

NOTES [See Below](#)

The material is presented in three parts, as follows;

[Link here](#) PART 1. Special Acts. These are arranged for the most part chronologically. An exception to this is the material concerning the specially-chartered beach associations which has been placed together at the end of this section. The Act Incorporating the Town of Clinton in 1838 may be found on pages 23 and 24. All special acts subsequent to 1838 are included. For the period prior to 1838 certain material pertaining to that portion of the Town of Killingworth which became the Town of Clinton has **been selected from the colonial and state** records. The special acts begin on page 3 and are concluded on page 39 with the beach association material occupying pages 33-39. Because of the particular nature of the beach association material certain portions have been summarized rather than stated at length, also the special act of 1929 concerning school bonds.

[Link here](#) PART 2. Agreement Between Killingworth and Clinton. Made in 1838 shortly **after** first meeting of the Town of Clinton, this item, while possibly outside the scope of this compilation, has been considered of sufficient interest to warrant its inclusion. This is the only item in this section and may be found on pages 41 and 42.

[Link here](#) PART 3. Ordinances. These are arranged topically. They cover the period from the first meeting of the Town in 1838 to January 2, 1965. No material of ordinance character of the Town of Killingworth prior to 1838 has been examined for the purpose of this compilation. The ordinances begin on page 43 and are concluded on page 81.

Abbreviations

(A) - Agreement

(O) - Ordinances

(SA) - Special Acts

TM - Town Meeting Records

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Original Compilation

Supplement 1 Special Acts

Town Charter

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SPECIAL ACTS

BOUNDARIES - HOMONOSCITT AND SAYBROOK

At a Session of the Genll Assembly at Hartford, March 10th,
16 63 .

To p **future inconueniences that may arise between
Saybrook and Homonoscitt plantations,** and for a full issue
**the case, this Court orders that the bounds between ye said
plantations shall be where the common passage ouer Manunketesek
Riuer is, and so to run north into the Country and south into
the sea. The former uote concerning the bounds of these
plantations is retracted. Mr. Rossiter, Mathew Griswold and
Joh: West are to lay out the bowndes according to order of
court.**

Colonial Records of Connecticut -- 1636-1665, pp. 418, 419.

PLANTATION - COMMITTEE TO LAY OUT

At a Generall Assembly of Election, Held at Hartford, May 14,
1663.

This Court doth impower Mr. Toppin, Mr. Gould, Mr. Shermom and Mr. Howell as a Comittee to hear and consider the busines respecting Hamonossitt, and to make reporte of their considerations to ye Court; and likewise the case of the horss in Nicholas Clarkes hand is left according to the premises to the consideration of the sayd Comittee.

This Court doth determine that the land at Homonoscitt doth not of right belong unto the Town of Saybrooke .

This Court appoynted Wm. Wadsworth, Ens. Auery, Lnt. Smith, as a Committe to view the lands at Homonoscitt, and if they judg it nott fitt for a plantation, and will not be uery prejudiciall to Saybrook, then they are to lay it out to Mr.

Allyn, Capt. Tallcott, John Allyn, Mr. Willis, and according to the graunt of the Court; but if it be prejudiciall to Saybrook, they are to lay out what they judge right to the Towne of Saybrook and the rest to Mr. Math: Allyn, Capt. Tallcott, John Allyn, Mr. Willys, Mr. Joseph Haynes or Mr. Daniell Clerk, according as the Court shall determine, as farr as it will go, according to their graunts, ye 1st graunt to be layd out 1st, and so successiuey; and what any two of this Committe agree to, shall be a finall issue of the case. The time of meeting and attending this seruice is to be appoynted by Saybrook and the Gents concerned, sometime in June next.

Colonial Records of Connecticut -- 1636-1665, pp. 400, 401, 404.

PLANTATION RESERVED

At a Session of the Gen Assembly Holden at Hartford, the
19th of August, 1663.

The Comittee appoynted to view Hommonoscit, returned a writing under their hands, dated June 3, 1663, wherein they expresst that according to their best judgment it will make a comfortable plantation for the entertainment of thirty families to subsist comfortably. The Comittee were Wm. Wadsworth, Samll Smith, James Avery.

John Clow Juni presented a Petition to the Court for the planting of Homonoscutt, and engaged to pay 10s. to the Treasury for it, according to order.

This Court orders, that the land at Homonoscutt be reserved for a plantation.

This Court orders that the planting of Homonoscutt be referred to October Court.

Colonial Records of Connecticut -- 1636-1665, pp. 408, 409.

PLANTATION AUTHORIZED

At a Session of the Generall Assembly at Hartford, [October] the 8th, 1663.

This Court doth judge that Seabrook hath no right to Hommonoscitt.

This Court doth declare that the former act about Homonoscutts not being a plantation is hereby revoaked; and the former order, that it should be a plantation is to stand.

The Court doth appoynt S. Willys, Mr. Woollcott, and Wm. Wadsworth as a Comitty for the ordering of the plantation at Homonoscutt.

Colonial Records of Connecticut -- 1636-1665, p. 414.

TOWN NAMED

At a Court of Election Held at Hartford, stay 9th, 1667.

This Court orders that ye towne of Homonoscit shal for ye future be named Kenilworth, & for yr brand of horses they shal have ye letter V on ye near buttock.

Colonial Records of Connecticut -- 1665-1677, p. 58.

CHURCH - GATHERING OP

A Generall Assembly Held at Hartford, October 10th, 1667.

This Court, upon the petition of the inhabitants of Kenilworth, doe hereby declare and give them their approbation and encouragement to gather themselves into church order, according to the order of the gospell.

Colonial Records of Connecticut -- 1665-1677, p. 71.

BOUNDARIES - KENILWORTH

A General Assembly Held at Hartford, October the 8th, 1668.

This Court orders that if Saybrooke & Haddum Plantations doe agree that their bownds shall be settled according to the minde of this Court recommended to them, that then there shall runn a west line from Saybrooke bownds, which lyne shall be the north bownds of Kennilworth and the south bownds of Haddum, soe fare as the grant of Haddum bownds goeth; and from thence the bownds of Kenillworth shall runn of the same till it meet with Guilford bownds.

Colonial Records of Connecticut -- 1665-1677, p. 97.

BOUNDARIES - KENILWORTH AND SAYBROOK

At a Court of Election Held at Hartford, May 14th, 1674.

This Court appoynts Fns: Nath: White and Deacon John Hall to lay out the line between Saybrooke and Kenilworth, and allso to lay out the North line of Kenilworth from Saybrook lyne on the east till it meets with Guilford lyne on the west, according to their grant .

Colonial Records of Connecticut -- 1665-1677, p. 225.

At a Court of Election Held at Hartford, May 13, 1675.

This Court recommends it to the inhabitants of Kenilworth to accomadate Saybrooke in the bownds between them, soe that Saybrooke may run from the riuer towards the west, three miles at their north bownds, and from thence to runn a straight line till they meet with the line where the wadeing place is at Manuncketesseck.

Colonial Records of Connecticut -- 1665-1677, p. 256.

HAMHOCK RIVER BRIDGE

At a Genrll Court Held at Hartford, Octobr 8th, 1696:

At this Court John Kelcey, Will Barber, Will Stephens, Robert Lane, and Peter Farnam, moved this Court in behalfe of some proprietors **in** the town of Killinworth that a sluice and cart bridge might be built upon the river called the Hamock River, at the charge of such persons as might be benefitted thereby. This Court having considered that notice hath not been given to all persons concerned doe referre the matter to further consideration at the Genil Court in May next, due notice thereof being given in the mean time to all persons concerned.

Colonial Records of Connecticut -- 1689-1706, p. 188.

At a Court of Election Held at Hartford, May 13th, 1697:

Mr Samll Buell of Killinsworth in behalf of severall of the inhabitants of the said town prosecuted a petition exhibited in October last by Jno Kelsie, Will Barber, Will Stephens, Robert Lane, Peter Farnam, in behalfe of some of the proprietors of the said town that this Court would order that a sluice and cart bridge should be built upon the river called the Hamock River, at the charge of such persons that might recieve benefit thereby being proprietors of lands in the said town, in proportion to the benefitt that might accrue to them by the bettering their lands thereby. This Court considering that the worke may be of comon benefitt to those whose lands are upon the said river, doe grant their petition, and doe order that the worke be carried on by the consent of the majr part of the said proprietors, and that all the persons that may according to the judgment of intelligent men in such workes be benefitted thereby, shall bear an equall proportion of the charge, according to their respective quantities of land that may be advantaged and bettered, to be determined and stated by the select men of the said town of Killinsworth or the majr part of them in case the parties concerned canot agree.

Colonial Records of Connecticut -- 1689-1706, p. 211.

BOUNDARIES - TOWN OF KILL

Att a Genll Assembly holden att Newhaven October the 14th' 1703, and **continued by Adjournment** to the **end of the** 22d day of the same month.-

This Asse doth grant to Lieut Henrie Crane, William Stephens, Sam Buell and John Kelsie, and their associates, the **present proprietors and inhabitants of Killinworth, their heirs, successors and assignes forever, according** to their and each of their respective and just rights therein, all that tract of **land lying between the** tracts of **land belonging** to the inhabitants of the townes of Gilford and Saybrook, butted and bounded as followeth, viz. on the south or southward by the sea; on the east or eastward running north from the sea to a white oak staddle on the banke with **the** top cutt off, and a heap of stones about it; thence runing a north line to a white oak tree standing in the line near Ma-na-qua-tesott River at the old riding **place**, marked with K.B. on the west, and with S.B. on the east; thence running a north line to Haddum bounds where is a heap of flat stones cast up, and near Haddum bounds is marked two chestnutt trees growing on one root close by a great rock which is **upright** like a wall on the south side; on the north running from said heap of stones in Haddum line due west to an oak tree marked with H.B. on the north side and K.B. on the south **side, with a heap of stones laid** about it; from thence a due west line to the westernmost branch of Hamanassett River; on the west by the midle of the said Hamanassett River, as **the river runnes till it fall into the sea; together with all and singular the rights, profitts, priviledges, members and appurtenances to the said tract of land** or any part thereof belonging or in any wise apperteining, and doe order that the parties above-named shall have a pattent for confirmation of the premises to them, their heirs, successors and **assignes as above-mentioned.** The pattent to be signed by the Honbl the Governo and by the Secretary, in the name and behalfe of the Governr and Company of this Colony.

Colonial Records of Connecticut -- 1689-1706, p. 449.

ECCLESIASTICAL SOCIETIES

At a General Assembly holden at Hartford, in his Majesty's English Colony of Connecticut, in New England, in America, on the ninth day of May, in the 7th year of the reign of our sovereign lord George the 2d, of Great Britain, &c., King, &c., Annoque Dom. 1734.

Upon the memorial of the inhabitants of the northern part of the town of Killingsworth, praying that a committee may be appointed to view the circumstances of said inhabitants and if they think them to be of ability to be a distinct **society; that then the said committee would affix a line for** the southern bounds of the same, and return their doings to this Assembly as soon as the work shall be finished: Which prayer this Assembly grants, and do appoint Messrs. James **Wadsworth and Samuel Lynde, Esq^t** and Capt. Samuel Hill, a committee to view the circumstances of said memorialists, and if they think them of ability to be a distinct society to affix a line for the southern bounds of said society, and make return of their doings to this Assembly as soon as said work shall be finished.

Colonial Records of Connecticut -- 1726-1735, Vol. VII, p. 489.

At a General Assembly holden at Hartford, in his Majesty's English Colony of Connecticut in New England in America, on Thursday the 8th day of May, anno regni Regis Georgii **2di, Magnae Britanniae, &c., 8vo, Annoque Domini 1735.**

Be it enacted b the Governour, Council and Representa- tives, n General our assembled-and by **authorit** same, a e said own o I illingsworth, by a line t o eg n a Saybrook bounds, at a place commonly called the southeast corner of Pelatiah Wardts farm, being the proper southeast corner of Capt. Peter Wards ninth division land, and to extend from thence west-south-west five degrees south to Guilford line, shall and is hereby divided into two distinct ecclesiastical societies; and that the part of said town lying southerly of said line is hereby declared to be a distinct ecclesiastical society, with all powers and privileges proper for such a society; and that such part of said town that lyeth northerly of the abovesaid line shall be and is hereby, by the authority aforesaid, made into one

Ecclesiastical Societies

distinct ecclesiastical society, with all powers and privileges proper for such a society; always provided that all lands in said town (if the owner liveth in the town aforesaid) shall be taxed for the defraying parish charges only where the owner or owners of such lands do live.

Colonial Records of Connecticut -- 1726-1735, Vol. VII, p. 552.

BOUNDARIES - GUILFORD AND KILLINGWORTH

At a General Assembly of the Governor and Company of his Majesty's English Colony of Connecticut in New England in America holden at Hartford in said Colony on the second Thursday of May (being the tenth day of said month,) and continued by several adjournments until the seventh day of June next following, annoque Domini 1759.

Whereas the river called and known by the name of Hommosset River is the bounds or dividing line between the towns of Guilford and Killingworth, and that whereas said river in the great swamp called and known by the name of the End Swamp divides into many branches or rivulets and the true dividing branch never was agreed upon and settled by said towns through said swamp, and it being represented to this Assembly that the said swamp in those months by law prefixed for perambulating the line or renewing bounds between towns is impassable, it being frequently overflowed with water: Therefore it is resolved by this Assembly, that the towns of Guilford and Killingworth have liberty and liberty is hereby granted them to fix and renew their bounds through said swamp in any month or season in the year, and that the same shall be as valid as tho' the same should be done in the months of March and April; any law, usage or custom to the contrary notwithstanding.

Colonial Records of Connecticut -- 1757-1762, Vol. XI, p. 293.

BOUNDARIES - GUILFORD AND KILLINGWORTH, PORTION OF TOWN LINE
RELOCATED

Upon the Petition of Abraham Pierson & Job Wright both of Killingworth and the rest of the Inhabitants of said Killingworth skewing to this Assembly that it would be greatly for the convenience of the Petitioners and much for the Public good to make a small alteration in the dividing Line between the Town of Guilford and Killingworth beginning at the Mouth of Dudleys Creek in Hamonasset River and running South 50 Degrees 10 minuts Fast to West Rock so called upon the Sound being 216 Rods Praying that said alteration may be made &c as per Petition on file &e Upon which Petition this Assembly at their Sessions in October last appointed a Committee to repair to said Killingworth and view said proposed alterations examine into the Facts and make Report, which said Committee have Reported to this Assembly that said alteration will be of Public Advantage and beneficial to the Petitioners and no disadvantage to the Petitioners as per Report on file &c

Resolved by this Assembly that a Streight Line from the Mouth of Dudleys Creeel Haomonasset River running South 50 Degrees 10' East to West Rock so called upon the Sound being 216 Rods be and the same is hereby established to be the dividing Line between the said Towns of Guilford & Killingworth And that the Lands lying East of said Line be and the same are hereby Annexed to the said Town of Killingworth, exclusive of the Power and Authority in Town Meetings to make Rules and Ordinances for regulating the Fisheries of Clams & Oysters which Power and Authority is hereby reserved to the Town of Guilford in the same manner as though this alteration in the Line between said Towns had. not been made

General Assembly - December 1790.

Public Records, State of Connecticut, From May 1789 through
October 1'792 - Vol. VII, p. 243.

Private Laws -- Vol. II, p. 1150.

(SA)

BOROUGH OF KILLINGWORTH - INCORPORATED

AN ACT INCORPORATING THE BOROUGH OF KILLINGWORTH,

PASSED, MAY 1820.

SEC. 1. Be it enacted by the Senate and House of Representatives, in General Assembly convened, That all the inhabitants of this State inhabitants of the town of Killingworth, in Middlesex county, dwelling and inhabiting within the following bounds, viz. beginning at the southern extremity of the division line between the towns of Killingworth and Guilford, on Long-Island-Sound: thence northwardly, on said division line, to Farm Bridge, on Hamanasset River: thence north on said line to Hatter's Creek, (so called) which empties into said river: thence following said creek northeasterly, until the said creek crosses the Nodd Road, (so called): thence north-eastwardly, in a direct line so as to include the house of Jedediah Buell: thence northeastwardly, so as to include the house of Samuel Kelsey: from thence following the highway, leading to the house of Jesse Buell, and including said house: thence southeasterly, so as to include the house of Eber Wilcox: thence southeasterly, so as to include the house of Asa Kelsey, thence eastwardly, on the highway, to the place where it intersects with the Brush Hill Road, (so called): thence southwardly, by the road leading to the house of Harvey Buell, and including the same; from thence, in a line due south, to the southern boundary of the State of Connecticut, on Long-Island-Sound: thence westwardly, following said last mentioned boundary, to the first mentioned bounds, be, and the same are hereby ordained, constituted, and declared to be, from time to time, forever hereafter, one body corporate and politic, in fact, and in name, by the name of, "The Warden, Buresses, and Freemen of the Borough of Killin a name, they successors, forever l, and may have perpetual succession, and shall be persons in law, capable of suing and being sued, pleading, and being impleaded, in all suits of whatever nature; and also to purchase, hold and convey any estate, real or personal, and may have a common seal, and may change and alter the same at pleasure.

SEC. 2. And for the better government of said borough, be it further enacted, that there shall be a meeting of said borough, holden annually, in the month of September, at such time and place, as by the by-laws of said borough, shall be directed, for the purpose of choosing all the officers of said borough, and that the officers chosen at said meeting, shall continue in office, for, and during the term of one year,

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from said annual meeting, unless others shall be chosen sooner, and qualified in their stead.

SEC. 3. And that the said borough, in legal meeting assembled, shall annually choose a warden, and six burgesses, a clerk, treasurer, and bailiff, all which officers shall be chosen by ballot, and on each ballot which shall be given in, shall be written the name, for whom the same is given, and such ballot shall, by the person giving the same, in the presence of the warden and burgesses, or such of them, as are present at such meeting, be put into a proper box for that purpose, by said borough, to be provided; and when the freemen present at any such meeting, shall have had a reasonable time to give in their ballots, the warden, or in his absence, the senior burgess present, in the presence of the meeting, shall open the box, sort and count the ballots, and the person who shall have the majority of the ballots given in, shall by the bailiff, or in his absence, by the senior burgess present, be declared to be elected; and no ballot shall be received after the box shall have been opened.

SEC. 4. And said borough, in legal meeting assembled, shall have power, (the warden and majority of the burgesses concurring) to admit to the freedom of said borough, all such freemen of this State, inhabitants of the town of Killingworth, without the limits of said borough, as hold real estate, and are doing regular business in said borough; which persons, so admitted, shall be entitled to all the privileges of freemen, of said borough.

SEC. 5. And said borough, in legal meeting assembled, shall have power to levy taxes on the polls and rateable estate, within the limits of said borough, for such purposes as said borough shall think proper; and to choose a collector or collectors, to collect such taxes, who shall, having received a warrant for that purpose, signed by the warden, have the same power as collectors of town taxes by law have, and shall be accountable to the warden and burgesses, in the same manner as collectors of town taxes are by law accountable to the select-men: and in case any collector shall not perform the trust committed to him, but shall fail of collecting such tax, according to the terms of the warrant committed to him, on complaint thereof, made by the burgesses to the warden, he shall issue his warrant under his hand, directed to the bailiff, to distrain the sums or rates, neglected by such collector, to be collected, or paid out of the estate of the collector.

