

**NEW BRITAIN CODE OF ORDINANCES**

**SUPPLEMENT 33**

**October 8, 2014 thru**

32873-2	10/08/2014	Published	10/11/2014	Re: Amendment to Sec. 15-73-and 15-122 revising fines for violations of the parking section
32900-2	11/12/2014	Published	11/15/2014	Re: Amendment to Sec. 2-584 – Promotion of Public Arts
32925-2	12/10/2014	Published	12/13/2014	Re: Amendment to Sec. 3-11, Subsection (a) regarding signs on Public Property

# RESOLUTION

Item # 32925 -2

RE:

To Her Honor, the Mayor, and the Common Council of the City of New Britain:  
the undersigned beg leave to recommend the adoption of the following:

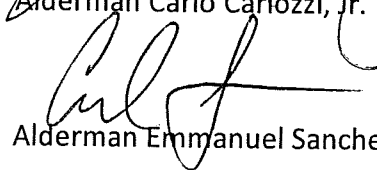
**Resolution Summary:** INTENT AND PURPOSE. To amend subsection (a) of Section 3-11 of the Code of Ordinances to provide for exceptions.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Chapter 3, Section 3-11 of the Code of Ordinances, City of New Britain, be amended as follows (inserted text appears in underline; deleted text appears in ~~strike through~~; new sections begin with the word [new]):


**Sec. 3-11. Signs on public property.**

- (a) No person shall paint, mark or write on, or post or otherwise affix, any hand-bill or sign to or upon any public property, public right-of-way, park, sidewalk, crosswalk, curb, curbstone, street lamp post, hydrant, tree, shrub, tree stake or guard, railroad trestle, electric light or power or telephone or telegraph or trolley, wire pole, or wire appurtenance thereof or upon any fixture of the fire alarm or police telegraph system or upon any lighting system, public bridge, drinking fountain, street sign or traffic sign. Exceptions to the above shall be limited to the following: 1) Political signs advertising an individual for elective office or a question/referendum on the ballot may be placed at polling places only on the day of an election, primary or special election. Such political signs must be held or placed in the ground, no larger than 3 feet by 3 feet and placed beyond the 75 foot marker as placed by the Registrar of Voters or election poll moderators. Such signs shall be permitted to stay for the duration of that day's voting. 2) any sign(s) on school grounds that are used to promote school related groups or activities. Such signs and location of such signs must be approved by the New Britain Consolidated School District or its designee.
- (b) Any hand-bill or sign found posted, or otherwise affixed contrary to the provisions of this section may be removed by the New Britain department of public works, or its designee. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the department of public works, or its designee, is authorized to effect the collection of said cost.
- (c) Nothing in this section shall apply to the installation of a metal plaque or plate or individual letters or figures in a sidewalk commemorating an historical, cultural, or artistic event, location or personality for which the department of public works has granted a written permit.
- (d) Nothing in this section shall apply to the painting of house numbers upon curbs for purposes of identification.

  
Alderman Carlo Carozzi, Jr.

  
Alderman Emmanuel Sanchez

  
Alderman David DeFronzo

  
Alderman Michael Trueworthy

# RESOLUTION

1

Item #32900 -2 RE: Promotion of Public Arts

**To Her Honor, the Mayor, and the Common Council of the City of New Britain:**  
the undersigned beg leave to recommend the adoption of the following:

Resolution Summary: PURPOSE. To amend the Code of Ordinances regarding the authority of the New Britain Commission on the Arts.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Section 2-584 of the Code of Ordinances, City of New Britain, be amended to read as follows (inserted text appears in underline; deleted text appears in ~~strikethrough~~; new sections begin with the word [new]):

## **Sec. 2-584. Promotion of ~~p~~Public ~~a~~Arts.**

(a) For purposes of this section, the following terms have the following meanings:

*City building* means any building or facility owned or leased by the City of New Britain and open to the public or intended for such use, exclusive of any shed, warehouse, garage or building of a temporary nature.

*City street* means any street owned or otherwise controlled by the eCity, including, adjacent to said street, all light posts, utility posts, traffic signs, traffic signal lights and associated equipment, street signs, etc.

*Commission* means the New Britain Commission on the Arts.

*Construction project* means any construction, reconstruction, renovation or alteration to any eCity building, eCity street or eCity park, the value of which construction, reconstruction, renovation or alteration is more than five hundred thousand dollars (\$500,000.00).

*Renovation* does not include a project of which the principal purpose is the rehabilitation of:

- (1) Plumbing, heating, ventilating, air-conditioning or electrical systems; or
- (2) Light posts, utility posts, traffic signs, traffic signal lights and associated equipment, street signs, etc.

