

HOUSE No. 3326

The Commonwealth of Massachusetts

PRESENTED BY:

Daniel J. Hunt

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act increasing certain snow removal penalties in the city of Boston..

PETITION OF:

NAME:

Daniel J. Hunt

DISTRICT/ADDRESS:

13th Suffolk

HOUSE No. 3326

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 3326) of Daniel J. Hunt (with the approval of the mayor and city council) that the city of Boston be authorized to increase the snow removal fine in said city. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act increasing certain snow removal penalties in the city of Boston..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 1. Notwithstanding any general or special law to the contrary, the City of Boston
2 by ordinance may impose a fine of up to one thousand five hundred dollars (\$1,500.00) on any
3 person who, in the conduct of commercial snow removal, removes snow, slush or ice from any
4 property, public or private, and places it upon a public way. For the purpose of this section,
5 “commercial snow removal” shall mean snow plowing or shoveling conducted by, or on behalf
6 of, the owner of any parking lot or any building containing commercial or institutional uses or
7 more than six dwelling units.

8 Section 2. Notwithstanding any general or special law to the contrary, the City of Boston
9 by ordinance may impose fines of up to one thousand five hundred dollars (\$1,500.00) on any
10 owner of a building, estate, or land abutting a sidewalk or curb ramp who fails to remove snow,
11 slush, or ice from abutting sidewalks and curb ramps in accordance with city ordinances. This
12 section shall not apply to owners of buildings containing six or fewer residential units.

13 Section 3. Notwithstanding section 5 of Chapter 40U, fines imposed under ordinances
14 enacted pursuant to this act may be governed by the provisions of Chapter 40U or by the
15 provisions of section 21D of Chapter 40..

16 Section 4. The provisions of this act shall take effect upon its passage.

17 Section 5. Provided further that Section 21(3) of chapter 40 of the General Laws, as
18 appearing in the 2012 Official Edition, is hereby amended by inserting at the end the following
19 sentence:-- Such by-laws shall apply to sidewalks abutting privately-owned property within the
20 state highway system of the massachusetts department of transportation and the parkways and
21 public ways of the department of conservation and recreation, unless such by-law is clearly
22 inconsistent with a rule or regulation promulgated by either of such departments.