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SEC. 6. The bailiff shall, within the limits of said borough, and on the waters of said Killingworth harbour, whether within said limits or not, have the same powers, authorities and privileges, and be liable to the same suits and penalties, for neglect of duty in any case whatever, to all intents and purposes, as constables by law now have, and use in their respective towns, and shall execute all lawful precepts to him directed, whether issued by virtue of the by-laws of said borough, or by the laws of this State, within his said described limits: and that the treasurer shall have the same powers and privileges as town treasurers now by law have, and shall be accountable to said borough.

SEC. 7. The warden and burgesses be, and they are hereby empowered to lay out new highways, streets and public walks, for the use of said borough, and to exchange highways for highways, or to sell highways for the purpose of purchasing other highways, taking in all respects the same measures, as are directed by the laws of this State, to be taken, in case of highways, laid out by select-men, for the use of their towns; and the party aggrieved by the laying out of such streets, or highways, may have the same remedy by application to the County Courts, as is by law provided in case of highways laid out by select-men; and whenever such highways so laid out by the warden and burgesses, may become unnecessary to the public, it may be discontinued by said warden and burgesses.

SEC. 8. Said warden and burgesses, within the limits of said borough, have, use, possess and enjoy all the powers and privileges granted to the select-men, and a justice of the peace in the several towns, by the seventh and eighth paragraphs of an act of the legislature, entitled "An Act providing in case of sickness."

SEC. 9. The warden and burgesses may, at the expense of said borough, in some proper place in said borough, erect and keep in sufficient repair a sign-post, which shall be a lawful sign-post, according to an act of the legislature, entitled "An Act for erecting and continuing a sign-post in each town in this State."

SEC. 10. The warden and burgesses, or a majority of them, shall have power to make by-laws, relative to markets and commerce within the limits of said borough; relative to the streets, and highways of said borough; relative to nuisances within said borough limits; relative to wharves, docks, channels, anchoring and mooring of vessels; relative to trees

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planted for shade or ornament, convenient use, public or private; relative to sweeping of chimneys; and preserving said borough from injury, from fire; relative to the forms of oath, to be taken by the treasurer; relative to warning meetings of said borough, and of said warden and burgesses, and the times and places when and where they shall be holden; relative to the mode of taxation, as to taxes to be levied in said borough; relative to the penalties to be incurred, by those, who being chosen to any office, shall (not being excused by said borough) refuse to serve; relative to a watch; relative to the burial of the dead; relative to public lights and lamps; relative to restraining horses, cattle, swine, sheep and geese, from going at large within the limits of said borough; relative to their improvement and preservation of the shell and scale fisheries, and taking fish within said limits, provided that in relation to said fisheries, said town shall have given their assent thereto; relative to improvements made in deepening the water in said harbour; relative to schools which may be established by said borough; relative to trespasses committed within the limits of said borough; relative to public landings; relative to firing of guns; relative to noise and disturbance in the night season; and to inflict penalties for the breach of such by-laws: Provided however, that such penalties shall, in no case, exceed the sum of fifteen dollars, for one offence; and said penalties shall be payable to the treasurer, and such other persons as the by-laws shall direct, and be recoverable by the persons to whom forfeited, by action of debt, to be brought before a justice of the peace, or other court within said borough, proper to try the same. Provided however, that no by-law of said borough shall be repugnant to the laws of this State; and provided also, that all the by-laws made by said warden and burgesses shall be approved by said borough, in legal meeting assembled, and after being so approved, shall be published at least three weeks successively, in some public newspaper published in said borough, and if no newspaper be published *in said* borough, then_ in a newspaper published nearest thereto, before the same shall be of any force or validity; and all the by-laws of said borough, shall, at any time within eight months after they are made and published as aforesaid, be liable to be repealed by the Superior Court, holden in said county of Middlesex, if by said Superior Court, on hearing, adjudged to be unreasonable and unjust.

SEC. 11. The warden and burgesses of said borough, shall have and possess full power and authority, to make all such by-laws as shall be necessary, to prevent any building or

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buildings, already erected, or which may be hereafter erected within said limits, from being used or occupied as a baker's shop, tallow chandler's shop, or blacksmith's shop, or for purposes which equally, or in like manner, in the opinion of said warden and burgesses, shall immediately expose said borough to injury by fire, without licence first obtained from said warden and burgesses. Provided, that said by-laws be approved and published in manner required, to render valid other by-laws of said borough; and in like manner may be repealed by the Superior Court

SEC. 12. Said borough shall have full power and authority, to purchase or erect a building or buildings, for the establishment of a school within said limits; to establish a fund, or **devise other means for the support of the same;** to **prescribe** the different branches which may be taught therein; and to make all necessary regulations, and to exercise su ch powers, as the interests of said school may require.

SEC. 13. And all grants or leases of real estate, belonging to said borough, signed by the warden, and sealed with the borough seal, and approved by said borough in legal meeting assembled., shall be good and effectual in law, to convey the estate intended to be conveyed by such grant or lease; Provided, the same is recorded in the records of the town where the lands granted or leased lie--And that said borough shall have power to appoint inspectors of every kind of produce of the United States, brought to said borough for sale or exportation--And the vote or choice of the major part of the freemen present at any legal meeting, shall be considered as the vote or choice of said borough.

SEC. 14. The freemen of said borough, in legal meeting assembled, may appoint all proper officers, which may be necessary to carry into effect the by-laws relative to the regulation of said harbour, and of the shell and scale fisheries within said limits, may appoint haywards and all other officers and inspectors not enumerated in this act, which shall be necessary to carry the by-laws of said borough into execution.

SEC. 15. The warden and burgesses have power to form, constitute, and regulate a fire company, and to enlist a sufficient number of firemen to fill the same, and in case a sufficient number cannot be enlisted, to appoint a sufficient number to fill up the same, and make all suitable and necessary by-laws for regulating said fire company.

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SEC. 16. The warden and burgesses, bailiff and clerk of said borough, and inspectors of produce of the United States, brought to said borough, for sale or exportation, shall be sworn to a faithful discharge of their duty, and the form of oath to be taken by the warden and burgesses, shall be as follows. **You, A.B. being elected warden (or burgess, as the case may be)** of the borough of Killingworth, do swear that you will faithfully and uprightly discharge the duties of that office, so long as you shall hold the same; so help you God: and that the form of oath to be taken by the clerk shall be as follows, viz. You, A.B. being clerk of the borough of Killingworth, do swear that you will truly and faithfully attend and execute the office of clerk, according to your best skill, and make true entries and records of all the votes and proceedings of said borough, and such other matters as by law, or by the by-laws of said borough, are to be recorded in your office; and that you will deliver true copies of the records in your hands, when they shall be required of you, taking your lawful fees; so help you God. And that the form of oath to be taken by the bailiff, shall be the same, mutatis mutandis, as is prescribed by law to be taken by constables; and that form of oath to be taken by inspectors of produce of the United States, brought to said borough for sale or exportation, haywards and other subordinate officers, shall be the same as is by law prescribed for surveyors of highways, leather-sealers, &c. mutatis mutandis; which oath may be administered by any justice of the peace, for the county of Middlesex, and in the absence of any such justice of the peace, in any of the meetings at which said warden, burgesses, &c. may be chosen, such oaths may be administered by the clerk, and the clerk shall make a true record of the administering of such oath, and by whom, before the person to whom the same has been administered, shall be able to execute 'the office to which he was chosen.

SEC. 17. Whenever the warden or other officer of said borough shall resign, or be removed by death, or otherwise, another shall be chosen in his place, until the annual meeting in the month of September, then next, unless another shall be sooner chosen and sworn in **his stead**; and that the warden of said borough, or in his absence, the senior burgess present at any meeting of said borough, or of said warden and burgesses, shall, ex officio, be moderator thereof; and the meeting of said borough may from time to time be adjourned, by a major vote of the freemen present; and that said borough may, at any time, hold special borough meetings, whenever, in the opinion of the warden and burgesses, or a majority of them, the cir cums **tances of the borough** **re it.**

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SEC. 18. The first meeting of said borough shall be holden at the academy in said Killingworth, on the first Monday of July next, at one o'clock in the afternoon of said day, for the choice of a warden, burgesses, clerk, treasurer and bailiff, and to transact such other business as shall be necessary, which may be from time to time adjourned; and a copy of this paragraph of this act, certified under the hand of the Secretary of this State, and set upon the public sign-post in said Killingworth, at least eight days before the said first Monday of July, shall be a legal warning of the freemen of said borough to attend said first meeting; and the officers chosen at such meeting, shall continue in office until the expiration of the annual meeting in the month of September, unless others are sooner chosen and qualified in their stead; and that said borough shall, at such meetings, first choose a clerk of said borough, who shall be immediately sworn, and shall forthwith make a record of his being chosen and sworn, and the record thus by him made, in such cases, shall be good and effectual in law; and such record may be made by clerks thereafter, and shall be good, any thing in this act notwithstanding. Said borough shall thereupon proceed to choose a warden and other officers of said borough, mentioned in this paragraph of this act. And that Austin Olcott, Esquire, justice of the peace for Middlesex county, shall have, as to the first election of the warden, burgesses, clerk, treasurer and bailiff of said borough, the same powers, and proceed in the same manner, as the wardens, burgesses and bailiff of said borough are by this act to have and proceed in, at the future elections in said borough, and shall be moderator of said meeting till a warden be chosen and qualified according to this act; and said borough shall, at said first meeting, appoint a time and place for holding the first meeting of said warden and burgesses, which meeting shall have power to adjourn from time to times Always provided, that any thing in this act, notwithstanding, the inhabitants living within the limits of said borough, shall, to all intents and purposes, be and remain a part of the town of Killingworth, entitled to all its privileges, and subject to all its burdens, as if this act had not been passed. Provided nevertheless, that if this act, or any provision therein contained, shall be found inconvenient, or in any respect inadequate, the same may be repealed, altered or revoked, by the General Assembly.

SEC. 19. All charges and expenses that shall have been, or may be incurred, in consequence of this act of incorpora-

Borough of Killingworth - Incorporated (Con't)

tion, shall be borne and defrayed by said borough, by taxes on the polls and rateable estate of said borough, within said limits.

IN ADDITION--PASSED, MAY 1833.

Whereas it has been represented to this Assembly, that said borough at the time for holding their last annual meeting, neglected to choose any officers of said borough, and that in consequence, no person is legally empowered to warn a meeting of the freemen of said borough, agreeable to the provisions of their by-laws--therefore,

Be it enacted by the Senate and House of Representatives in General Assembly convened, That Austin Olcott, of said borough of Killingworth, be, and he is hereby authorized and empowered to call a meeting of the freemen of said borough, to be holden for the **choice of officers, at the academy in said borough, at such time in the months of May or June, A.D. 1833, as he may direct.** A notification signed by him, specifying the object and time and place of said meeting, and **set upon the public sign-post in said borough, at least five days before the day appointed for said meeting,** shall be sufficient notice. The said Austin Olcott shall preside at said meeting, until a warden shall be chosen and sworn. The **freemen of said borough, when convened as aforesaid,** shall have power to appoint all such officers as they are authorized by law to appoint at their **annual meeting,* and the officers, so appointed, shall continue** in office until the expiration of the month of September next, unless others shall be sooner chosen and qualified in **their** stead.

SEC. 2. And be it further enacted, that this act shall take effect from **the time of its passage.**

Private Laws -- Vol. I, pp. 197-203.

BOROUGH OF KILLINGWORTH -FIRE_COMPANY

AN ACT IN ADDITION TO AN ACT, INCORPORATING THE BOROUGHS OF BRIDGEPORT, STONINGTON, GUILFORD, KILLINGWORTH AND **ESSEX,**

PASSED, MAY 1822.

Be it enacted by the Senate and House of Representatives in General Assembly convened, That the warden and burgesses, in each rough. **shall** have power to form, continue, and **regulate one fire company, in addition to the one already** authorized in the fourteenth section of the aforesaid act, with all the powers granted to the said fourteenth section.

Private Laws -- Vol. I, p. 234.

BOUNDARIES - KILLINGWORTH AND SAYBROOK

RESOLVE ANNEXING A PART OF KILLINGWORTH TO THE SECOND SCHOOL DISTRICT, AND THE THIRD *SCHOOL SOCIETY, IN SAYBROOK.*

PASSED, MAY 1834

Resolved That the dividing line between the eastern **school and the second school district of the third school society in Saybrook, be so altered** as to include the dwelling house of Benjamin P. Jones, within the limits of said second school district, in the third school society of Saybrook, as follows; beginning at the southerly side of the highway or **stage road, where said dividing line crosses said road- thence running upon the** south side of said highway, to a point parallel with the western end of the-petitioners dwelling house; thence around and by said house to the southeast corner thereof; and then in a straight line parallel with the southern side of said **house, to said dividing line; and said Benjamin P. Jones,** together with the land and house included within the above described limits, is hereby set off from the eastern school district in Killingworth, and the school society to which said eastern school district belongs, and is annexed to the second school district in the third school society in Saybrook, and hereafter to be and remain a part of said society in Saybrook, for all purposes whatever.

Private Laws -- Vol. II, pp. 1092, 1093.

CLINTON - T011 INCORPORATED

INCORPORATING THE TOWN OF CLINTON.

PASSED 1838.

Upon the petition of sundry inhabitants of the town of Killingworth, in the County of Middlesex, praying for reasons therein set forth, that a division may be made of said town, and that a new town may be incorporated therefrom, as per petition on file

Resolved, SEC. 1. That all that part of the town of Killingworth, in the county of Middlesex, lying south of the line dividing the first and second school societies in said town, be and the same is hereby made and constituted a separate and distinct town, by the name of CLINTON. And all the inhabitants now, or at any time, residing south of said line in said town, shall be and remain a separate and distinct corporation, with all the powers, rights and privileges, and subject to all the liabilities and obligations of other towns in this state, with the right of sending one representative to the general assembly.

Resolved further, SEC. 2. That all the paupers of said old town of Killingworth shall be divided between the two towns of Killingworth and Clinton, according to their respective assessment lists on the levy of 1837; and all persons who may hereafter become paupers of said old town of Killingworth, but who are now residing elsewhere, shall be divided between said two towns of Killingworth and Clinton as aforesaid. And said new town shall pay its proportion, according to the assessment list of 1837, of all the debts, liabilities, charges and expenses already due and commenced, or which may exist against said old town of Killingworth, at the time of the passage of this bill; and said new town shall receive its proportion according to said list, of all funds and property belonging to said old town of Killingworth, at the time of the passage of this bill, excepting the public records. Provided always, that if after the organization of said town of Clinton, the selectmen of said two towns cannot agree as to which town any such paupers belong, or as to the division of funds and property belonging to said old town of Killingworth, the selectmen of either town may apply to Ely Warner, Ebenezer Cone and Obadiah Spencer, who are hereby authorized and empowered to divide said paupers and said funds and property, in manner and form as aforesaid, which division shall be final and conclusive.

Clinton - Town Incorporated (Con't)

SEC. 3. The town and highway taxes, laid upon the polls and ratable estate in said old town of Killingworth, on the first Monday of October last, shall be divided between said two towns, according to the list of polls and ratable estate in said two towns respectively; and said town of Clinton may appoint a collector, who shall have power to collect all that part of said town tax, which has accrued within and belonging to said new town.

Resolved further, SEC. 4. That a meeting of the inhabitants of said town of Clinton shall be warned by Austin Olcott, Esq., or in his absence by David Dibble, Esq., to be held in the meeting house of the first Congregational society of said town, at such time as he shall appoint, within twenty days from the time this bill shall take effect, for the purpose of choosing all the necessary and proper officers of said town, which meeting shall be warned in the same manner as other town meetings in this state, and shall have power to transact any business proper to be done by said town; and said Olcott or Dibble shall be moderator of said meeting.

SEC. 5. That this act shall take effect from and after the day of its passage.

General Assembly - Private Laws -- Vol. IV, p. 1230.

MILEAGE OF CLINTON.

PASSED 1839.

Resolved by this Assembly, That the mileage from Clinton in Middlesex County, to Hart rd.] shall be thirty-eight miles.

General Assembly - Private Laws -- Vol. IV, p. 1231.

MILEAGE OF CLINTON.

PASSED 1840.

Resolved by this Assembly, That the mileage from the town of Clinton in Middlesex County, to New Haven, twenty-five miles.

General Assembly - Private Laws -- Vol. IV, p. 1232.

BOROUGH OF KILLINGWORTH - NAME CHANGED TO CLINTON

[BOROUGH OF CLINTON. I

AN ACT IN ADDITION TO THE ACT, ENTITLED "AN ACT INCORPORATING
THE BOROUGH OF KILLINGWORTH."

PASSED 1841.

Be it enacted by the Senate and House of Representatives, in General Assembly convened, SEC. . That Austin Olcott, Esq., o said borough o Killingworth, and in case of his absence for the space of **thirty days** after the **passing of this** act, George Carter, Esq., be, and he is hereby authorized and empowered to call a meeting of the freemen of **the said** borough to be holden for the choice of officers, at the academy in said borough, at such times in the month of May, A. D. 1841, as he or they may direct. A notification signed by said Olcott, or in case of his absence as aforesaid, by said Carter, specifying the object, time and place of said meeting, and set upon the public sign-post in said borough, at least **five days before the day appointed** for said **meeting**, shall be sufficient notice. The said Austin Olcott, and in his absence the said George Carter, shall preside at the meeting aforesaid, until a warden shall be chosen and sworn. The freemen of said borough when convened as **aforesaid**, shall have power to appoint all such officers as they are authorized by **law to appoint at their annual meeting, and the officers so appointed shall continue in office** until the next annual meeting of said corporation, and until others are chosen and qualified **in their** stead.

And be it further **enacted, SEC. 2. That the** name of the said oroug o **illingwc** be changed to that of Clinton, and that this act take effect from the **time of its passage.**

Private Laws -- Vol. III, p. 227.

BOUNDARIES - CLINTON AND SAYBROOK

Relating to House Petition No. 219 The Same Being the Petition of Benjamin P. Jones for a Resolution Annexing Him to the School Society or Town of Clinton.

Resolved by this Assembly: That the resolution passed by the general assembly, May session, A. D. 1834 changing and establishing a dividing line between the eastern school district in Killingworth and the second school district of the third school society of Saybrook, be, and the same is hereby, approved.

Approved, June 25, 1873.

General Assembly - 1873.

Special Laws -- Vol. VII, p. 505.

[House Joint Resolution No. 345.]

[43

CONCERNING SCHOOL PROPERTY IN TOWN OF CLINTON.

Resolved by this Assembly: That the town of Clinton shall ~~succeed to~~ all rights w ch any of its school districts enjoyed in any real estate within said town, at the time when said town voted to consolidate its school districts.

Approved, March 21, 1895.

General Assembly - January, 1895.

Special Laws -- Vol. XII, p. 43.

[Senate **Bill** No. 441.]