*Work of art* means art work created by a professional artist, artisan or craftsperson which is to be in, on or located in the immediate vicinity of such construction project, including, but not limited to:

- (1) Paintings, including all media and both portable and permanently affixed works of art such as murals and frescoes;
- (2) Sculpture, including bas-relief, high relief, mobile, fountain, kinetic, environmental, electronic, and in-the-round sculpture;
- (3) Prints, calligraphy, clay, drawings, stained glass, mosaics, photographs, fiber and textiles, wood, metal, plastics and other materials or combinations of materials;

(4) Mixed media, including any combination of forms of media; or

(5) Architectural embellishment or functional art; provided that "work of art" as used in this section shall not include building architecture, landscape architecture or landscape gardening.

(b) The ~~b~~Board of ~~f~~Finance and ~~t~~Taxation and the ~~e~~Common ~~e~~Council, in the allocation of monies for any construction project, shall allocate for works of art, with respect to each such project and for the purposes of subsection (d) of this section, an amount from such monies not less than one (1) per cent of the total estimated cost of such construction, reconstruction, repair or alteration; provided, that said required amount shall not be more than one hundred fifty thousand dollars (\$150,000.00) and shall be calculated exclusive of:

(1) The cost of any land acquisition;

(2) Any nonconstruction costs;

(3) Any augmentations to such cost; and

(4) The amount of funding for such construction as is bound by rules or conditions that would preclude or prohibit the application of this section.

(c) The New Britain Commission on the Arts is hereby established. Effective January 1, 2016, the ~~e~~Commission shall consist of ~~twelve (12)~~ nine (9) members to be appointed by the ~~m~~Mayor with the ~~advice and consent of the e~~Council, ~~three (3) members named by the Greater New Britain Arts Alliance (provided that of the members named by the Greater New Britain Arts Alliance, no more than two (2) shall be members of the same political party).~~ The term of each member shall be two (2) years. The ~~e~~Commission shall, in addition to its duties and responsibilities under subsection (d) of this section:

(1) Make recommendations to the ~~m~~Mayor and ~~e~~Common ~~e~~Council regarding any work of art which is in the custody or control of the ~~e~~City, including the public site for the display of such art;

(2) When requested and subject to the availability of funds, to make funding recommendations to the ~~m~~Mayor and ~~e~~Common ~~e~~Council on funding for local arts organizations and programs;

(3) Advise the ~~m~~Mayor and ~~e~~Common ~~e~~Council, with regard to a proposed removal, relocation or alteration of any public arts project or work of art in the possession of the ~~e~~City, to ensure proper preservation and display and advise the Mayor and Common Council regarding City involvement in the performing arts and with museums and art galleries;

(4) Work to ensure that works of art are properly integrated into the ~~e~~City building environments, especially in places open to the public;

(5) Compile and update an inventory of valuable works of art in the possession of the ~~e~~City. ~~On an annual basis, e~~Conduct and catalog an inventory of valuable works of art, including all of the ~~e~~City's war memorials. Working with the ~~p~~Public ~~w~~Works, ~~p~~Parks and ~~r~~Recreation and the ~~v~~Veteran's ~~e~~Commission, provide a recommendation to the ~~m~~Mayor and the ~~e~~City ~~Common~~ ~~e~~Council on a maintenance schedule.

(d) The ~~e~~Commission shall be responsible for the selection of a work or works of art to be placed in, on or located in the immediate vicinity of a construction project using monies allocated pursuant to

subsection (b) of this section. The eCommission shall be responsible for selection of the artist, artisan or craftsperson, review of any design or plan and examination of the completion and proper placement of such work of art. The eCity pPurchasing aAgent, in consultation with the eCommission, shall be responsible for the contractual arrangements with any such artist, artisan or craftsperson. The selection of contractors and the award of contracts under this section may be conducted contrary to normal eCity bidding procedures, provided that:

The total amount that is to be paid for said contract is fixed prior to any request for proposals;

- (1) The eCity pPurchasing aAgent, with the approval of the eCommission, shall establish selection procedures that protect the eCity's interests with respect to the durability, maintenance costs and aesthetic quality of works of art, and especially guaranteeing that the works of art be located in public places with public visibility and impact and will have a significant lifetime;
- (2) Such selection procedures shall provide for opportunities for members of the public and eCity staff to comment on prospective works of art; and
- (3) The final selection of an artist or work of art shall be contingent upon the approval of the eCommon eCouncil.

Each request for proposal issued pursuant to this section shall specify the artistic genre and general characteristics the eCommission chooses.

(e) The eCommon eCouncil or the eCommission, with the approval of the eCommon eCouncil, shall have the power, should it determine that it is in the interest of the eCity, to:

- (1) Place a work of art created with monies allocated pursuant to this section in a location other than the direct vicinity of the associated construction project; or
- (2) To exempt a particular construction project from the terms of this section.

(Ord. of 1-01; Res. No. 29064-2, 5-24-06; Res. No. 29391-2, 9-12-07; Res. No. 31710-2, 2-8-12)  
Secs. 2-585--2-590. Reserved.



