>
<u>Major Arterial</u>	<u>\$400</u>

- D. If the entity requesting a sidewalk or street closure or causing an obstruction is a public utility regulated by the State of Connecticut Public Utilities Authority (PURA), the permit fee charged shall be two hundred dollars (\$200) for four (4) weeks for a sidewalk closure or obstruction with no additional fees. The permit fee for a street closure shall be two hundred dollars (\$200) per lane closed. Upon the expiration of four (4) weeks, said permit may be renewed upon the payment of an additional fee in the amount of two hundred dollars (\$200) for sidewalk closure or obstruction or per street lane closed.
- E. Notwithstanding any other provision contained herein, if the entity requesting a sidewalk or street closure or causing an obstruction has filed an application(s) for a Building Permit(s) for work related to the requested sidewalk or street closure permit in an aggregate amount no greater than ~~\$10,000~~ \$30,000, the permit fee charged pursuant to this Section 214-19 shall be two hundred dollars (\$200) for four (4) weeks for a sidewalk closure or obstruction with no additional fees. The permit fee for a street closure shall be two hundred dollars (\$200) per lane closed with no additional fees. Upon the expiration of four (4) weeks, said permit may be renewed upon the payment of an additional fee in the amount of two hundred dollars (\$200) for sidewalk closure or obstruction or per street lane closed.
- F. The permittee shall indicate on the application for the permit the date or dates upon when such construction activity is to take place. Notwithstanding the foregoing, the Director of Operations, or his/her designee, may make reasonable accommodations to the permittee to provide flexibility regarding the scheduled date(s) of construction activity, particularly if the dates of construction activity are impacted by weather, public emergencies, or other factors beyond the control of the permittee.
- G. At the time the permit is issued, the permittee shall pay the City a fee based upon the permittee's estimate of the duration of construction activity. At the conclusion of the construction activity, the permittee shall pay any additional fees that may be due, or shall be entitled to a refund, or credit, if the fee paid at the time of issuance of the permit exceeds the amount due.
- H. Should the Stamford Police or other authorized government agent require additional street lanes to be closed, beyond those specified in the permit, in order to ensure public safety, then the Director of Operations, or the designee of said director, shall increase the permit fee, at a rate double the rates described above, to reflect the additional closures.

Randall M. Skigen, President, and Annie M. Summerville, Clerk, do hereby certify that the foregoing Ordinance was approved on the Consent Agenda by the 29th Board of Representatives at the Regular Board Meeting held on December 5, 2016.



Randall M. Skigen, President
Dated this 12th day of December, 2016



Annie M. Summerville, Clerk
Dated this 12th day of December, 2016



David R. Martin, Mayor, City of Stamford
Dated this 16th day of December, 2016

EFFECTIVE DATE: December 26, 2016

cc: Mayor David R. Martin
Michael Handler, Director of Administration
Jay Fountain, Director of OPM
Ernie Orgera, Director of Operations
Thomas Madden, Director of Economic Development
Kathryn Emmett, Esq., Law Department
Ted Jankowski, Director of Public Safety, Health & Welfare
Donna Loglisci, Town Clerk
Lou Casolo, City Engineer