AN ACT AUTHORIZING H. W. REYNOLDS TO BUILD SEA WALLS.

Be it Enacted by the **Senate and** House of Representatives
in General Assembly Convened:

H. W. Reynolds of West Hartford is authorized to construct and maintain a sea wall or sea walls in front of his land situated at Grove Beach, **in the Town of Clinton, on** Long Island **Sound, said land being bounded northerly by** the highway, easterly by land formerly of Edward T. **Mason**, southerly by Long **Island** Sound, and westerly by land formerly of Catherine G. Means, and to **fill in and grade the space within said walls as he may deem expedient, provided the same shall not obstruct public navigation; and the space so filled, or to be filled as aforesaid, and the space southerly and easterly of said land between said land and low water mark** is granted to said H. W. **Reynolds, his heirs and assigns** forever.

Approved, April 29, 1927.

General Assembly - 1927.

Special. Laws -- Vol. XX, p. 239.

[House Bill No. 947.]

AN ACT AUTHORIZING= THE TOWN OF CLINTON TO ISSUE, SCHOOL BONDS.

Be it Enacted by the Senate and House of Representatives
in General Assembly Convened:

Summary: This act of three sections authorized the Town of Clinton to issue bonds to an amount not in excess of \$175,000. for the repair or reconstruction of buildings at the time of the passage of this act upon land owned by The Trustees of The Morgan School Fund in the Town of Clinton or the erection of new buildings thereon, and the equipping and furnishing of such buildings, all for school purposes. Provisions for the detail of the bonds were specified and reference made to applicable debt limitations.

Approved, June 18, 1929.

General Assembly - 1929.

Special Laws -- Vol. XX, p. 974.

[Substitute for House Bill No. 415.]

[418]

AN ACT CONCERNING CERTIFICATION OF THE RECORDS OF KILLINGWORTH
BY THE T O CLERK OF CLINTON.

Be it Enacted by the Senate and House of Representatives
in General Assembly Convened:

The town clerk of the town of Clinton, from photostatic copies on file in his office, is authorized to certify copies of the public records of the town of Killingworth recorded prior to June 1, 1838, which certified copies shall have the same legal effect as copies certified from the original records of the town clerk of the town of Killingworth.

Approved, June 18, 1929.

General Assembly - 1929.

Special Laws -- Vol. XX, p. 1018.

[Substitute for House Bill No. 1174.1

[371]

AN ACT CREATING A BOARD OF POLICE COMMISSIONERS AND A POLICE DEPARTMENT IN THE TOWN OF CLINTON.

Be it enacted b the Senate and House of Representatives in General **ssem** y convene

SECTION 1. There is created a board of police commissioners for the town of Clinton. Said board shall consist of three resident electors of said town to be appointed by the board of selectmen thereof **within thirty days after the passage of this act.** One of said police commissioners shall be appointed to serve until July 1, 1939, one to serve until July 1, 1940, and one to serve until July 1, 1941. In the month of June, 1939, and annually thereafter, said board of selectmen shall appoint one police commissioner for the term of three **years from the first day** of July succeeding his appointment. Said commissioners shall serve until their successors shall be appointed and shall have qualified. Each of said commissioners shall be sworn to the faithful performance of his duties. At no time shall all three commissioners be members of the same political party. Said board shall elect annually a chairman and secretary from their number. Meetings may be called by the chairman or by a majority of the members of the board. A majority of the members of the board **shall** constitute a quorum. Said **board shall make an annual report** to the selectmen, which report shall be included with and published by the selectmen in the annual report of said town.

SEC. 2. All vacancies occurring in said board shall be filled by the board, of selectmen.

SEC. 3. The members of said board shall serve without compensation, but the necessary expenses of said board, including cash disbursements or actual expenses incurred by any member thereof in the performance of any duty imposed upon him by direction of said board shall be paid by said town.

SEC: 4. Said **board** shall organize, maintain and have the general management and control of a police department of the town of Clinton. All apparatus, equipment and buildings owned and used by said town for police purposes shall be under said board's control and management. Said board shall requisition all equipment for the department; shall **annually prepare** a budget; shall appoint, remove, suspend, discipline and prescribe the duties of the police officers whether

Act Creating **oard of Police Commissioners** (Con't)

regular, supernumerary or call members and fix their compensation and shall make all rules and regulations governing the department which it may deem necessary consistent with the provisions hereof.

SEC. 5. Said board shall fix the number and designation of all members of the police department, one of whom shall be a chief of police, who shall be the chief administrative officer in the department and responsible to the board of commissioners for its efficiency and for the execution of all laws, rules and regulations prescribed by said board.

SEC. 6. The officers appointed by said board shall be known as policemen and shall have the authority and shall perform all the duties delegated to town constables in criminal matters. All fees for services rendered by such officers in any criminal matter shall be paid to the town.

SEC. 7. After this act shall be in effect, constables in the town of Clinton shall no longer have the authority to serve criminal process.

SEC. 8. Any person appointed a policeman by said board under the provisions of this act shall serve as such from the date of such appointment unless sooner removed for cause by said board. If any charge shall be filed against a policeman appointed by said board, the same shall be in writing, and such policeman may file any proper answer thereto and action shall not be taken upon such charges until after reasonable notice thereof and opportunity afforded such policeman to appear before the board and be heard concerning the same. After such hearing, any policeman aggrieved thereby may to the next or next but one following return day of the superior court for Middlesex county.

Approved, May 29, 1939.

General Assembly - January, 1939.

Special Acts, 1939 -- p. 273.

[Substitute for House Bill No. 1125.]

[547]

AN ACT PROVIDING FOR BIENNIAL ELECTIONS IN THE TOWN OF CLINTON

Be it enacted by the Senate and House of Representatives in General

SECTION 1. At the annual town election of the town of Clinton to be held on the first Monday of October, 1939, and biennially thereafter, there shall be elected three selectmen, two registrars of voters, seven constables, six grand jurors, two auditors, a collector of taxes, a town treasurer and an agent of the town deposit fund, each of whom shall hold office for two years from the date of his election and until his successor shall be elected and shall have qualified. There shall also be elected at said election, and biennially thereafter, a town clerk, who shall hold office for two years from the first Monday in January next succeeding his election and until his successor shall be elected and shall have qualified.

SEC. 2. There shall also be elected at said election on the first Monday of October, 1939, and biennially thereafter, one member of the board of assessors and one member of the board of tax review, each for a term of six years. The term of office of the member of the board of assessors and the term of office of the member of the board of tax review elected on the first Monday of October, 1937, shall be extended until the first Monday of October, 1943.

SEC. 3. There shall also be elected at said election on said first Monday of October, 1939, three members of the board of education for a term of four years. The terms of office of the members of the board of education elected on the first Monday of October, 1937, shall be extended until the first Monday of October, 1941. At the election to be held on the first Monday of October, 1941, and biennially thereafter, there shall be elected members of the board of education for a term of four years to succeed those whose terms expire at such time.

SEC. 4. If the number of officers to be elected under the provisions of this act shall be even, no person shall vote for more than one-half of the number and, if the number to be elected shall be odd, no person shall vote for more than a bare majority of the number.

Act Providing for Biennial Elections (Con't)

SEC. 5. This act shall take effect upon its approval by the electors of the town of Clinton at a special town meeting to be held on or before the **first Monday of August**, 1939.

Approved, June 20, 1939.

General Assembly - January, 1939.

Special Acts, 1939 -- p. 615.

SPECIAL ACTS

- Beach Associations -

[House Joint Resolution No. 352.]

[88]

INCORPORATING THE GROVE BEACH IMPROVEMENT ASSOCIATION .

Resolved by this Ass SECTION 1. That all owners of cottages, dwellings, an building lots within the limits hereinafter specified in the locality known as Grove Beach, in the towns of Clinton and Westbrook, Middlesex county, are hereby constituted a body politic and corporate, by the name of The Grove Beach Improvement Association, and by that name they and their successors shall be a corporation in law capable of suing and being sued, pleading and being impleaded in all courts of whatsoever nature, and shall be vested with and possess the powers hereinafter specified.

SEC. 2. The limits and territory of said Grove Beach Improvement Association are hereby defined and established as follows, to wit: all that territory in said towns of Clinton and Westbrook bounded westerly by a line drawn due south from the center of the first culvert east of the bridge over Hammock creek, on the new road from Clinton to Westbrook, to low-water mark on Long Island sound; southerly by the low-water line of Long Island sound from said mark to the highway running northerly near the farm house now owned by William L. Lewis; easterly by said highway from low-water mark on said sound to its junction with the new road from Clinton to Westbrook; and northerly by said new road from said junction to the point of starting.

SEC. 3-15. - (Text omitted - Generally provides for meetings, officers, by-laws, powers, and assessments.)

Approved, April 3, 1895.

General Assembly - January, 1895.

Special Laws -- Vol. XII, p. 118.

(SA)

[House Joint Resolution No. 153.]

THE CHARTER OF THE GROVE BEACH IMPROVEMENT ASSOCIATION

BE IT RESOLVED BY THIS ASSEMBLY:

Summary: Amend the charter of the Grove Beach Improvement Association, approved April 3, 1895, by adding two sections to be known as sections 16 and 17.

SEC. 16 gives the association full and complete power to construct and maintain a system of sewerage and drainage within its limits and to levy and collect assessments with respect thereto.

SEC. 17 provides that the sanitary board of the association shall have authority to order and direct the connections with the sewerage system.

Approved, May 27, 1903.

General Assembly - January, 1903.

Special Laws -- Vol. XIV, p. 237.

[Substitute for House Bill No. 69]

[170]

AN ACT AMENDING THE CHARTER Or THE GROVE BEACH IMPROVEMENT ASSOCIATION.

Be it enacted by the Senate and House of Representatives in General Assembly Convened:

Summary: Amends the charter of the Grove Beach Improvement Association, approved 27, 1903, by striking out the words "sanitary board" wherever they appear and inserting in lieu thereof the words "governing board". Also authorizes the governing board to enact by-laws or ordinances for various specified purposes, including travel over the highway, removal of debris and obstructions, control of garbage and waste material disposal, and to affix penalties. Also provides for basis of assessment of property.

Approved, May 1, 1919.

General Assembly - January, 1919.

Special Laws -- Vol. XVIII, p. 134.

[Senate Bill No. 736.]

[526]

AN ACT CONCERNING THE INCORPORATION OF THE BEACH PARK POINT ASSOCIATION

SECTION 1. The owners of record of land within the limits specified in section 2 of this act, in the locality known as Beach Park Point, Beach Park, in the town of Clinton, shall be, while they continue to be owners of such land, a body politic and corporate by the name of Beach Park Point Association, and by that name they and their successors shall be a corporation in law, capable of suing and being sued, and pleading and being impleaded in all courts, and shall be vested with the powers hereinafter specified. Each member of the association, of the age of twenty-one years or over, not otherwise prohibited by law from voting, so long as he shall continue to own real estate in said territory, shall be entitled to vote at any meeting of said association and shall be eligible to hold any office therein. All owners of any interest in any lot or parcel of real estate shall be considered as one owner for the purpose of voting and shall be entitled collectively to cast one undivided vote. Husbands and wives of said owners shall be members of said association but shall not be empowered to vote at any meeting of said association except in the absence of said owners.

SEC. 2. The limits of said association shall be that part of the town of Clinton known as East Walk and West Walk, Beach Park, Connecticut, consisting of Lots numbers 1 to 35, inclusive, on East Walk and Lots numbers 1 to 34, inclusive, on West Walk, as shown on a certain map entitled "Property of R. B. Jacobs, Beach Park, Conn., Scale 1" Raymond B. Jacobs, maker, who also certified that map was substantially correct", which map is on file in the office of the town clerk of Clinton, Connecticut, together with the beach between Lots numbers 31, 32, 33 and 34 on West Walk and Lots numbers 33, 34, and 35 on East Walk to the mean high-water line of Long Island sound. Said territory is bounded as follows: Beginning at a point in the south line of the highway at a point marked "Bound" on said map; thence running southerly along the easterly boundary of the road, and opposite Lots numbers 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32 and 34, to the mean high-water line of Long Island sound; thence following the shore line in a general westerly direction along the mean high-water line of said Long Island sound, to the westerly boundary of Lot number 31, extended; thence northerly along the westerly boundary of the road and opposite Lots numbers 31, 29, 27, 25, 23, 21, 19, 17, 15, 13, 11, 9, 7, 5, 3, 1 to a

point in the southerly boundary line of the highway; thence easterly along the highway to the point or place of beginning.

SEC. 3. The object of said association shall be to provide for the improvement of the land, within its limits and for the health, comfort, protection and convenience of the inhabitants thereof.

SEC. 4-16. - [Text omitted - Generally provides for meetings, officers, by-laws, powers, and taxation.]

Approved, July 26, 1949.

General Assembly - January, 1949.

Special Acts, 1949 -- p. 1307.

[House Bill No. 195.]

[615]

AN ACT INCORPORATING THE BEACH PARK ROAD ASSOCIATION

SECTION 1. The owners of record of **land within** the limits specified in section 2 of this act, in the locality known as Beach Park road, Beach Park, in the town of *Clinton*, shall be, while they continue to be owners of such land, a body politic and corporate by the name of Beach Park Road Association, and by that name they and their successors shall be a corporation in law, capable of suing, being sued, pleading and being impleaded in **all courts, and shall** be vested with the powers hereinafter specified. Each member of the association, of the age of twenty-one years or over, not otherwise prohibited by law from voting, so long as he shall continue to own real estate in *said* territory, shall be entitled to vote at any meeting of said association and shall be eligible to hold any office therein. All owners of any interest in **any lot or parcel of real** estate shall be considered as one owner for the purpose of voting and shall be entitled collectively to cast one undivided vote. Husbands or wives of *said* owners **shall** be members of said association but shall not be empowered to vote at any meeting of said association except in the absence of said owners.

SEC. 2. The limits of said association shall be that part of the town of Clinton known as "Beach Park Road, Beach

park," consisting of lots one to twenty-four, inclusive, and lot five A as shown on "Map of property of Elizabeth S. Blake, made by John S. Dickinson, surveyor" and filed in the office of the town clerk in the town of Clinton Connecticut, on August 5, 1899, together with the beach between the bulkhead shown on said map and tide water. Said territory is bounded as follows: Beginning at a point in the southerly boundary line of Hammock road and the northeastern boundary of lot 23; thence in a southerly direction along the easterly boundaries of lots 23, 21, 19, 17, 15, 13, 11, 9, 7, 5A and 5, 3 and 1, to the mean high water line of Long island sound.; thence following the shore line in a generally westerly direction along the mean high water line of said Long Island sound to the southwesterly boundary of lot 2 extended; thence northerly along the westerly boundaries of lots 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22 and 24 to tide southerly boundary line of Hammock road and the northwestern boundary of lot 24; thence easterly along the southerly boundary line of Hammock road to the point of place of beginning.

SEC. 3. The object of said association shall be to provide for the improvement of the land of said territory and for the health, comfort, protection and convenience of the inhabitants thereof.

SEC. 4-17. - [Text omitted - Generally provides for meetings, officers, by-laws, powers, and taxation.]

Approved, July 2, 1953.

General Assembly - January, 1953.

Special Acts, 1953 -- p. 1208.

BETWEEN KILLINGWORTH AND CLINTON

THEIR SELECTMEN

- First - We agree that all the paupers now residing in each of said towns shall belong to and be supported by the town in which they now reside except Betsey Marble who is to belong to and be supported by the town of Clinton
- 2 - We further agree that all persons now residing out of said towns, who shall hereafter become paupers shall belong to the town where they would belong if the old town of Killingworth had been **Divided** into two towns, as it now is before they were born
- 3 : **further agree that** the town taxes granted in October 1837 shall belong to each of said towns **according to their** assessment list of 1837
- 4th **We further agree that all debts liabilities charges and expences already** due and commenced or which may exist against said old Town of Killingworth at the time of the passage of the Bill Dividing said old town of Killingworth into two towns be paid equally between **said two towns - It is however understood that the** expence made in consequence of **the** petition for **the** Dividing of said town of Killingworth into Two Towns is objected to by the town of Clinton and that, that subject is left for future adjustment or legal Decision
- 5th We further agree that all **funds and property of every** name and **nature** belonging to said old town of Killingworth on the 19th day of May, 1838, excepting the public records shall be **equally divided between the** two towns of Killingworth and Clinton. It is also agreed that we do nothing about dividing the old town wharf and town sedge so called
- 6th We further agree that the town Deposit fund of the old town of Killingworth be divided equally **between said two towns of Killingworth and Clinton**
- 7th **It is further understood and agreed that the** Town of **Clinton upon receiving their share of said Deposit** fund shall give a sufficient bond to the town of Killingworth conditioned to refund to said town of Killingworth the part of the deposit fund so received

Agreement.

by said town of Clinton in case said town of Killingworth shall be compelled to repay the same to the Stato of Connecticut, and apply the income thereof according to Law

Dated at Clinton
June 28th 1838

Jared Elliott)	Selectmen
David Dibbell)	of
David Snow)	Clinton
Thorrit Davis)	Sele ctmen
Jedediah Stone)	of
)	Killingworth

TM - v. 1, p. 6.

ORDINANCES

ALCOHOLIC BEVERAGES

At the Annual Town Meeting held on October 1, 1934, a vote, taken by ballot to determine whether the sale of alcoholic liquor should be permitted in the Town of Clinton, showed the following result;

Liquor Permit - Yes - 379 -- -- No - 167

Annual Town Meeting - October 1, 1934.

TM - v. 4, p. 118.

At the Annual Town Meeting held on October 7, 1935, a vote, taken by ballot to determine whether the sale of alcoholic liquor should be permitted in the Town of Clinton, showed the following result:

All Alcoholic Liquor - Yes - 400 -- .- -- No - 196

Annual Town Meeting - October 7, 1935.

- v. 4, p. 144.

At a Special Town Meeting held on May 13, 1936, a vote, taken by ballot on the following resolution, namely.-

"Resolved that the sale of all alcoholic beverages with meals on Sunday between the hours of 12 noon and 9 P.M. as provided for by Section 730b as amended by the Public Acts of 1935, be permitted in the Town of Clinton.",

showed the following results

Yes - 185 -- : -- No - 155

Special Town Meeting - May 13, 1936.

TM - v. 4, p. 165.

*Sec 30-a1
(3) + (1)
Je.*

VOTED: No person shall allow their chickens, cattle, tigers, or other wild or domestic birds or animals to roam at large, or to be led by chains or ropes over or across the Lower Green on East Main St. This law to take effect from its passage, and to be in effect until replaced. Any person violating this law is subject to a fine of \$10.00 and costs.

Annual Town Meeting - October 2, 1922.

TM - v. 3, p. 220.

ARMED FORCES - MERCHANT MARINE - MARITIME SERVICE

RESOLUTION

WHEREAS, various sections of the General Statutes of the **State of Connecticut** have **recognized that** the status of members of **the United States Maritime Service and** the U. S. Merchant Marine in war time, is similar to members of the armed forces of the **United States, and,**

WHEREAS, the Congress of the **United States** has **specifically granted to the** members of **the United States Maritime Service and** the U. S. Merchant Marine military furloughs and reemployment rights exactly similar to those granted members of the armed forces, and,

WHEREAS, the **President of the United States** has ruled that the U. S. Merchant Marine is to be treated as an armed force for the purpose of military awards and decorations, and,

WHEREAS, the **Selective Service System** has ruled that service in the U. S. Merchant Marine, including the **United States Maritime Service, is tantamount** to military service.