Alderman Don Naples



Alderman Adam Platosz

# RESOLUTION

SUB 1

Item #32873 -2

RE: Fines for Parking Violations

**To Her Honor, the Mayor, and the Common Council of the City of New Britain:**  
the undersigned beg leave to recommend the adoption of the following:

Resolution Summary: PURPOSE. To revise the fines for violations of the Parking Sections set forth in Chapter 15 of the Code of Ordinances consistent with recommendations made by the Parking Commission on September 11, 2014.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Sections 15-73 and 15-122 of the Code of Ordinances, City of New Britain, be amended to read as follows (inserted text appears in underline; deleted text appears in ~~strikethrough~~; new sections begin with the word [new]):

## **Sec. 15-73. Street and restricted area parking violations; penalties and enforcement.**

(a) Parking in any of the following ways on any street or in any city-owned garage or off-street parking facility within the city's territorial limits is prohibited and a penalty of ten thirty dollars (~~\$10.00-\$30.00~~) shall be imposed for each of the following violations:

- (1) *Overtime parking.* In excess of the time posted by official sign. Each separate period of time equal to the original permitted parking time which occurs after the original permitted parking time shall constitute a separate offense and shall carry a separate fine.
- (2) *Meters.* In violation of any parking meter regulation.
- (3) *In opposite direction of traffic.* Facing against oncoming traffic on the side of the street on which the vehicle is parked.
- (4) *Close to curb.* More than twelve (12) inches from a curb.

(b) Parking, in any of the following ways on any street or in any city-owned garage or off-street parking facility within the city's territorial limits is prohibited and a penalty of twenty sixty dollars (~~\$20.00 \$60.00~~) shall be imposed by the city's police department or its designee for each of the following violations:

- ~~(1) *Fire hydrant.* Within ten (10) feet of a fire hydrant.~~
- (1) ~~(2)~~ *Crosswalk.* Within ten (10) feet of a marked crosswalk.
- ~~(2)~~ ~~(3)~~ *Intersection.* Within fifteen (15) feet of an intersection.
- ~~(3)~~ ~~(4)~~ *Stop sign.* Within twenty-five (25) feet of a stop sign.
- ~~(4)~~ ~~(5)~~ *Restricted area.* In a restricted area including restricted areas designated and posted as restricted or reserved on city-owned property.
- ~~(6) *Bus stop.* Within a bus stop.~~
- ~~(5)~~ ~~(7)~~ *Loading zone.* Within a loading and reloading zone.
- ~~(6)~~ ~~(8)~~ *Traffic hazard zone.* In such a manner as to constitute a traffic hazard or to obstruct the free movement of traffic.
- ~~(9) *Double parking.* Upon a traveled portion of the highway adjacent to parked cars.~~
- ~~(7)~~ ~~(40)~~ *Driveway.* In such a manner as to obstruct a driveway.
- ~~(8)~~ ~~(14)~~ *Curb and sidewalk.* Within the area between the curb and the sidewalk and on the sidewalk.
- ~~(12) *Fire lane.* Within a fire lane.~~

(c) Parking, in any of the following ways on any street or in any city-owned garage or off-street parking facility within the city's territorial limits is prohibited and a penalty of ninety dollars (\$90.00) shall be imposed by the city's police department or its designee for each of the following violations:

- (1) *Fire hydrant.* Within ten (10) feet of a fire hydrant.

(2) Bus stop. Within a bus stop.

(3) Double parking. Upon a traveled portion of the highway adjacent to parked cars.

(4) Fire lane. Within a fire lane.

(d) (e) Parking in any area that is a temporary "No Parking" area so as to permit the removal of snow or ice is prohibited and a penalty of twenty dollars (\$20.00) shall be imposed for each such violation.

(e) (d) Parking by trespassing on private property is prohibited. The penalty for violation of this paragraph (d) of this section is thirty ninety dollars (\$30.00 \$90.00).

(f) (e) Parking a vehicle on a front lawn or in any front or side yard of a building or dwelling unless such area is properly designed therefor and has proper access to a street or roadway shall carry a penalty of sixty ninety-nine dollars (\$60.00 \$99.00).

**Sec. 15-122. Fines and storage charges for parking on snow emergency routes and secondary streets.**

- (a) Parking in violation of any section of this division shall be punishable by a fine of one hundred ninety-nine dollars (\$100.00 \$99.00) for each violation. Under no condition shall such snow fine double.
- (b) If the vehicle of any violator of this division is towed, and if the city has the duty and responsibility to watch and protect such illegally parked vehicle, the operator shall be subject to a twenty dollar (\$20.00) a day storage charge if he fails to claim his vehicle within twenty-four (24) hours after the vehicle has been towed.
- (c) The owner or operator of any vehicle parked in violation of this division shall be liable to the city for the payment of such fines and storage charges that accrue.

Majority Leader Tonilynn Collins

