

SEC. 8. Appeals from zoning commissions may be taken to the court of common pleas in the manner provided in section 429 of the general statutes as amended by section 50f of the 1941 supplement thereto.

SEC. 9. All zoning regulations and zoning districts or boundaries heretofore legally adopted by any town, city or borough under the provisions of sections 88c of the 1935 supplement, 132c of the 1939 supplement and 423, 424, 425 and 426 of the general statutes or any special act shall remain in full force and effect, subject to change or amendment under the provisions of section 3 of this act.

SEC. 10. Section 88c of the 1935 supplement, section 132c of the 1939 supplement and sections 424, 426, 427 and 428 of the general statutes are repealed.

PUBLIC ACT NO. 419

AN ACT PROVIDING FOR A FIRE SAFETY CODE.

SECTION 1. For the purpose of this act and any other statutes related to fire prevention and safety the commissioner of state police shall serve as the state fire marshal. He may delegate to any member of the state police department such powers as he deems expedient for the proper administration of this act and any other statute related to fire prevention and safety.

SEC. 2. The state fire marshal shall establish a fire safety code and at any time may amend the same. The regulations in said code shall provide for reasonable safety from fire, smoke and panic therefrom, in all buildings except in private dwellings occupied by one or two families, and upon all premises except those used for manufacturing.

SEC. 3. Said code shall specify reasonable minimum requirements for fire safety in new and existing buildings and facilities. Regulations may be in accordance with the size, type of construction and nature of use or occupancy of such building or facilities.

SEC. 4. No regulation made in accordance with this act shall be inconsistent with the provisions of the statutes nor impair the rights of municipalities to enact ordinances and make orders with respect to buildings as provided in section 2602 of the general statutes and section 2603 as amended by section 445f of the 1941 supplement thereto, so far as such ordinances or orders specify requirements equal to, additional to or more stringent than the regulations issued under the authority of this act.

SEC. 5. Said code and all amendments thereto shall be registered with the secretary of the state and published in accordance with section 42h of the 1945 supplement to the general statutes, and in addition thereto a copy shall be provided each local fire marshal, fire chief and building inspector, and such other governmental officials as request the same.

SEC. 6. Any person who violates any provision of the fire safety code shall be fined not more than two hundred dollars or imprisoned not more than three months or both.

SEC. 7. Each local fire marshal shall inspect or cause to be inspected, at least once each calendar year and as often as may be necessary in the interests of public safety, all buildings and facilities of public service within his jurisdiction, and upon receipt by him of information from an authentic source that any other building or facility within his jurisdiction is hazardous to life safety from fire, he shall inspect such building or facility, and in each case shall satisfy himself that all pertinent statutes and regulations are complied with, and shall keep a record of such investigations. Such local fire marshal shall have the right of entry by himself or by his lawful agent at all reasonable hours into or upon any premises within his jurisdiction for the performance of his duties except that occupied dwellings and habitations, exclusive of common use passageways and rooms in tenement houses, hotels and rooming houses, may only be entered for inspections between the hours of 9 a. m. and 5 p. m., except in the event of an emergency requiring his immediate attention for safety to life, or in the interests of public safety. Each local fire marshal shall make a monthly report to the authority from which he received his appointment, and shall be paid for his services in making such inspections of buildings and facilities the compensation agreed upon with such appointment authority.

SEC. 8. When the local fire marshal ascertains that there exists in any building, or upon any premises, combustible or explosive matter, dangerous accumulation of rubbish or any flammable material especially liable to fire, which is so situated as to endanger life or property, or finds obstructions or conditions that may interfere with the egress of the occupants in case of fire, he shall order such materials to be forthwith removed or the conditions remedied by the owner or occupant of such building or premises, except that when such building, structure or premises is being used in the carrying on of manufacturing, he shall promptly notify and report in writing such matters to the commissioner of labor and factory inspection upon forms provided by said commissioner. Upon failure of an owner or occupant to abate such

hazard or remedy such condition within a reasonable period of time as specified by the local fire marshal, such local fire marshal shall promptly notify the state fire marshal of all the facts pertaining thereto, and said state fire marshal shall promptly take appropriate action for abatement of such hazard, and may order such place or premises closed or restricted from public service or from use until such hazard has been remedied. When such hazard is found to exist upon premises supervised or licensed by a state department or agency, the state fire marshal shall promptly notify the administrator of such department or agency of his findings.

SEC. 9. When any local fire marshal ascertains that there exists in any building or upon any premises a condition in violation of the statutes relating to fire prevention and safety, or any regulation made pursuant thereto, the remedy of which requires construction or a change in a structure, he shall promptly notify the building inspector in writing, if there is one, and if there is no building inspector he shall promptly notify the state fire marshal in writing, and either official so notified shall issue orders for the elimination of such condition.

SEC. 10. The state fire marshal may take original jurisdiction for the abatement of any hazardous condition found by him or his agents to be contrary to the statutes or to the regulations made in accordance therewith, and shall report such condition to a prosecuting attorney. He shall have the right of entry by himself or by his lawful agents at all reasonable hours into or upon all or any premises where any such hazard may exist. The state fire marshal, upon receipt of information from the administrator of any state department or agency that a condition in any building or facility supervised or licensed in part or in whole by his department or agency is hazardous to life or is in violation of the statutes pertaining to fire prevention and safety or the regulations made in accordance therewith, shall make or cause to be made an inspection of such building or facility, and may take original jurisdiction for the abatement of such hazardous condition.

SEC. 11. Any person aggrieved by an order of the local fire marshal or state fire marshal relative to the enforcement of the statutes concerning fire prevention and safety may appeal therefrom to the court of common pleas in the county where the premises concerned are located.

SEC. 12. Sections 2599 and 2601 of the general statutes, as amended by section 444f of the 1941 supplement thereto, section 1001c of the 1935 supplement and sections 491g, 492g and 493g of the 1943 supplement are repealed.