NOW THEREFORE, BE IT RESOLVED, that on all ceremonies and occasions, celebrated in the Town of Clinton to honor men in the armed forces of the United States during the late war, similar honors be extended to members of the United States Maritime Service and the U. S. Merchant Marine who served honorably during said war, and,

Armed Forces (Con 't)

BE IT FURTHER RESOLVED, that the names of members of the United States Maritime Service and U. S. Merchant Marine who served honorably during the late war be inscribed on any and all honor rolls of said Town of Clinton together with those who served in the armed forces.

Special Town Meeting - March 4, 1946.

TM - v. 4, p. 378.

ASSESSOR

RESOLVED: 1. That the Town of Clinton shall have a single assessor in place of a Board of three (3) assessors and that the Board of Selectmen shall initially appoint as such single assessor., as soon as practicable, a person qualified and experienced in assessment practices, to hold office until the first Monday of January, 1960. Thereafter, beginning with the year 1959, during the month of November following each regular biennial election of Town officers, the Board of Selectmen shall appoint such single assessor to hold office for two (2) years from the first Monday of January next succeeding his appointment. The Board of Selectmen shall fill any vacancy subsequently occurring in the office of single assessor and shall, subject to approval of the Board of Finance, determine the compensation of the assessor and furnish him such clerical assistance as may be deemed necessary.

2. That, with the recommendation of the Board of Finance, the sum of One Thousand Five Hundred **Dollars (\$1,500.00)** is hereby appropriated to the current budget of the Assessing Department to defray the cost of preparation for the grand list of October 1, 1958, and that the existing authority to contract for the services of professional tax appraisers is hereby revoked.

3. That the resignation, from the office of assessor, of the three (3) incumbents is hereby accepted to be effective upon the appointment of the single assessor hereinbefore provided.

Special Town Meeting - May 28, 1958.

TM - v. 6, p. 10.

Assessor (Con't)

RESOLVED.- That paragraph 1 of the resolution of the Special Town Meeting of May 28, 1958 which created the office of a single assessor in place of the former three (3) assessors is hereby amended to provide: (a) That the term of the single assessor beginning the first Monday of January 1962 is extended to the first Monday of March, 1964, and (b) That during the month of January next following the biennial election of town officers to be held in 1963, and during the month of January next following each such biennial election to be held thereafter, the Board of Selectmen shall appoint a single assessor to hold office for a term of two years from the first Monday of March next succeeding each. such appointment.

Special Town Meeting - December 11, 1961.

TM - v. 6, p. 167.

BAZAARS AND RAFFLES

At the Biennial Municipal Election held on October 7, 1963, a vote, taken on the question of adopting the provisions of sections 7-170 through 7-186 of the General Statutes, Revision of 1958, as amended, pertaining to the operation and conduct of bazaars and raffles, showed the following result:

YES - 488

NO - 242

Municipal Election - October 7, 1963.

TM - v. 6, p. 281.

BINGO GAMES

Acting upon a petition in due form the Board of **Selectmen** voted **to permit the playing of bingo for a period of one year from September 15, 1964**, as provided in General Statutes, Revision of 1958, Sec. 7-169, as amended.

Board of Selectmen - Voted: September 9, 1964.

- v. 6, p. 348.

BOATING SAFETY

ORDINANCE CONCERNING BOATING SAFETY IN THE WATERS WITHIN THE JURISDICTION OF THE TOWN OF CLINTON

Section I

Every **motor boat** operating **within the waters under the jurisdiction of the Town of Clinton** shall not **travel at** a rate of speed to cause a hazardous wake or wash, or **greater** than 6 miles per hour, upon the waters of the Hammonasset River from the bridge on **the Boston Post Road**, U.S. Route 1, to a point designated by Red Marker No. 10, **situated in Clinton Harbor**; or on the waters of the Indian River from the bridge on the **Boston Post Road**, U.S. Route 1, to a point designated by Red Marker No. 10 situated in Clinton Harbor; or on any other portion of the Hammock River; or in that portion of the channel of **Clinton Harbor from Red Marker No. 10 to Buoy Marker No. 3**, situated at **the outlying entrance of said Harbor**.

Section II

No person shall engage in water skiing and no person shall operate a motor boat towing a person so engaged on any water area designated in Section I except that area bounded on the east by the water main to Cedar Island, on the south by the south bank of the Hammonasset River, on the west by the west bank of the Hammonasset River, and on the north by a line 100 feet south of the southerly border of the maintained channel of Clinton Harbor and the north channel of the Hammonasset River.

Section III

Motor boats shall not be operated within 300 feet of the shore line of the Town **of Clinton at a speed to** cause

Boating Safety (Con'

hazardous wake or wash, or greater than 6 miles per hour, nor in any manner to endanger the person or property of another.

Section IV

Water Skiers shall not be permitted to approach or leave public beaches except in those areas designated for their exclusive use. Any such restricted area to be not more than 75 feet wide at right angles to **the shore**, and extending **seaward** not more than 150 feet from the mean high water mark, the two sides of which to be marked by plainly visible floats connected by ropes. Swimming and bathing are prohibited in this designated area.

Any person who violates the provisions of any of these sections shall be fined not more than 25.00.

Special Town Meeting - January 11, 1962.

TM - v. 6, p. 179.

BUILDING CONSTRUCTION

OR REMOVAL

Any addition to or new construction, alteration, or removal of any building in the Town of Clinton, amounting in each instance to more than \$100.00 in actual value, shall be subject to prior filing of a written declaration with the Town Clerk on forms prescribed by the assessor, accompanied by a fee of \$1.00, stating location and approximate cost of the work.

The penalty for conviction of failure to **comply with this ordinance shall** be a penalty of not more than ~~Ter (\$10.00)~~ Dollars.

Special Town Meeting - April 10, 1963.

TM - v. 6, p. 243.

BUSHES

VOTED: That the Selectmen be directed and they are hereby directed to cut the bushes all over the town.

Annual Town Meeting - October 7, 1895.

TM - v. 2, p. 348.

CEMETERY (INDIAN RIVER)

RESOLVED: That the Clinton Cemetery Association Inc. of Clinton, Connecticut, be given charge of the town's interest in the Indian River Cemetery.

Annual Town Meeting - October 7, 1935.

TM - v. 4, p. 145.

CLOCK

VOTED: That an appropriation of Fifteen dollars be made from the town treasury as compensation to Mr. Sylvester P. Hull for winding & care of the new clock, recently placed in tower of Congregational Church by kind generosity of Mrs. Frances E. Quintard for the public benefit.

The following letter is hereby recorded, as by request.

Port Chester, N.Y. Sept. 20th 1892.
Mr. James M. Wellman
Clinton, Conn.

Dear friend, -

Replying to your question in regard to the clock. I will say that the only condition in my gift for the purchase of a town clock for the use and benefit of the people of the town of Clinton was: that the clock be located and remain in the tower of The Congregational Church.

Truly yours,
Frances E. Quintard

Annual Town Meeting - October 3, 1892.

TM - v. 2, p. 301.

CONSTABLES

RESOLVED: That the number of constables to be elected at the next regular biennial election for town officers, and at each regular biennial election for town officers there after, shall be not more than four; and no person shall vote for more than one-half such number. The candidates in number sufficient to fill the office of constable who have the highest number of votes shall be deemed elected.

Special Town Meeting - November 26, 1963.

- v. 6, p. 296.

EAST GREEN

VOTED: **That the Selectmen be and hereby are especially** directed to keep the East Green in a neat and clean condition, and to protect and keep in suitable repair the fence around said Green, and to keep the trees thereon in good condition, and to prevent the depositing of any rubbish or nuisance upon said Green, and to make such paths thereon as they may see fit, and to mow the grass thereon and dispose of the same as they may see fit, and to prevent all persons from interfering with said green in any manner or to any extent whatsoever.

VOTED: That the foregoing vote shall continue in force until revoked, and shall apply not only to the selectmen this day appointed but to all selectmen who may be at any time hereafter appointed.

Annual Town Meeting - October 1, 1860.

TM - v. 1, p. 255.

ELECTIONS

RESOLVED- That an Act of the Legislature of the State of Connecticut entitled an "Act Providing for Biennial Elections in the Town of Clinton" be approved.

Special Town Meeting - June 22, 1939.

TM - v. 4, p. 238.

- SOCIAL SECURITY

VOTED, That the Town of Clinton apply for **membership and participation in the Old-Age and Survivors Insurance System under Title II of the Federal Social Security Act, as amended, in accordance with Public Act No. 277 of the 1951 Public Acts of the State of Connecticut, as of the 1st of January, 1952, for all its employees with the exception of the employees excluded by Section 3 of said Public Act No.**
and

That the Selectmen of the Town of Clinton be and they hereby are authorized and empowered to execute on behalf and in the name of the Town of Clinton any and all agreements with the State Employees' Retirement Commission for the aforesaid purpose, in accordance with and subject to the provisions of said Public Act No. 277 and subject to the regulations promulgated by the State Employees' Retirement Commission pursuant to said Public Act, No. 277; and

That the Selectmen of the Town of Clinton be and they hereby are authorized and directed to make deductions from the wages of the employees of said Town participating in the aforesaid Old-Age and Survivors Insurance System as required by Section 4 of said Public Act No. 277 and to forward the amount thereof together with the contribution of said Town to the State Employees' Retirement Commission in the manner and form prescribed by the said regulations; and

That the sum of \$750.00 be and the same hereby is appropriated for the purpose of the contribution required of the Town of Clinton in connection with the participation of said Town in the aforesaid Old-Age and Survivors Insurance System, in accordance with said Public Act No. 277.

Special Town Meeting - **January** 31, 1952.

TM - v. 5, p. 154.

FINANC ' BOARD

VOTED; That the Town of Clinton does hereby establish a Board of Finance in accordance with the General Statutes of the State of Connecticut, Revision of 1949, Title 7, Chapter 36, Sections 772 through 781.

Special Town Meeting - August 28, 1950.

TM - v. 5, p. 114.

FIRE ESCAPES - PUBLIC BUILDINGS

The following was passed:

Moved that the Selectmen be and are hereby instructed, to see to it, that proper fire escapes are provided for all the public buildings of Clinton according to Statute Laws.

Annual Town Meeting - October 3, 1904.

TM - v. 3, p. 14.

FIREWORKS

Section 1. The discharge, firing or use of all fire-crackers, rockets, torpedoes, roman candles, fire balloons or other fireworks or substances designed and intended for pyrotechnic display, and all pistols, canes, cannons or other appliances, using blank cartridges or caps containing chlorate of potash mixture, is hereby prohibited in the Town of Clinton

The Selectmen, however, upon written application may grant written permission for such display of fireworks, provided that, in their opinion, such display or displays shall be of such a character and so located, discharged or fired, as not to constitute a hazard to surrounding property nor endanger any person or persons.

Section 2. The sale of fireworks at retail and the storing or sale of fireworks at wholesale is prohibited.

Section 3.' The violation of any of the provisions of this by-law shall be deemed a misdemeanor and any person found guilty of such violation shall be fined not less than ten dollars nor more than twenty-five dollars for each violation of said by-law.

Annual Town Meeting - October 6, 1947.

TM - v. 5., p. 24.

Note: The foregoing is the most recent of several ordinances and by-laws relating to Fireworks adopted over a period of years prior to 1947. It is generally recognized that it has been of little significance as such since 1953 when the General Assembly of that year adopted a general statute of wider and stricter application.

FLOOD AND EROSION CONTROL

RESOLVED: That the Town of Clinton hereby adopts the provisions of sections 2383d to 2398d, inclusive, of the 1955 Supplement To The General Statutes, thereby establishing a Municipal Flood and Erosion Control Board and that the selectmen are hereby empowered to act as such Board.

Special Town Meeting - August 29, 1956.

- v. 5, p. 331.

GARBAGE - RUBBISH - WASTE MATERIAL

VOTED: That the Selectmen of the town be and they are hereby instructed to prohibit the dumping of rubbish beside the highways of the town.

Annual Town Meeting - October 5, 1903.

TM - v. 3, p. 5.

No person shall throw or place any paper, or any garbage, refuse, debris, or other articles embraced within the term "waste material" upon any public property or premises or upon any highway in said town.

Any person violating this by-law shall be subject to a penalty of ten dollars for each violation.

Board of Selectmen - March 25, 1937.

TM - v. 4, p. 191.

Garbage - Rubbish - Waste Material (Cont)

An Ordinance Regulating the Disposal of Garbage, Rubbish Or
Waste Material And The Use Of The Town Dump

1. No garbage, rubbish or waste material shall be transported, over public lands or highways within the Town of Clinton, unless it is enclosed in containers or vehicles in such manner as to prevent its escape.
2. Any person, transporting to the Town dump **waste material** from any septic tank, cesspool or privy, shall deposit said material only in such area designated therefor by the Board of Selectmen, and shall immediately cover said material with an adequate quantity of lime and then, of gravel or sand, in accordance with the instructions of the custodian of the dump.
3. No carcasses of animals or poultry shall be deposited in the Town Dump.
4. The Board of Selectmen **is authorized to make such other regulations**, concerning the use and operation of the Town dump, as it may from time to time determine to be in the public interest.
5. The penalty for violation of any provision of this ordinance shall be a fine of not more than twenty five dollars (**\$25.00**).
6. The invalidity of any portion of this ordinance shall not affect the validity of the remainder.

Town Meeting - March 2, 1924 } 54 .

HARBOR COMMISSION

VOTED: That the Harbor Commission of the Town of Clinton, as appointed by the Board of Selectmen:

- (a) shall operate and manage the Town Dock property located at the southerly end of Maplewood Drive, and the Clinton Harbor mooring stakes;
- (b) shall make such rules and regulations, and establish and collect such fees and charges, for the use of the facilities of said Dock property and of the mooring stakes, as it shall deem necessary or desirable;
- (c) shall have **the right** to lease said mooring stakes and any portion of said Dock property, upon such terms and conditions as it shall deem proper, but for not longer than one year in any one instance; and
- (d) shall perform all the obligations of the Town of Clinton to the United States in connection with the maintenance of a small boat terminal.

All of the aforesaid powers and duties shall be exercised only by and with the advice and consent of the Board of Selectmen.

Special Town Meeting - February 21, 1952.

TM - v. 5, p. 160.

HIGHWAYS

VOTED: That the Selectmen be authorized and instructed to clean the streets in the center of the village at least once a week and to place suitable refuse cans at suitable locations in the village center.

Adjourned Annual Town Meeting - March 5, 1928.

TM - v. 3, p. 332.

Highways (Con't)

REGULATIONS FOR THE LAYOUT OF ROADS IN THE TOWN OF CLINTON

Section 1. In accordance with Section 13-25 of the C onne General Statutes, Revision of 1948, no person, company or **corporation, except municipal corporations**, shall lay out any street or highway in the Town of Clinton less than fifty (50) feet in width, unless with the **prior written approval** of a majority of **the Selectmen**. **No such** street or highway shall be opened to the public until the grade, layout, location, width and improvements of such street or highway shall have received the written approval of the selectmen, nor until **such approval shall have been filed in the Office** of the Town Clerk. In case any street or highway shall have been laid out in violation of the provisions of this Section, such street or highway shall be immediately closed by the first selectman and shall be kept closed until such time as the grade, layout, location, width and improvement of such street or highway shall **have received the approval** herein provided for.

Section 2. Application for a certificate of approval of a map of **any such new street or streets, highway or highways**, or any **map of land showing such new highways or streets shall** be made by the owner of **record, or by his authorized agent, in writing on** a form **furnished** by the Selectmen and filed at a regular meeting of the Selectmen. The **application** shall be **accompanied by a preliminary or final map at the option of** the applicant, but no final approval shall be given except on the final map. If a **preliminary map is submitted, the Selectmen** may give it tentative approval, valid for a period to be determined by the Selectmen.

Section 3. The Selectmen shall approve, modify and approve, or disapprove any application and map submitted therewith within thirty (30) days after the date of submission. If the Selectmen shall disapprove the plan, they **shall state the grounds for such disapproval in their minutes and notify the applicant of their decision by mail.**

Section 4. The following requirements shall be met before the Selectmen shall endorse a certificate of approval on any plan. The map shall contain the following:

- (1) a layout of existing streets and highways and proposed new streets, easements, rights of way, **including those for utilities and drainage, with**

Highways (Con { t)

accurate dimensions, bearings, angles and curve data, together with the names of all proposed streets which names shall not duplicate or resemble the names of any existing street in the town.

- (2) the location of all existing and proposed utilities.
- (3) methods of proposed disposal of storm sewage and waters.
- (4) road profiles, showing accurate existing and finished grades, together with construction plans, including details of any drainage structures, banks and other such information as the Selectmen may require.
- (5) contours, in sufficient detail to show general topography, water courses and drains.

Section 5. All streets and roadways shall be constructed in compliance with the following requirements and specifications

- (1) **streets shall** be planned in such a way as to provide a safe and convenient system for present and prospective traffic, especially in regard to safe intersections with existing thoroughfares. All such streets shall be not less than fifty (50) feet wide.
- (2) all streets shall be graded their full width, paved at least ten (10) feet each side of the center line, shall not exceed a seven per cent (7%) grade nor have a grade of less than 0.5% and shall have a cross pitch of **six inches (6") constructed on a parabolic curve.**
- (3) streets and/or roadways must be surfaced with a sub-base gravel to a depth of at least eight (8) inches below the proposed finished grade of the pavement for the full width of the paved section of the road. Such gravel shall consist of sound, durable, tough particles of crushed or uncrushed **gravel**, free from soft, thin, elongated or laminated pieces, and vegetable or other deleterious substances.
- (4) all loam, trees, roots, rocks, ledge and other similar matter shall be scraped and stripped to at least eight inches (8") below the proposed finished grade of the pavement for the full width of the paved section of the road, and all shoulders of streets shall be cleared of large rocks and/or boulders, felled trees, and stumps. Stones over five inches (5") shall be removed or buried to a depth of one foot (1').
- (5) the Selectmen may require a guard fence where necessary for the protection of the public.

Highways (Con't)

- (6) streets and shoulders must be treated with two applications of bituminous material approved by the Selectmen and each application shall be broom dragged. The first application shall be spread at the rate of three fourths (3/4th) of a gallon per square yard. A second application shall be applied at the rate of one half (1/2) gallon per square yard not less than ten (10) nor more than ninety (90) days subsequent to the first application.
- (7) at all places the paved roadway shall have a visibility of at least two hundred feet (200') along its paved edge.
- (8) a street storm water sewer or drainage system shall be installed and legally extended to the nearest natural drainage outlet where deemed necessary or advisable by the Selectmen.
- (9) drainage, pipes, and culverts together with headwalls and catch basins and necessary ditches shall be installed by the applicant as required by the Selectmen. Open drainage ditches shall not exceed three hundred and fifty feet (350') in length.
- (10) all drainage rights shall be procured by the applicant and conveyed to the Town, including necessary easements outside the roadway limits.
- (11) no additional storm water shall be permitted to run into existing street without the approval of the Selectmen.
- (12) in the case of streets in which water mains, sewers or electric street lighting or any utility service is to be installed or furnished from a public or private source, all mains, branch-off-sets to each lot, fire hydrants and street lighting equipment shall be installed as approved by the Selectmen without cost to the Town.
- (13) all dead-end streets shall terminate in a paved circle not less than seventy-five (75) feet in diameter.
- (14) all turn-around areas are to be located at the furthest end of the applicant's property line to allow for a possible connection with adjacent property and the future extension of the roadway to another outlet, unless topography absolutely prohibits such eventual continuation of the roadway.
- (15) the applicant shall file with the Board of Selectmen a surety bond in an amount and with surety and conditions satisfactory to it to guarantee the completion of the streets and improvements therein within one year

Highways (C on't)

in accordance with the requirements set forth herein. The bond shall remain in full **force and effect until the streets and improvements are completed to the satisfaction of the Board of Selectmen.** All applicants shall submit to the Selectmen a **detailed estimate of the cost of such street and drainage and utility installation at the time the final map is submitted to the Board.** At the option of the applicant and **upon the approval of the Selectmen the streets may be divided into sections when of sufficient length to justify doing so, with a separate bond and separate completion date for each section.** Such sections shall be shown on the plan.

- (16) the applicant, in lieu of a surety bond, may deposit with the **Treasurer of the Town of Clinton, cash in amount sufficient in the opinion of the Selectmen to guarantee the completion of the improvements.**
- (17) all water mains, hydrants, gate valves and **curb boxes must be installed prior to the installation of the gravel roadbed of new streets.** The water company shall be responsible for the complete restoration of streets where it is necessary for such company to disturb existing improvements.
- (18) in the case of streets in which water mains, sewers or electric street lighting or any utility **service is to be installed, or furnished from a public or private source, all mains, branch-off sets to each lot, fire hydrants and street lighting equipment shall be installed as approved by the Selectmen without cost to the Town.**
- (19) all new streets shall be marked or defined in the **following:** at the beginning and termination by stone, steel or iron bounds on each side, and a stone, steel or iron bound at each **angle or deflection between the beginning and termination.** **Stone bounds shall not be less than four inches (4") square by two (2) feet in length, with a mark on the top.** Steel or iron bounds shall be not less than one (1) inch in diameter if round or not less than one inch (1") square, and shall be two and one-half (2-1/2) feet in length.

Board of **Selectmen** - January 15, 1964.

TM - v. 6, p. 308.

JUSTICES OF THE

ORDINANCE RELATIVE TO THE ELECTION OF JUSTICES OF THE PEACE

WHEREAS Section 9-183 of the General Statutes of Connecticut (Revision of 1958) provides that the number of justices of the peace for each town shall be equal to one-third the number of jurors to which such town is by law entitled, and

WHEREAS, by law, the Town of Clinton is entitled to seventy-two (72) jurors, and

WHEREAS, there is no need for the election of one-third of seventy-two (72), that is, twenty-four (24), justices of the peace in the Town of Clinton, and

WHEREAS, Section 9-183 of the General Statutes (Revision of 1958) provides that the town may, by ordinance, provide for the election of a lesser number of justices of the peace for such town;

NOW, THEREFORE, be it resolved that, until further action by the legislative authority of this town, the number of justices of the peace for this town be, and the same is, fixed at eight (8).

Special Town Meeting - July 13, 1964.

TM - v. 6, p. 344.

MEETINGS

VOTED: That a committee to consist of three be appointed to frame rules for future meetings. George Carter, Esq. - David Dibbell Jr. and Aaron J. Hurd appointed committee.

First Town Meeting - May 28, 1838.

- v. 1, p. 5.

Meetings (Con't)

VOTED; That we accept the report of the committee who were appointed to frame rules for future meetings and adopt the same as our rules.

Town Meeting - October 1, 1838.

- v. 1, p. 9.

Rules & Regulations proposed by the committee who were appointed to frame rules for future meetings and adopted by the legal Voters in Town Meeting assembled

- Article 1st - If the meeting be holden where the members can have seats all the members shall be seated (except when they vote by going round to the Clerk) with their hats off & shall observe order Decency & Decorum -
- 2 - If any member desire to speak he shall rise & ask liberty by Respectfully addressing himself to Mr. Moderator -
 - 3 - When a motion is made and seconded it shall be stated to the meeting by the moderator before any Debate is had thereon -
 - 4th- When a motion is thus stated to the meeting all debates shall be confined to the Question & no other motion shall be admitted till the motion before the meeting is Decided except to amend it, to postpone it for the previous Question or to withdraw it -
 - 5th- When a motion is made to lay a tax or to make any other grant of money if more sums than one are proposed and seconded the highest sum shall be first tried -
 - 6th- No member shall speak more than twice upon the same Question without leave of the meeting -
 - 7th- When a vote is tried by holding up of hands if Disputed shall be tried the second time if still Disputed the negative shall be tried if still Disputed to house shall be Divided -
 - 8th- No Debate shall be admitted after the Question is put and remains undetermined -
 - 9th- After a vote has passed if two members who were in the vote shall during the same meeting move for a Reconsideration the Question for Reconsideration shall be tried -
 - 10th- While the Moderator is stating a motion to the meeting or the Clerk is reading or any member speaking no other

Meetings (Con't)

member in the house shall have any conversation or do any act which shall call the attention of any of the members from what is then **offered** to the meeting -

11th- When any member is speaking no other member **shall** pass between him & the Moderator-

12th- When any member shall transgress any of the foregoing Rules or be guilty of any other Disorderly conduct to the Disturbance of the meeting the Moderator shall or any other member may call him to order -

George Carter)

David Dibbell Jr.) Committe

Aaron G. Hurd)

Town Meeting - October 1, 1838.

TM - v. 1, p. 10.

VOTED: **That the Town of Clinton establish "Roberts Rules of order"** as the rule at this and all succeeding town meetings_

Special Town Meeting - August B, 1949.

TM - v. 5, p. 74.

PARK AND RECREATION COMMISSION

ORDINANCE CREATING A PERMANENT PARK AND RECREATION COMMISSION

SECTION 1. Pursuant to Section 7-148 of the General Statutes, Revision of 1958, the Town of Clinton hereby creates a PARK AND RECREATION COMMISSION which shall consist of seven members who shall be electors and tax-payers of said Town, shall hold no salaried municipal office, and who shall serve without compensation. Not more than four of such members shall be of the same political party.

SECTION 2. Within ten days after the effective date of this ordinance,, the Board of Selectmen shall appoint four members to serve on said Commission for a term of four years and three members to serve for a term of two years; and biennially thereafter members to said Commission shall be appointed by said Board to serve for a four-year term. Any vacancy on such Commission shall be filled for the unexpired portion of the term by the Board of Selectmen.

SECTION 3. The Commission shall elect a chairman and a secretary from among its members, and shall adopt rules and regulations for the transaction of its business. Such Commission shall cause to be prepared and filed with the Town Clerk a copy of the minutes and records of each meeting held, within two weeks after the date of such meeting.

SECTION 4. For the purpose of promoting the health, general welfare and comfort of the community, and of providing adequate entertainment and recreation, such Commission shall establish, maintain, and improve parks, playgrounds, play-fields, recreation areas, bathing beaches and public gardens, on land owned or controlled by the Town and suitable for such purposes, and shall conduct and provide for recreational activities as, in their judgment, will best serve the interest of the community. The management, care and supervision of such facilities shall be in charge of such Commission. The Town may appropriate money, acquire by gift or devise real property or any interest therein, or allocate land to which it holds title for the purposes of such Commission. The Commission may accept, receive or solicit money, supplies, equipment or other personal property, and may accept gifts or bequests necessary or incidental to its purposes.

SECTION 5. The Commission shall have the power to employ or appoint one suitable person properly qualified in training and experience as recreational director and such other personnel as the Commission deems necessary to perform its functions.

park and Recreation Commission (Con't)

The compensation of such personnel shall be fixed by the Commission and subject to appropriations duly made therefor.

SECTION 6. The Commission shall have the authority to establish reasonable charges or fees for the use of facilities under its control. No such charges or fees shall become effective or be established until after a public hearing held in relation thereto at which hearing Townspeople shall have an opportunity to be heard. Notice of the time and place of such hearing shall be published in the form of a legal advertisement appearing in a newspaper having a circulation in the Town of Clinton at least three days prior to such hearing.

SECTION 7. The Commission shall have the authority to enter into such contracts and agreements as may be necessary or proper to carry out its purposes and objectives.

SECTION 8. The Commission shall prepare in budget form an itemized estimate of the cost of maintenance of recreational facilities for the ensuing year and shall submit such estimate to the Board of Finance not later than one month preceding the annual budget meeting of the Town or at such time as the Board of Finance may direct. The funds so appropriated may be expended by and in the discretion of the Commission. Such Commission shall prepare an annual report for inclusion in the Annual Town Report which shall provide a summary showing: (a) the total cost of maintenance of recreational facilities, (b) the amount received from other sources, and (c) the net cost to the Town of the maintenance of recreational facilities.

SECTION 9. The invalidity of any section or clause of this ordinance shall not invalidate any other section or clause thereof .

SECTION 10. This ordinance shall take effect from and after the promulgation thereof in accordance with law.

Special Town Meeting - May 27, 1964.

TM - v. 6, p. 336.

PLANNING COMMISSION

ORDINANCE CREATING A PLANNING COMMISSION

RESOLVED: That the Town of Clinton hereby creates a planning commission, which shall consist of five members who shall be electors of such town holding no salaried municipal office, said five members to be appointed by the Board of the advice and consent of the Democratic and Republican Town Committees, two of whom shall serve until the next regular town election in 1965, two of whom shall serve until the regular town election in 1967 and one of whom shall serve until the regular town election in 1969, and at such next regular town election and biennially thereafter at each regular town election there shall be elected members or a member, as the case may be, of said planning commission for a term of six years for the positions or position then expiring. Any vacancy occurring in the commission shall be filled by the remaining members of the commission for the unexpired portion of the term in which such vacancy occurs. The First Selectman shall also be a member of the Commission without voting privileges. The planning commission shall elect a chairman and a secretary from among its members, shall adopt rules for the transaction of business, and shall keep a public record of its activities. It is specifically provided that the right to make assessments of benefits accruing to and damages sustained by property owners, in connection with public improvements or as might be indicated by any survey, map, or plan prepared by the planning commission, be withheld from said commission.

Special Town Meeting - March 18, 1964, adjourned to March 28, 1964.

TM - v. 6, pp. 328 and 330.

ALTERNATE MEMBERS OF THE PLANNING COMMISSION

Section 1. Pursuant to Section 8-1b of the General Statutes, Revision of 1958, the Town of Clinton hereby authorizes the appointment of three alternate members to its Planning Commission, such alternate members to be electors of said Town, holding no salaried municipal office, and when seated as provided by said Section, to have all the powers and dutlee of regulars ~~members of said~~ Commission.

Planning Commission (Con't)

Section 2. Within ten days after the effective date of this ordinance, the Board of Selectmen shall **appoint one such member to serve until the first Monday of December in 1965, one to serve until the first Monday of December 1967, and one to serve until the first Monday of December 1969;** and during the month of November in 1965 and each odd-numbered year thereafter, the Board of Selectmen shall appoint a **member for a term of six years for the position next** expiring. Any vacancy occurring in such panel of **alternates** shall **be filled** by the appointing authority for the unexpired portion of the term in which such vacancy occurs.

Special Town Meeting - September 16, 1964.

TM - v. 6, p. 351.

REPORTS

VOTED: That in the future the Report of **the Town of Clinton be made public at least one week before the Town Meeting at which said reports are voted** upon.

Adjourned Annual Town Meeting - October 22, 1945.

TM - v. 4, p. 371.

SCHOOL BUILDING COM JITTEE

RESOLVED: That **this meeting** hereby authorizes the appointment of a continuing school building committee to develop a program for the expansion of and addition to the Clinton public schools, as needed, such continuing committee to consist of five (5) regular members who shall be appointed jointly by the board of education and the board of selectmen, and two (2) ex-officio members, namely, the first selectman and either the chairman of the board of finance or such member of the board of finance as the chairman shall designate; such continuing committee is authorized to consult with and engage an architect or architects with reference to the foregoing purpose; and such committee is required to report its progress and make recommendations to a subsequent Town Meeting.

Special Town Meeting - September 18, 1963.

- v. 6, p. 274 .

RESOLVED: That the resolution of the Special Town Meeting of September 18th, 1963, which **created a continuing school building** committee is hereby amended as follows:

- (a) that the number of regular members of such committee be increased from five to seven;
- (b) that the number of ex-officio members of such committee be increased from two to three, such additional member to be the Superintendent of Schools;
- (c) that the term of office of such regular members shall be as follows:

Two of said members shall be appointed for a period of one year,

Two of said members shall be appointed for a period of two years, and

Three of said members shall be appointed for a period of three years, and annually thereafter, members shall be appointed for a period of three years.

In the event of any vacancy in the membership of such committee, the Board of Selectmen and Board of Education

School Building Committee (Con't)

jointly shall have the authority to appoint a successor to serve for the unexpired portion of such term.

Special Town Meeting - November 26, 1963.

TM - v . 6, p. 297.

SCHOOL DISTRICT PROPERTY

VOTED: That the Board of **Selectmen be instructed & they are hereby instructed to procure legislation from the General Assembly declaring all school property of the former school districts of the town of Clinton to be the property of said town.**

Annual Town Meeting - October 1, 1894.

TM - v. 2, p. 331.

SEWAGE DISPOSAL

Section 1. No dwellings, apartments, boarding houses, hotels or commercial buildings shall be constructed nor any replacements of existing sewerage disposals be made in the Town of Clinton, unless the sewerage facilities in connection with the same have been approved by the Town Director of Health, or any inspector appointed by him. The Town Director of Health or any inspector appointed by him shall approve any such sewerage facilities when such facilities meet the requirements of the State Public Health Code of the State of Connecticut.

Section 2. All applications for approval of the sewerage facilities shall be filed with the Town Director of Health or any inspector appointed by him. All applications for approval shall be accompanied by a plan of the proposed sewerage

Sewage Disposal (Con't)

facilities and permits shall be issued and first inspection made before any construction shall be started. The fee which shall accompany said application shall be Ten (\$10.00) Dollars payable to the Town of Clinton.

Section 3. The owner or agent of any building who shall ~~violate~~^{violate} any provision of this ordinance shall be deemed guilty of a misdemeanor punishable by a fine not to exceed \$25.00 for each and every day that such violations shall continue.

Special Town Meeting - April 10, 1963.

TM - v. 6, p. 242.

SHELLFISH - REGULATIONS

Pursuant to the Statutes made and provided, the following regulations have been adopted by the Shellfish Commission for shellfishing in waters under the jurisdiction of the Town of Clinton.

1. The taking of shellfish shall be permitted between sunrise and sunset subject to the following limitations, restrictions and regulations:

(a) One half bushel of shellfish per person per day and/or one bushel limit per boat beginning Nov. 1, 1964. No permit required.

(b) The season on round clams and mussels shall remain open until further notice.

(c) The season on long clams shall close on April 1, 1965.

OYSTERS

2. (a) The limitations shall be the same as paragraph 1 (a) above.

(b) The season on oysters shall close on April 1, 1965.

Shellfish - Regulations (Con't)

(c) The taking of oysters shall be by hand or **tong only and no** seeds shall be taken.

(d) All culling shall be done **on the grounds where** taken.

3. The penalty for violation of any of these **regulations** shall be a fine of Twenty Dollars or **imprisonment of not more** than 60 days or both.

Dated **at Clinton this 28th day** of Sept. 1964

The Town of Clinton

Robert Altmannsberger
Bruce Fettig
Alfred Saunders

Shellfish Commission

TM - v. 6, p. 362.

SIGN POST

VOTED: That the metal sign **post erected on the grounds of the William Stanton Andrews Memorial Hall** be and **the same is declared to be the legal sign post of** the Town of Clinton.

Annual Town Meeting - October 3, 1938.

TM - v. 4, p. 221.

TAX - PAYMENT

RESOLVED: That the tax on each separately numbered tax account showing a total tax of less than fifty dollars shall become due in its entirety on the due date of the first installment of taxes otherwise becoming due, any such tax to be payable without interest or penalty if paid during the period for the payment of the first installment of such other taxes, such provision to be effective with respect to the taxes levied on the Grand List of October 1, 1959 and applicable to each Grand List thereafter.

Annual Town Meeting - October 5, 1959.

TM - v. 6, p. 71.

TOWN BEACH - REGULATIONS

Parking of any vehicle shall be limited to such places and hours as designated by signs posted.

The maximum speed of any vehicle after entering beach area will be 10 M.P.H.

No refuse shall be left on the grounds of the parking area, but shall be placed in containers provided for such purposes.

Ball playing or the playing of other games is prohibited in roadway and parking area.

No pets allowed on beach.

Ball playing is prohibited except in areas designated.

The use of crockery or glassware on the beach is prohibited.

Disorderly and all forms of rough play creating hazards to human safety in water or on beach are prohibited.

The use of boats in swimming area is prohibited.

Violations of any of the regulations are sufficient causes for the Lifeguard and Police Officer on duty to evict any and all offenders from the beach.

No building of fires except in places provided.

by the Board of Selectmen in 1963 and accepted by the Park, and Recreat on Commission.

TOWN DEPOSIT FUND

RESOLVED: That we will receive our proportion of the Town Deposit fund and comply with all the provisions of the Law.

First Town Meeting - May 28, 1838.

TM - v. 1, p. 6.

TOWN HALL

The care and maintenance of said new **town hall** [William Stanton Andrews Memorial Town Hall] when **the same shall** have been turned over to the Selectmen of the town, is hereby committed to them and they are hereby authorized (until the Town **shall** otherwise order) to prescribe and promulgate the necessary rules and **regulations** as to **the use** of such new town hall by the respective officers and committees of the Town and **other organizations, and the terms and conditions** upon which portions of said building may be used as defined in the terms of **the will** of said William Stanton Andrews.

Special Town Meeting - April 8, 1936.

TM - v. 4, p. 163.

TOWN PROPERTY

VOTED: That the Selectmen be directed to have no earth taken from any lots owned by the Town except **for the** repair of Roads.

Annual Town Meeting - October 1, 1877.

TM - v. 2., p. 123.

TOWN PROPERTY - SALES

VOTED: That the Selectmen be authorized and empowered to sell and convey for and in behalf of the Town all premises acquired by the Town at any tax sale or acquired by the Town by a voluntary transfer to the Town by any taxpayer in any tax adjustment, such sales to be by public sale advertised at least ten days and not more than thirty days in advance of sale and this method of selling town owned real estate shall be the policy of our town until this vote **is rescinded** or annulled:

Annual Town Meeting - October 5,, 1942.

TM - v. 4, p. 315.

TRAILERS

AN ORDINANCE PROVIDING FOR THE REGULATIONS AND LICENSING OF TRAILERS PARKED OFF THE PUBLIC HIGHWAYS

1. The word trailer, **as used in this ordinance**, shall **include any vehicle which is used, or suitable for use, as living quarters, and** which is or may be mounted on wheels, and which is or may be propelled either by its own **power or** by another power driven vehicle to which it may be attached.

2. No Trailer shall be or remain parked on any land in the Town of Clinton off the public highways, for more than **ten consecutive days unless the owner** of said land shall have applied for, and obtained, a **license** therefor, from the Board of Selectmen, with the exception of the following classes of trailers, which are excluded from the operation of **this ordinance**:

- A. Trailers which are both unoccupied and held for resale or repair, in the course of trade, by a dealer licensed as may be required by law;
- B. Trailers which are so incorporated in the structure of a building as to have lost identity as individual, portable trailers;
- C. Unoccupied trailers in storage, until August 1st, 1954, after which date they shall be included in the operation of **this ordinance**.

Trailers (Con't)

3. No **license** for such **parking of a trailer**, to be occupied as living quarters, shall be issued unless the location of said trailer shall be **further than 100 feet from** any other trailer and further than 100 feet from any building owned by **anyone other than the applicant and** occupied, or suitable to be occupied, by humans, whether as living **quarters or otherwise**; and **unless such trailer shall** have a **sewage disposal** system approved by the Clinton Health officer.

4. **The requirements of Paragraph No. 3 above**, shall not apply to any area of land which, on November 12th, 1953, lay **directly beneath** either a **trailer occupied as living quarters** or one unoccupied but **having at its specific location a water supply and a sewage disposal system connected to a septic tank.**

5. **An inspection fee of Two Dollars (\$2.00)** shall be charged for each trailer **licensed** hereunder, **and each license shall be valid for** one year from the date of **issuance** but only for the **particular trailer and location specified** therein.

6. **Each license application shall contain the following information:**

- a. the **make, model, serial number and motor vehicle registration number** of the **subject trailer**;
- b. the **name of** the owner of the **subject trailer**;
- c. **whether or not the trailer will be occupied as** living quarters; &
- d. the **specific position to be occupied by the trailer on the land**;

and shall be accompanied by the proper **inspection fee** and, where herein required, **by a certificate of approval of the sewage disposal** system by the Health officer.

7. Application for license under this ordinance shall **constitute authorization for inspection of the subject premises, at all reasonable times, by an appropriate official or agent of the Town of Clinton.**

8. Any person **convicted of violating or aiding the violation** of., any **provision of this ordinance shall be fined not more than** One Hundred Dollars (100.00) and each day of violation shall **constitute a separate offense.**

Trailers (Con't)

9. The invalidity of any provision of this ordinance shall not affect the validity of the remainder.

Special Town Meeting - December 15, 1953.

TM - v . 5, p . 238.

TREES

VOTED: That the Selectmen be empowered and they are hereby empowered to trim all the trees standing in the public highways of the town, to the best of their ability.

Special Town Meeting - October 25, 1899.

TM - v . 2, p . 423.

VENDORS

VOTED °

1. No person except those exempted by the Statutes of this State shall vend or hawk upon the public streets of the Town of Clinton, between the 1st day of May and the 31st day of October inclusive, any fruit, produce, wares or other merchandise at any private or public sale or auction, or shall vend or peddle such articles of merchandise from house to house within the limits of said Town of Clinton, unless such person shall have received a license therefor from the Selectmen of said Town of Clinton.

2. The Selectmen of said Town of Clinton or a majority thereof shall have power in their discretion to issue such licenses to any person for a period not exceeding one year.

Vendors (Con't)

3. All persons receiving such licenses shall pay therefor to the Town of Clinton a license fee of \$10.00 for the season beginning May 1st and ending October 31st or for any part thereof.

4. All persons receiving such licenses shall at all times when engaged in said occupation of vending or peddling have such license with them, and shall produce said license for inspection upon request of any person at all reasonable times.

5. The provisions of this by law shall not apply to any bona fide merchant or dealer residing in and having a regularly established place of business within said town of Clinton, nor to any sales by farmers and gardeners of the produce of their farms and gardens, or to the sale, distribution and **delivery of ice, milk, teas, coffee, spices, groceries, meats** and bakery goods, fish, or to the conditional sale of merchandise.

6. Any person violating any provision of this by law shall be fined \$10.00 for each offense, and said by law shall be in effect until replaced.

Annual Town Meeting - October 2, 1922.

TM - v. 3, p. 219.

VOTED: **That the tax on out-of-town vendors, voted at town meeting several years ago, be renewed and continued in force until rescinded.**

Annual Town Meeting - October 7, 1929.

TM - v. 3, p. 389.

Vendors (Con't)

VOTED.- That the local license fee for itinerant vendors shall be Fifty (\$50.) Dollars in accordance with Sec. 1252C Cumulative Supplement of the General Statutes of the State of Connecticut, Revision of 1935.

Annual Town Meeting - October 5, 1936.

TM - v. 4, p. 174.

ZONING COMMISSION

ORDINANCE CREATING A ZONING COMMISSION

RESOLVED: That the Town of Clinton adopt the provisions of Chapter 124 of the General Statutes, Revision of 1958, as amended, and exercise through a zoning commission the powers granted thereunder. Such commission shall consist of five (5) members who shall be electors of such Town, said five (5) members to be appointed by the Board of Selectmen, two of whom shall serve until the next regular town election in 1965, two of whom shall serve until the regular town election in 1967, and one of whom shall serve until the regular town election in 1969. At next regular town election and biennially thereafter at each regular town election there shall be elected members or a member, as the case may be, of said zoning commission for a term of six years for the position or positions then expiring. Any vacancy occurring in the commission shall be filled for the unexpired portion of the term by the Board of Selectmen. A member or members of said board may be removed for cause by the Board of Selectmen. Before removal, charges shall be presented to such member or members in writing, and such member or members shall be given a reasonable opportunity to be heard in his or their defense at an open hearing.

RESOLVED FURTHER.- That the Board of Selectmen be and they are hereby authorized to appoint a zoning board of appeals consisting of five (5) regular members and three alternate members, all of whom shall be electors and shall not be members of the zoning commission. Two of said five regular members shall serve until the next regular town elec-

Zoning Commission (Con•t)

tion in 1965, two shall serve until the regular town election in 1967 and one **shall** serve **until the** regular town election in 1969, and at **such next regular town election and biennially thereafter at each regular town election there** shall be elected members or a member, as the case may be, of said board for a term of six years for the positions or position then expiring. One of such alternate members shall serve until the next regular town election in 1965, one shall serve until the regular town election in 1967 **and one** shall serve until the regular town election in 1969, and at such next regular town election and biennially thereafter at each regular town election there shall be elected a member for a term of six years for the position then expiring. Any vacancy in such board, including any vacancy in the panel of alternates, shall be filled for the unexpired portion of the term by the Board of Selectmen. Any **regular or alternate** member may be removed for cause by the Board of Selectmen. Before removal, charges shall be presented to such member in writing, and he shall be given a reasonable opportunity to be heard in his own defense at an open hearing.

Special Town Meeting - November 10, 1964, adjourned to November 21, 1964.

TM - v. 6, pp. 374 and 376.

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T O W N
O F
C L I N T O N
C O N N E C T I C U T

SPECIAL ACTS AND ORDINANCES

SUPPLEMENT NUMBER ONE

January 2, 1965 - March 1, 1968

NOTE

The material in this supplement, within each of the two main categories, that is (1) Special Acts and (2) Ordinances, is arranged chronologically as to dates of adoption. An index to this supplement may be found on page 108. The index to the original compilation (1 - January 2, 1965) is to be found on pages 82-88.

[Modified House Bill No. 2561.

[271.]

AN ACT CONCERNING INCORPORATION OF THE CLINTON BEACH ASSOCIATION.

Be it enacted by the Senate and House of Representatives in General Assemmlly convened:

SECTION 1. The owners of record of any land within the limits hereinafter specified in the town of Clinton shall be, while they continue to be owners of such land, a body politic and corporate, under the name of "The Clinton Beach Association," and by that name they and their successors shall be a corporation in law with all the powers and privileges of corporations as set forth in the general statutes and with the rights, powers, privileges and duties hereinafter set forth. Each such land owner who is twenty-one years of age or over shall, while he continues to own land within said limits, be a member of The Clinton Beach Association and entitled to vote at any meeting of said association and shall be eligible to hold any office in said association. All owners of fractional or undivided interests in any land shall be considered as one member for the purpose of voting and for purposes of the assessment under section 5 of this act and shall be entitled collectively to one vote to be cast as the majority in interest shall determine. No member shall have more than one vote.

SEC. 2. The territory of said association shall be that part of the town of Clinton known as Clinton Beach, Clinton, Connecticut, consisting of all lots on the north and south sides of Shore road and Causeway from that property known as Ridgewood on the west to the Grove Beach Improvement Association limits on the east end of Shore road, and shall include the meadowland north to the Tidal river also known as Hammock creek or Hammock river and bounded on the north by the Hammock creek or Hammock river and an imaginary line from a point two hundred feet from the southerly edge of the Post road, United States route 1, and the filum of the Hammock creek or Hammock river, easterly to the westerly boundary of the Grove Beach Improvement Association, as shown on certain maps entitled Areal Map CLI-1-25, No. 79 and CLI-1-4, No. 86 each dated 4-21-65 which maps are on file in the office of the town assessor of Clinton, Connecticut, together with the beach on the south side along the mean high-water line of Long Island sound. Said territory is boundod as follows: Commencing at a point two hundred feet from the southerly edge of a road known as the Post Road, United States route 1, and the filum of a stream in the marsh land, there located, known as Hammock creek or Hammock river; thence

easterly about five hundred seventy-five feet to a point two hundred feet from the Post road, United States route 1, on the west boundary of the **Grove Beach Improvement Association**; thence running due south to the mean high-water mark of Long Island Sound, said line being the westerly border of the Grove Beach Improvement Association; thence westerly along the mean high-water mark of Long Island sound to the westerly border of property now or formerly of Elizabeth W. Dorsey, and formerly of Lilla Woolley, and more particularly described at Volume 29, Page 477 of the Clinton Land Records; thence northerly along said border to the southerly side of the shore road; thence westerly along the southerly edge of shore road about fifty feet to an imaginary point formed by extending the westerly border of land now or formerly of Charles Burton, and more particularly described at Volume 51, Page 83 of the Clinton Land Records, in a southerly direction to the southerly edge of Shore road; thence northerly along the said imaginary line and westerly border of said land past the northerly border of said land along an imaginary line, formed by extending said westerly line of said land in a northerly direction, to the point where it reaches the filum of a stream in the marshland there located known as Hammock cree or Hammock river; thence easterly along the filum of the said Hammock creek or Hammock river to the point of beginning. It is bounded: Easterly by the westerly line of the Grove Beach Improvement Association; Southerly by Long Island sound; Westerly by the westerly borders of land now or formerly of Elizabeth W. Dorsey and of land now or formerly of Charles Burton, and by above described extensions of the westerly borders of said lands; Northerly by the Tidal river, also known as Hammock creek or Hammock river and an imaginary line from a point two hundred feet from the southerly edge of the Post road, United States Route 1, and the filum of the Hammock creek or Hammock river, easterly to the westerly boundary of the Grove Beach Improvement Association.

SEC. 3. The object of said association shall be to provide for the improvement of the land and adjacent waters of said territory as a residential and resort area and for the health, safety, welfare, comfort, protection and convenience of the inhabitants thereof.

SEC. 4. At any time hereafter any parcel of land which is contiguous to the territory in said association as above defined may become a part of the territory of said association in the following manner: The owners may make a written **application that such contiguous land bounding the same be added to** the territory of the association. The officer receiving such

application shall cause same to be considered and acted upon by the board of directors within ninety days. If a majority of the whole membership of such board favor such annexation, they may call a special meeting of the association to consider said matter. Such meeting shall be warned as special meetings of the associations are warned. If a special meeting is not called to consider said matter, that matter shall be acted upon at the next annual meeting. Notification of said business will be given to the membership pursuant to section 10 of this act. If a majority of the members present vote in favor of such annexation, then the territory in question shall be annexed to the territory of the association and such property and the owners thereof shall thereafter have the same rights and be subject to the same liabilities as if the same had been an original part of the territory of said association. The owners of said contiguous territory or their representatives shall be fully responsible for compliance with chapter 105 and other applicable provisions of the general statutes, and The Clinton Beach Association shall in no way become liable for defending any actions which may be brought in any connection with the annexation of said contiguous territory to said Clinton Beach Association, nor shall said Clinton Beach Association be subject to any liability whatsoever of said annexed territory either as a unit or in any of or all of its parts. Upon the annexation of any territory to the said association as herein provided, the clerk shall within one month provide appropriate notation thereof on the Clinton Land Records.

SEC. 5-20. - (Text omitted - Generally provides for meetings, officers, by-laws, powers, and taxation.)

SEC. 21. This act shall take effect upon its approval by a majority vote of the qualified members of the association as defined in section 1 of this act attending a meeting held for the purpose, duly warned.

Approved June 20, 1967.

Approved: Date of vote, July 14, 1967. Vote for, unanimous.

General Assembly - January, 1967.

Special Acts . 1967 -- p. 259.

ECONOMIC DEVELOPMENT COMMISSION

RESOLVED: That the following ordinance be adopted:

Section 1. The Town of Clinton accepts the provisions of Section 7-136 of the General Statutes, Revision of 1958, as amended by Public Act No. 245 of the February **1965 Special Session** of the **General Assembly, and hereby establishes an Economic Development Commission for the promotion and development of the economic resources of the Town of Clinton;**

Section 2. Said Commission shall consist of eight (8) members who shall be electors and taxpayers of said town, holding no salaried municipal office, and who shall serve without compensation, except **that such members shall be reimbursed** for their necessary expenses incurred in the performance of their official duties. Not more than five (5) of such members shall be members of the same political party;

Section 3. **Within ten (10) days after the effective date** of this Ordinance, the Board of Selectmen shall appoint eight (8) **members to serve** on said commission for the terms of office as follows:

Two (2) **members to serve until December 31, 1966**

Two (2) **members to serve until December 31, 1967**

Two (2) **members to serve until December 31, 1968**

Two (2) members to serve until December 31, 1969;

Thereafter, prior to January 1st of each year beginning with the year 1967, the Board of Selectmen shall appoint two (2) members to serve for four (4) years from the 1st day of January following their appointments. Any **vacancy** shall be filled, for the unexpired portion of the term, by the Board of Selectmen;

Section 4. This commission shall conduct research into the economic condition and trends in the Town of Clinton; shall make recommendations to appropriate officials and agencies of the town **regarding action to improve its economic condition and development;** shall **seek to coordinate the activities of and cooperate** with unofficial bodies organized to promote such economic development; and may advertise, and may prepare, print and distribute books, maps, charts and pamphlets which in its judgment will further its official purposes;

Section 5. The commission shall annually prepare and transmit to the legislative body of the town a report of its activities and of its recommendations for improving such economic conditions and development.

Special Town Meeting - December 15, 1965.

TM - v. 7, p. 55.

POLICE PENSION PLAN

RESOLVED: That "The Clinton Police Pension Plan" as contained in a written Agreement of November 9, 1966, between the Town of Clinton and the Hartford National Bank & Trust Company, as Trustee, the funds for which having already been appropriated, is hereby ratified, approved and adopted; and that there is hereby authorized and adopted a retirement pension plan for the present Chief of Police, Carl A. Weisse by which the Town of Clinton shall pay to him each month during his lifetime, (but in any event for not less than 120 months certain), beginning with the month following his retirement as Clinton Chief of Police, the sum of \$250.00 per month less 93.67% of the amount of monthly old ago primary benefits which he would be entitled to receive at age 65, as determined by the Federal Social Security Act in effect on the date of his retirement.

Special Town Meeting - December 13, 1966.

TM - v. 7, p. 108.

INDIVIDUAL SEWAGE DISPOSAL SYSTEMS

RESOLVED: That the following Ordinance entitled "Ordinance Governing Individual Sewage Disposal Systems" consisting of Pages 1 through and **including** Page 5, **and REGULATIONS ESTABLISHING** MINIMUM STANDARDS GOVERNING THE DESIGN, CONSTRUCTION, INSTALLATION, AND OPERATION OF INDIVIDUAL SEWAGE DISPOSAL SYSTEMS AND THE REPLACEMENT OF SAME, consisting of Pages 1-R through 4-R, is hereby **enacted; said ordinance and regulations being attached hereto and** incorporated herein by reference.

AN ORDINANCE GOVERNING INDIVIDUAL SEWAGE DISPOSAL SYSTEMS

An ordinance defining and regulating **individual sewage-disposal systems; requiring minimum standards governing the design, construction, and installation of septic-tank soil absorption systems, privies, and chemical-type toilets;** authorizing the issuance of permits, and providing for penalties for violations.

Section I - Definitions

- 1.1 For the purposes of this ordinance, the following words and phrases shall have the meanings ascribed to them in this section.
- 1.1.1 Director of Health shall mean the legally dosig-
nated health author of the Town of Clinton or his authorized representative.
- 1.1.2 Individual sewage-disposal systems shall mean a sewage-disposal system, other hen a public or community system, which receives either human excreta or **liquid** waste, or both, from one or more premises. Included within the scope of this definition are septic-tank soil-absorption systems, privies, and chemical-type toilets, and such other types as may be prescribed in regulations by the Director of Health.
- 1.1.3 Permit shall mean a written permit issued by the
of Health, **permitting the construction of an individual sewage-disposal system under this ordinance.**
- 1.1.4 Person shall mean any institution, public or pri-

Individual Sewage Disposal Systems (Con't)

vate **corporation, individual, partnership, or** other entity.

Section II - Requirements for Individual Sewage-Disposal Systems

2.1 The Director of Health of the Town of Clinton, in order to protect the health and safety of the people of the Town of Clinton and of the general public, is authorized and

directed to promulgate and amend, from time to time, regulations establishing minimum standards governing the design, construction, installation, and operation of individual sewage-disposal systems. Such regulations shall

Page 1.

establish such minimum standards as, in the judgment of the Director of Health, will insure that the waste discharged to various individual sewage disposal systems:

1. Do not contaminate any drinking-water supply.
2. Are not **accessible to insects, rodents, or other** possible carriers of disease which may come into contact with food or drinking water.
3. Do not **pollute** or contaminate the waters of any bathing beach, shellfish breeding grounds, or stream used for public or domestic water-supply purposes or for recreational purposes.
4. Are not a health hazard by being accessible to children.
5. Do not give rise to a nuisance due to odor or unsightly appearance.
6. Will not violate any other laws or regulations governing water pollution or sewage disposal.

2.2 The Director of Health is authorized to promulgate such additional regulations as are necessary in his judgment to carry out the provisions of this ordinance and to use his discretion in the application of such regulations so as to properly reflect the variations of topography and site conditions that may exist.

2.3 No regulation promulgated or amended by the Director of Health shall be valid until approved by the State Department of Health upon hearing and notice as required by Section 19-82 of the Connecticut General Statutes, Revision of 1958 and until there is compliance with the requirements of said statute.

Section III - Permits

3.1 It shall be unlawful for any person to construct, alter,

Individual Sewage Disposal Systems (Con't)

or extend individual sewage-disposal systems within the Town of Clinton unless he holds a valid permit issued by the Director of Health in the name of such person for the specific construction, alteration, or extension proposed. No construction shall be started on any dwelling, apartments, boarding houses, hotels or commercial buildings nor replacement of existing sewage disposal

Page 2.

systems be made in the Town of Clinton unless the sewage facilities in connection with same have been approved by the Director of Health or any inspector appointed by him.

- 3.2 All applications for permits shall be made to the Director of Health, who shall issue a permit upon compliance by the applicant with provisions of this ordinance and any regulations adopted herunder.
- 3.3 The Director of Health may refuse to grant a permit for the construction of an individual sewage-disposal system where public or community sewerage systems are reasonably available.
- 3.4 Applications for permit shall be in writing, shall be signed by the applicant, and shall include the following:
 - 3.4.1 Name and address of the applicant.
 - 3.4.2 Lot and block number of property on which construction, alteration, or extension is proposed.
 - 3.4.3 Complete plan of the proposed disposal facility, with substantiating data, attesting to its compliance with the minimum standards of the Director of Health.
 - 3.4.4 Such further information as may be required by the Director of Health to substantiate that the proposed construction, alteration, or extension complies with regulations promulgated by the Director of Health.
- 3.5 A complete plan for the purpose of obtaining a permit to be issued by the Director of Health shall include
 - 3.5.1 The number, location, and size of all sewage-disposal facilities to be constructed, altered, or extended.

Individual Sewage Disposal Systems (Con't)

- 3.5.2 The location of water supplies, water-supply piping, existing sewage-disposal facilities, buildings or dwellings, and adjacent lot lines.
- 3.5.3 Plans of the proposed sewage disposal facilities to be constructed,

Page 3.

altered, or extended.

- 3.5.4 Plans shall be prepared, sealed and signed by a **Professional Engineer licensed in** the State of Connecticut if in the opinion of the Director of Health the size or complexity of the proposed facility warrants.
 - 3.5.5 The Director of Health may at his discretion submit any plan for a proposed sewage-disposal facility to the Town Engineer for review and comment.
- 3.6 Any person whose application for a permit under this ordinance has been denied may request and shall be granted a hearing on the matter before the Director of Health within 30 days after receipt of the request.
 - 3.7 The fee which shall accompany the application shall be **\$15.00 plus** for each 100 gallons over a 1,000 gallon capacity.

Section IV - Inspections

- 4.1 The Director of Health is hereby authorized and directed to make such inspections as are necessary to determine satisfactory compliance with this ordinance and **regulations promulgated hereunder.**
- 4.2 It shall be the duty of the owner or occupant of a property to give the Director of Health free access to the property at reasonable times for the purpose of making such inspections as are necessary to determine compliance with the requirements of this ordinance and regulations promulgated hereunder.

Section V - Penalties

- 5.1 Any person who violates any provision of this ordinance, or any provision of any regulation adopted by the

Individual Sewage Disposal Systems (Con't)

Director of Health pursuant to authority granted by this ordinance, shall upon conviction, be punished by a fine of not more than \$25.00, and each day's failure to comply shall constitute a separate violation.

Page 4.

Section VI - Conflict of Ordinances, Effect on Partial Invalidity

- 6.1 In any case where a provision of this ordinance is found to be in conflict with a provision of any zoning, building, fire, safety, or health ordinance or code of this Town of Clinton existing on the effective date of this ordinance, the provision which, in the Judgment of the Director of Health, establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail. In any case where a provision of this ordinance is found to be in conflict with a provision of any other ordinance or code of the Town of Clinton existing on the affective date of this ordinance which establishes a lower standard for the promotion and protection of the health and safety of the people, the provisions of this ordinance shall be deemed to prevail, and such other ordinance or codes are hereby declared to be repealed to the extent that they may be found in conflict with this ordinance.
- 6.2 If any section, subsection, paragraphs, sentence, clause, or phrase of this ordinance should be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance, which shall remain in full force and effect; and, to this end, the provisions of this ordinance are hereby declared to be severable.

Section VII - Effective Date

- 7.1 This ordinance shall become effective fifteen (15) days **after publication in the manner prescribed by law; and** upon its becoming effective, the Sanitary and Sewerage Ordinances enacted by the Clinton Town Meetings of April 10, 1963 and January 23, 1957 are repealed and of no further force and effect.

Page 5.

Individual Sewage Disposal Systems (Con•t)

REGULATIONS ESTABLISHING MINIMUM STANDARDS GOVERNING THE DESIGN, CONSTRUCTION, INSTALLATION, AND OPERATION OF INDIVIDUAL SEWAGE DISPOSAL SYSTEMS AND THE REPLACEMENT OF SAME.

- 1.1 The Public Health Code of the State of **Connecticut** is a part of this Regulation.
- 1.2 Except for regulations specifically mentioned herein, the Public Health Code of the State of Connecticut shall apply.
- 2.1 Location of System.

2.1.1 The sewage disposal system shall be located on the same lot as the building served. No system shall be laid out in areas where high ground water, surface flooding or ledge rock will interfere with its effective operation. The bottom of any leaching area or cesspool shall be at least eighteen inches above maximum ground water level. The following minimum separating distances between any part of the sewage disposal system and the items listed shall be provided.

Well or spring or domestic water suction pipe. Greater separating distance may be required for wells with higher rates of pumpage than for residential use	100 feet
Human habitation other than building served	50 feet
Building served	15 feet
Tributary to a water supply or ground or surface water drain tributary to water supply reservoir	75 feet
Any other stream, pond, lake, or tidal water; storm drain, cellar drain, sub- soil drain which discharges into a stream, culve rt, lake,	

Page 1-R

tidal water or onto the surface of the ground unless such drain is cast iron pipe with leaded joints or equal	25 feet
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Individual Sewa Disposal Systems (Con it)

Top of embankment	minimum	15 feet *
Property line		15 feet
Water pressure line		10 feet **

Director of Health may increase this distance depending on the height of embankment

No water service line shall cross any portion of a seepage system.

2.2 Septic tanks; Construction; Capacities.

2.2.1 A septic tank shall be provided for water carriage sewage disposal where no public sewer is available. Such septic tank shall be constructed with water tight walls and bottom, with inlet baffled or submerged for a depth of twelve to eighteen inches and outlet baffled or submerged to a depth of at least eighteen inches below the surface of liquid in the tank but not more than half the liquid depth. Baffles shall extend six inches above the liquid level. The outlet invert shall be three inches lower than the inlet invert. ;With a two-compartment tank there shall be adequate connections at mid-depth, and two-thirds or more of the required capacity shall be in the first compartment. septic tank shall have a removable cover, or manhole, so as to provide access to the tank for purposes of inspection and cleaning. At least two manholes shall be provided for a tank more than ten feet long and at least one manhole per compartment. If a manhole is not located over the inlet, an inspection opening shall be provided at that point. No septic tank shall have a liquid capacity of less than nine hundred gallons below the outlet invert. The mini-

Page 2-R

imum liquid depth of septic tanks shall be 3'0" and the maximum liquid depth of septic tanks shall be 7'6". The liquid depth shall be measured from the outlet invert to the inside bottom of the tank. There shall be a minimum of nine inches between the liquid level and the underside of the tank cover.

2.2.2 The minimum liquid capacities are as follows:
 (1) Two bedrooms, nine hundred gallons;

Individual Sewage Disposal Systems (Con't)

- (2) Three bedrooms, one thousand gallons;
- (3) Four bedrooms, one thousand **two hundred** and fifty gallons;
- (4) Larger sizes, add two hundred fifty gallons per bedroom.

Where additional capacity is needed, two tanks may be used in series for one installation. No more than two tanks shall be installed in series but larger tanks shall be used to make up the required capacity.

- 2.2.3 The structural design of the septic tank shall be in accordance with good engineering principles, capable of withstanding the loads and pressures to be applied.
- 2.3 The sewage disposal system shall be located so as to allow an amount of space on the lot equal in size to the system to be installed, which space shall be held in reserve for the installation of a complete new system if such installation shall become necessary.
- 3.1 Systems serving multiple dwelling **units**.
 - 3.1.1 Each building of a multiple dwelling complex shall be served by a separate sewage disposal system, but in no case shall one system serve more than eight units of three bedrooms maximum capacity per **unit**. Buildings having in excess of eight units shall be provided **with additional individual** systems. Required capacities shall be figured

Page 3-R

at the rate of 1,000 gallons per unit for the septic tank size. The square feet of effective seepage area required shall be on the basis of the number of bedrooms per unit, but units having less than **two bedrooms** shall be counted as though having two bedrooms.

- 3.1.2 Sewage disposal systems serving multiple dwelling units shall be located so as to allow an amount of space on the land equal in size to the systems to be installed, which space shall be held in reserve for the installation of complete new systems if such installation shall become necessary.

Page 4-R

Special Town Meeting - February 9, 1967.

TM - v. 7, p. 116.

HARBOR COMMISSION

RESOLVED: That the following ordinance be and is hereby enacted:

Ordinance Establishing a Harbor Commission

There is hereby established a Harbor Commission for the Town of Clinton consisting of seven (7) electors of the Town who shall serve without compensation and not more than four (4) of whom shall be members of the same political party.

The Board of Selectmen shall appoint, initially, three (3) members of the Harbor Commission to serve until January 2, 1970 and four (4) members to serve until January 2, 1972. Biennially thereafter, beginning January 2, 1970, the Board of Selectmen shall appoint to four (4) year terms, running from January 2 of the even-numbered years the same number of members as the number of members whose terms expire. The Board of Selectmen shall fill all vacancies occurring in the membership.

In January of each even-numbered year, the Commission shall elect a Chairman, a Secretary and such other officers and **committees as it may desire, from its membership, and may, from time to time, adopt such rules to govern its operations as it may desire.**

The Commission shall promote, develop and supervise the use of the navigable waters of the Town and the mooring, docking, landing and other facilities appurtenant to navigation, to the extent of the Town's authority therein; and shall **perform such other duties, within** its scope, as may from time to time, be delegated to it by the Board of Selectmen or the Town Meeting. The Commission shall adopt and enforce such rules and fees for the use of the aforesaid facilities as it deems feasible; **Violation of** any valid order or regulation of **the Commission** shall be punishable by a fine not exceeding twenty-five (25) dollars.

The Commission shall annually submit to the Board of Finance, not later than one (1) month prior to the annual Town budget meeting or at such other time as the Board of Finance shall direct, an itemized statement of the estimated revenues and expenses of its operations for the ensuing year; may expend **for its purposes such funds** as the Town may appropriate therefor; and shall submit a report of its activities for inclusion in each printed Annual Town Report.

Special Town Meeting - May 4, 1967.

TM - v . 7, p. 134.

CONSERVATION COMMISSION

RESOLVED: That, pursuant to Section 7-131A of the General Statutes, the Town of Clinton hereby establishes a Conservation Commission for the development and conservation of natural resources, including water resources, within the territorial limits of the Town. Said Commission shall consist of seven (7) members who shall be electors and taxpayers of said Town, holding no salaried municipal office, and who shall serve without compensation, except that such members shall be reimbursed for their necessary expenses incurred in the performance of their official duties. Not more than four (4) of such members shall be members of the same political party;

In accordance with statutory requirements the First Selectman initially shall appoint the seven (7) members to serve on said Commission for the following terms of office:

Three (3) members to serve until December 31, 1969

Four (4) members to serve until December 31, 1971

Thereafter, within sixty (60) days following each biennial town election, beginning with the election of 1969, the First Selectman shall alternately appoint three (3) and four (4) members to serve for four (4) years from the 1st day of January next following their appointments.

The Commission shall have the duties and powers provided it by law.

Special Town Meeting - June 14, 1967.

TM - v. 7, p. 143.

BOARD OF EDUCATION

RESOLVED: That the number of members of the Board of Education of the Town of Clinton is hereby made seven members, as authorized by Section 9-205 of the General Statutes, Revision of 1958.

Special Town Meeting - June 21, 1967.

TM - v. 7, p. 147.

Note:

At the time of the adoption of the foregoing resolution and since October 5, 1936, the Board of Education consisted of five **members, as authorized by the Special Town Meeting** held July 15, 1936 (TM - v. 4, p. 166). For **many years** prior to October 5, 1936, the Board of Education and antecedent School Committees and School Visitors had consisted of twelve members.

UNIFORM FISCAL YEAR

- RESOLVED:
1. That the Town of Clinton hereby agrees to comply with the provisions of Chapter 110 of the General Statutes.
 2. That the next ensuing fiscal year of the Town shall begin on July 1st, 1968.
 3. That the general property tax levy for **the fiscal year beginning** July 1, 1968 and for each succeeding fiscal year, shall be payable in two equal **installments, the first** such installment becoming due on January 2nd, of each **fiscal year; except that, whenever the entire tax due on any assessment** list shall not exceed Fifty (50) Dollars, said entire tax shall become due on July 1st of the fiscal year for which it is levied.

Special Town Meeting - June 27, 1967.

TM - v. 7, p. 154.

CLINTON PUBLIC HEALTH NURSING SERVICE

RESOLVED: That the following Ordinance is hereby enacted:

1. "The Clinton Public Health Nursing Service" is hereby established, as an agency of the Town of Clinton, to perform the functions of, and as successor to, "The Clinton Public Health Nursing Association".
2. Immediately following the effective date of this ordinance, an advisory committee, consisting of the Board of Selectmen, the Clinton Director of Health and the Clinton Superintendent of Schools shall appoint a board of nine (9) directors of "The Clinton Public Health Nursing Service".
3. For the organization and management of said Nursing Service, said board of directors shall adopt by-laws, rules, regulations and policies, shall arrange for the election and appointment of officers, committees and agents, and shall arrange for the employment of all necessary personnel.
4. The said Nursing Service shall succeed to all assets and liabilities of "The Clinton Public Health Nursing Association" **including Town appropriations for the purpose.**
5. This ordinance shall become effective, with the concurring vote of "The Clinton Public Health Nursing Association", and fifteen (15) days after publication in accordance with statutory provisions.

Annual Town Meeting - October 2, 1967.

TM - v. 7, p. 175.

PLANNING AND ZONING COMMISSION

RESOLVED: That **the following ordinance** is hereby enacted:

1. The Town of **Clinton** hereby **designates its Planning Commission as its Planning and Zoning Commission.**
2. **Said Planning and Zoning Commission shall consist of the currently serving five members of the Planning Commission, and four additional members to be appointed by the Board of Selectmen, two of which shall serve until the next regular town election of 1969, one of which shall serve until the regular town election of 1971, and the remaining one of which shall serve until the regular town election of 1973.**
3. At each regular town election, beginning in 1969, three members shall be elected **to serve for a term of six years.**
4. Any vacancy in the membership of the Planning and Zoning Commission shall be filled by the Board of Selectmen for the unexpired portion of the term of the membership vacated.

Special Town Meeting - December 27, 1967.

TM - v. 7, p. 191.

TO

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NOTE: For INDEX to ORIG See Pages 82-88.

PLEASE NOTE: Page 108 is in the back, comprising indexes to Supplement Number One.

Index has been replaced to immediately in front of this page where it was in the original text.

TOWN
OF
CLINTON
CONNECTICUT

SPECIAL ACTS AND ORDINANCES

SUPPLEMENT NUMBER TWO

March 1, 1968 - March 1, 1970

NOTES

The material in this supplement, within each of the two main categories, that is (1) Special Acts and (2) Ordinances, is arranged chronologically as to dates of adoption.

The text of the Charter which was adopted at the Biennial Town Election held on November 1969, begins on page 136.

An index to this supplement may be found on pages 159 and 160.

The index to the original compilation (1663 - **January 2, 1965**) is to be found on pages 82-88; the index to supplement number one (January 2, 1965 - March 1, 1968) is on page 108.

Abbreviation: (Ch) - Charter
For other abbreviations, see page 2.

[House Bill No. 3664.]

[97.]

AN ACT AUTHORIZING THE TOWN OF CLINTON TO ADOPT PENSION PLANS AND VALIDATING EXISTING PLANS.

The town of Clinton, acting by vote of its board of selectmen, may, from time to time, establish, amend and modify pension and retirement systems for any or all employees of the town, provided that such action shall not impair, abridge or abrogate any rights vested in any such employee under any pension or retirement system established prior to the effective date of this act, without the consent of such employee. The action of the board of education of the town of Clinton in establishing, on November 10, 1965, the "Pension Plan--Custodial Staff of Clinton School System," and the action of the Clinton town meeting of December 13, 1966 in establishing "The Clinton Police Pension Plan" and the retirement pension for the chief of police, are hereby authorized, ratified and validated.

Approved May 26, 1967,

General Assembly - January, 1967.

Special Acts, 1967 -- pp. 100-101.

GARBAGE - RUBBISH - WASTE MATERIAL

GARBAGE COLLECTION

GROVE BEACH - CLINTON BEACH - BEACH PARK AND HARBOR VIEW AREA

Rules and Regulations

All **owners and landlords shall furnish metal containers with close-fitting covers, of about ten gallons' capacity, - covers to be kept on at all times.**

No liquid matter shall be put in said containers, and only such animal and vegetable matter as is usually termed "garbage" shall be placed therein. No brush, **grass or trimmings should** be put out for collection.

Note especially that no rubbish such as broken glass or crockery, wood, bottles, tin cans, or any matter of like nature shall be placed in these containers! but cans, bottles, and PAPER will be collected when PROPERLY BUNDLED

All material to be collected must be left adjacent to highway before **5** A.M.

These conditions will be subject to the inspection of the Selectmen or Town Health Officer.

Collection Days:-

JUNE and SEPTEMBER: Monday - Wednesday - Saturday.

JULY and AUGUST; Monday - Wednesday - Friday - Saturday.

Board of Selectmen - Voted: April 1968.

TM - v. 7, p. 210.

HIGHWAYS

REGULATIONS, SPECIFICATIONS, AND PROCEDURES FOR THE ACCEPTANCE OF ROADS

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Page 1.

ARTICLE I - GENERAL PROCEDURES

Sec. 1.1 ADMINISTRATIVE AGENT

The First Selectman shall be the Administrative Agent of the Board of Selectmen to receive maps as noted herein and to make inspections of private roads, sewers, drains, sidewalks or other improvements as may be required to assure compliance with these regulations and to carry out such other duties as may be required of him by **these regulations or the** Board of Selectmen.

Sec. 1.2 PETITION

Before a road may be submitted at a town **meeting for acceptance as a town road** a petition must be filed **with the Board of Selectmen** on forms prescribed by the Board. requesting its acceptance. Copies of the petition shall be filed with the Planning Commission and the First Selectman.

Sec. 1.3 TITLE CERTIFICATE

The petitioner shall furnish the First Selectman at the petitioner's expense a title certificate of any interest in property to be conveyed or grantees to the Town.

Sec. 1.4 RECOMMENDATIONS. ACCEPTANCE AND BONDING

Upon completion of a road and compliance with these regulations the First Selectman shall recommend the road to the Board of

Highways (Cont)

Selectmen for acceptance as a Town road. The Board of **Selectmen shall in turn present the road** to the legislative body of the town for acceptance by the Town of Clinton with its comments within 30 days. At least 10 days before the question of accepting any road is to be decided by the legislative body of the town the First Selectman or Town Engineer shall submit in writing to the Board of Selectmen

Page 2.

a report indicating compliance with each article of this regulation. All existing Town roads shall be kept in passable condition at all times and damage done to all roads shall be repaired by the developer at his expense.

No approval of a road plan will be given by the Board of **Selectmen** until the construction of **all street improvements, drainage structures, water** mains, sewers and utilities as required by such plan have been completed in accordance with the approved plans and profiles. Such completion shall not be required prior to the approval of the Board of Selectmen provided that a detailed estimate of the cost of such streets, drainage structures or utilities installation is submitted with the final map and provided that

- a. The applicant shall execute an agreement and file a bond with the Town of Clinton to guarantee completion of the work within one year. The bond shall be in a form and amount and with a surety acceptable to the Town of Clinton and shall be a surety bond **executed by a surety company** licensed to sign surety bonds in the State of Connecticut. An extension of time for the completion of work may be granted by the Board of **Selectmen** for a maximum of up to one additional year, if in the opinion of the Board. of Selectmen, such extension is warranted;

or

- b. In lieu of a surety bond there is deposited with the Treasurer of **the** Town of Clinton cash in an amount sufficient in the opinion of the Board of Selectmen to guarantee the completion of the work as outlined in 1.4.a;

Page 3.

or

- e. In the case of water mains, electric lines or other utilities to be installed by a public utility corporation or

Highways (C on't)

municipal department that the work will be done within a reasonable time and at no expense to the Town of Clinton.

ARTICLE II - ENGINEERING AND SURVEYING PLANS AND PROCEDURES

Sec. 1.1 PROFESSIONAL ASSISTANCE

The applicant shall employ the proper professional assistance for the design and layout of roads and appurtenant items in the Town of Clinton as outlined herein.

The design of roads, both horizontal and vertical alignment, drainage systems including the design and location of structures and pipe, sanitary sewer systems sewage disposal systems and water supply and distribution shall be sealed by a Connecticut Licensed Professional Engineer. The Land Surveyor's Seal or Architect's Seal will not be acceptable.

Construction staking, described elsewhere herein, shall be performed by a Connecticut Licensed Engineer or Surveyor providing that the boundaries within which the construction is to take place have been established by a Connecticut Licensed Surveyor.

Page 4.

Sec. 1.2 PLANS

In addition to the maps and plans required by the Planning in the Subdivision Regulations four (4) paper prints- of the proposed road plans shall be submitted to the Board of Selectmen for approval. The scale of the plan shall be 1" =

The scale of the profile shall be adapted to standard Plan Profile paper. The size of sheets *shall not exceed* 24" x 36".

The information required on the plan and/or profile is as follows

- (a.) Location of Bench Marks, all dimensions, all angles, all bearings: the central angle, tangent distance, length and radius of all horizontal curves; street names, proposed monuments and stations of all P. C.'s and P. T.'s and alignment changes pertaining to the layout of the road.
- (b.) Existing and nronosed grade and profile, gradients, the stations of all P V C ' s, and P V I's and P V T's; the exact location of the road pavement, catch basins, man holes, pipes, culverts and drainage easements.

Highways

Sec. 1.3 MONUMENTS

Monuments shall be of stone or reinforced concrete 30" in length and 4" square at the top and shall contain a cross or other measuring point in the top center. Monuments shall be set 28" in the ground after all grading has been completed. If ledge is encountered a brass plug 1/2" x 3" shall be set in the ledge and secured with a Portland Cement mortar. Monuments shall be set at the beginnings and ends of all curves and roundings and all changes in alignment. Additional monuments shall be installed

Page 5.

in sufficient number so that at no point will the distance between monuments on the same **side of the road exceed 500 feet.**

Prior to consideration for acceptance by the Town the developer shall have installed all the monuments shown on the plan to be filed. The developer shall submit certification from a Connecticut Licensed Surveyor that the monuments shown on the plan have been set in accordance with the dimensions, bearings, angles and other information shown on said plan.

Sec. 1.4 CONSTRUCTION SURVEY

The center line of the road shall be located in the center of the Right of Way and shall be run in the field and suitable construction ties established to all control points.

Stations shall be established at 50 foot intervals and all P. C.'s and P. T.'s. The beginning of this line shall be designated as Station 0 + 0. A construction stake shall be placed perpendicular or radial in the case of curves, at each station on both sides of the road and clear of all construction. The construction stake shall be marked with the station, offset to center line and cut or fill to profile grade as measured from the top of the stake. A stake sheet showing the stations, profile grade, stake offsets and grades, and cuts or fills shall be prepared and presented to the Town Engineer or First Selectman before construction starts. Permanent Bench Marks shall be established and recorded with the Town Engineer or First Selectman throughout the length of the project at 1,000 foot intervals. The datum for Bench Marks shall be U. S. G. S. datum. An assumed datum may be used only with the permission in writing; from the Town Engineer or First Selectman. Changes in horizontal or

vertical alignment of the road after approval of the plans will not be allowed unless permission in writing is given by the Town Engineer or First Selectman. Grades stakes shall be protected and **preserved until** the road is accepted by the Town.

ARTICLE III - DESIGN CRITERIA

Sec. 1.1 GRADIENT

The maximum allowable gradient for roads shall be 8% and the minimum allowable gradient shall be 1.0%.

Sec. 1.2 VERTICAL CURVES

Changes in street grade shall be connected by vertical curves. The minimum length of a vertical curve shall be 15 times the algebraic difference in the rates of the tangent grades.

Sec. 1.3 HORIZONTAL CURVES

The minimum radius for horizontal curves shall be 250 feet at the center line.

Sec. 1.4 ALIGNMENT

Clear visibility as measured along the center line of roadway shall be at all points 200 feet. Intersecting streets shall be situated in such a manner so as to provide a sight distance of 200 feet as shown in the typical sections. Careful attention shall be given to streets intersecting on or near a vertical curve and at points **of unusual topography** to insure a sight distance of 200 feet.

Sec. 1.5 TANGENT DISTANCE

There shall be a tangent distance of at least 200 feet provided between reversed curves.

Sec. 1.6 STREET INTERSECTIONS

The maximum angle of street intersections shall be 30% off square as shown in the drawings attached hereto. Where it is necessary for an angle to be greater than 30% special permission will be required from the Board of Selectmen. Permission will be granted only after the approval of a design submitted by the developer, which design shall encompass the necessary safety features required in an intersection of this type, including dividing

Highways (Con't)

island or rotaries or **other such installations** as may be required by the Board of Selectmen. **Roundings at street intersections and cul-de-sacs shall be as indicated on the attached drawings.**

see. 1.7 DEAD END STREETS

Dead end streets shall terminate in a cul-de-sac with a minimum radius of 50 feet at the right of way line. Larger radii may be required for the reasons outlined in ARTICLE IV, Sec, 1.1. The paved portion of **the cul-de-sac shall be as outlined in the attached drawings.** Dead end streets shall not exceed **1,000 feet in extreme length with the following exceptions**

(a.) Where in **the opinion** of the **Selectmen the street is** likely to be extended in the future to another outlet

or

(b.) Where intermediate rotaries or other devices are incorporated in the design to relieve traffic congestion, said rotaries and devices to be as approved by **the First Selectman and Town Engineer**

Sec. 1.8 DRAINAGE

Sec. 1.8.1 Design Storm (return frequency)

Page 8.

Residential drainage systems shall incorporate pipe design on the basis of a 10-year storm. Major ditches and channels shall be designed on the basis of a 25-year storm and encroachment lines on **existing** streams shall be based_ on a 50-year flood where culverts are installed to handle the stream for a road crossing the stream.

Sec. 1.8.2 Runoff Factors

Roofs and Pavements	0.9
Business Areas	0.5
Residential Areas	0.3
Rural Areas	0.15
Parks	0.10

Sec. 1.8.3 Design Methods

The rational method is to be used where Q C IA.

Highways

Sec. 1.8.4 Storm Sewer Design

The minimum size of storm sewers shall be 15" in diameter. Co-efficients used in design for reinforced concrete pipe shall be $N = 0.015$ and for asphalt coated corrugated metal pipe $N = 0.021$. The minimum slopes of pipes shall be 0.5% Pipe size and slope shall be such that the head on the invert will not exceed 1.5 diameters at design storm.

Sec. 1.8.5 Spacing, of Catch Basins

In general catch basins should be so spaced so that no one catch basin will have an excess of 5 cubic feet per second of water being collected by it. Generally, the distance involved will be approximately 350 feet; however, there will be some variation permitted in this criteria as long as the 5 cubic feet per second is not exceeded. Catch

Page 9.

basin depths shall be sufficient to prevent overtopping at design storm. Due consideration shall be given the head on the invert when establishing the catch basin depth.

Sec. 1.8.6 Rainfall Intensity

To ascertain the rainfall intensity it is recommended that the chart "Rainfall Intensity - Duration Frequency Curves", published by the United States Weather Bureau, be used.

Sec. 1.8.7 Overland Flow Time

Any method in current use for the computation of overland flow time will be acceptable; however, the use of inlet times in excess of 30 minutes is not recommended.

Sec. 1.8.8 Discharge of Storm Water

The discharge of all storm water shall be into an established water course. Where the discharge shall be into or through private property proper easements or discharge rights shall be secured by the applicant for the Town and shall meet with the approval of the Town's attorney.

ARTICLE IV - CONSTRUCTION STANDARDS

Sec. 1.1 RIGHT OF WAY

The total roadway right of way shall be a minimum of 50 feet.

Highways (Cont)

Existing roads heretofore used as public but not deeded to the Town may be approved by the Board of Selectmen in such widths and on such condition as in the judgment of the Board of Selectmen is deemed proper.

Widths in excess of 50 feet for the right of way shall be used where required by the Clinton Subdivision Regulations.

Widths in excess of 50 feet for the right of way may be re-

Page 10.

quired to accommodate unusual construction features such as deep cuts or fills or other appurtenant items, as well as safety considerations.

In cases where a right of way is established for future road construction and the possibility exists that other owners may hold the land adjacent to the right of way at the time of construction, the width of the right of way shall be of such width so as to accommodate all necessary road construction without encroachment on the adjoining land.

In cases where the preceding paragraph presents a hardship the **adjoining** land may be subjected to a "right to slope". The provisions and wording and manner of **showing** said "right to slope" shall meet the approval of the Board of Selectmen.

The entire area of right of way shall be cleared of trees, stumps, roots, boulders, ledge and any other unsuitable materials except that the Board of Selectmen may direct that certain existing trees be left standing.

Sec. 1.2 CROSS SECTION

The roadway cross sections shall be in accordance with the "Typical Roadway Section **made a part hereof.**

Sec. 1.3 SHOULDERS AND SLOPLS

All shoulders and slopes must be cleared. of large rocks, boulders, felled trees and brush and shall be stabilized by seeding or other manner satisfactory to the Board of Selectmen so as to prevent erosion.

Shoulders and slopes shall be constructed in accordance with the "Typical Roadway Section " made a part hereof.

Sec. 1.4 GRAVEL

Sec. 1.4.1

Gravel shall consist of sound tough durable particles of crushed or uncrushed gravel free from soft, thin, elongated or laminated pieces of vegetable or other deleterious substances. It shall be hard and durable enough to resist weathering, traffic abrasion and crushing. It shall meet the following gradation:

Square Opening Sieves

Sieve Size	2"	1-3/4"	1/4"	No. 40	No. 100
Per Cent Passing	100	95-100	60-75	25-45	10-25 3-12

Gravel shall be obtained from a source provided by the Developer. If requested, the Developer shall have gradation tests run on the gravel by a laboratory suitable to the Board of Selectmen and submit the results to the Board of Selectmen. The cost of such testing shall be borne by the Developer.

Prior to the placement of gravel the foundation for the gravel shall be shaped to the gradient shown on the "Typical Roadway Section" and rolled with a 10 ton roller to provide a suitable base for the placement of gravel. The gravel shall be placed in two 6' layers and following the placement of each layer it shall be thoroughly compacted with a 10 ton roller.

After the placement of gravel has been completed it shall be brought to the lines, grades and cross sections shown on the roadway plans and indicated in the "Typical Roadway Section". The gravel shall be compacted with a 10 ton roller. Soft or yielding material shall be removed,

backfilled with suitable material and compacted. If areas become impervious due to a concentration of fine material such areas shall be scarified and recompactd. Prior to oiling the Developer shall notify the Board of Selectmen and the First Selectman and Town Engineer shall inspect the gravel subgrade. The Developer shall be notified of the results of the inspection and shall perform whatever is required to make the subgrade acceptable prior to the placement of the surface.

Sec. 1.5 SURFACE

The surface shall be constructed of Hot Asphalt Concrete

Highways (C)

(Bituminous Concrete-Surface Course Grading 1). The materials and construction methods shall be as outlined in Connecticut State Highway Department Standard Specifications, Form 809, Section 4.03.

After surfacing, machine-formed Bituminous Concrete Curbing shall be laid on the finished road surface with a distance of 30 feet between faces of opposite curbing. Distances greater than 30 feet between curbing; shall be used where required by the Clinton Subdivision Regulations. The area in back of the curbing shall be loamed to a depth of four inches as shown on the drawings.

Sec. 1.6 BITUMINOUS CONCRETE LIP CURB

Lip curbing shall be machine made 6" in height in a shape approved by the Board of Selectmen. Materials shall conform to requirements for Hot Asphalt Concrete or Dense Grade Bituminous Concrete, Form 809, State Highway Specifications. Material shall be placed behind the lip **curbing in accordance** with the "Typical Roadway Section".

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Sec. 1.7 GUIDE RAILING, ANCHORAGES AND SINGLE POSTS

Guide railing shall be placed on fills of six feet or over and at such other locations deemed necessary by the Town Engineer or First Selectman. The specifications governing the materials and construction methods shall be as outlined in the Connecticut State Highway Department Specifications for two cable guide railing, anchorages and single posts.

If another type of railing is desired by the applicant he shall submit the design and specifications governing the materials and construction methods to the Town Engineer for review. The Town Engineer will make his recommendation to the Board of Selectmen, who, in turn, will either approve or disapprove of the requested installation.

Sec. 1.8 PIPE

Sec. 1.8.1 Asphalt Coated Corrugated Metal Pipe

In general this pipe shall **be used where culvert gradients in excess** of 10% are involved. When used this item shall conform to Connecticut State Highway Department Specifications, Form 809, Sec. M.08.01-2. Wherever this pipe is used it shall be 16 gauge and have a paved invert.

Highways (Con't)

Sec. 1,8.2 Reinforced Concrete Pipe

The material for this item shall conform to the Connecticut State Highway Department Specifications Form 809, Section M.08.01-6. Wherever this pipe is used it shall be Class IV reinforced concrete pipe.

Sec. 1.9 CATCH BASINS, MANHOLES DROP INLETS, ENDWALLS

The design, materials, and construction methods that apply

Page 1b..

to this section are as outlined by the Connecticut State Highway Department Specifications, Form 809, and Connecticut State Highway Department Standard Sheets.

In instances where the applicant is desirous of employing the design and materials of different types of catch basins, manholes, drop inlets or endwalls the procedure outlined in ARTICLE IV, Section 1.7, shall apply.

Sec. 1.10 CULVERTS AND BRIDGES

Culverts and bridges shall be designed and constructed where required in accordance with good engineering practice and as accepted by the Town Engineer or First Selectman.

Sec. 1.11 DRAINAGE CONSTRUCTION METHODS

Prior to laying pipe the trench shall be excavated to the required depth, the bottom of which shall be graded to afford a uniformly firm bearing; for the pipe throughout its length. Where rock is encountered it shall be excavated to not less than 6" below the bottom of the trench and this depth shall be refilled with gravel fill of a quality suitable to the Town Engineer or First Selectman and thoroughly tamped and shaped.

Where the nature of the foundation material is poor it shall be removed and backfilled with gravel as aforementioned.

All pipe shall be carefully laid, true to the lines and grades given, hubs up and with the spigot ends fully entered into adjacent hubs. Joints in concrete pipe shall be caulked and filled with a Portland Cement mortar. The joints in concrete pipe shall be thoroughly wetted before making the mortar joint. Asphalt Coated Corrugated Metal Pipe shall be carefully joined and

Highways (C on' t)

first y clamped by approved connecting bands which

Page 15.

shall be properly bolted in place before any backfill is placed.

Sec. 1.12 DRAINAGE INSPECTION

No pipe or structure trench shall be backfilled until inspected and approved by the Town Engineer or First Selectman.

All pipes and structures shall be thoroughly cleaned before acceptance by the Town.

ARTICLE V - ACCESS T O T OWN ROADS

Sec. 1.1 PUBLIC ACCESS

All of the preceding ARTICLES shall apply to a proposed access to an existing; Town road when said access is to be offered as a Town road. In addition, the following procedures will be required:

- (a.) Prior to constructing the access the Owner shall submit an "Application for a Permit to Construct an Access to a Town Road" to the Board of Selectmen.
- (b.) The application for a permit shall be accompanied by
 - (1.) engineering plans showing the point of access relative to existing roads within a 1,000 foot radius at a scale of 1" = 200'; and
 - (2.) engineering plans showing in detail the horizontal and vertical relationship of the proposed access to the Town road at a scale of 1" = 40'. Said 1" = 40' plans shall show such topographic features within a radius of 200 feet of the point of access as may be required by the First Selectman and Town Engineer for the purpose of making a decision regarding the design, construction, drainage and safety of the installation.

Page 16.

- (c.) Prior to issuing an "Access Permit "bonding" will be required as outlined in ARTICLE I, Sec. 1.4 elsewhere herein.

Highways (Cont)

- (d.) Typical Sections showing access roads and drives are attached hereto for the purpose of assisting the engineer to formulate acceptable plans.

Sec. 1.2 PRIVATE ACCESS

Proposed access to a Town road where said access is not to be offered as a Town road and where said access is not to perform the function of a Town road but is to serve as a connection between a Town road and residential, commercial or industrial property, shall be considered as a Private Access, except that if in the opinion of the Board of Selectmen the access will handle traffic in amounts equal to or greater than a Town road, then the access shall be considered a Public Access. The following procedures will be required for a Private Access

- (a.) Prior to constructing the access the Owner shall submit an "Application for a Permit to Construct an Access to a Town Road".
- (b.) The application for a permit shall be accompanied by a sketch showing the point of access with sufficient data to enable the location of the access on the ground. Said sketch shall show the length and width of the access and the type of pavement to be installed.

The proposed installation shall be reviewed and the Owner will be advised as to the necessary design, construction, drainage and safety features to be incorporated in the access at its intersection with the Town

Page 17.

road. Sight distances at the intersection shall be as outlined in ARTICLE, III, Sec. 1.4.

- (d.) Typical Sections
Typical Sections showing; access roads and drives are attached hereto illustrating; some of the acceptable arrangements.

ARTICLE VI - MAINTENANCE OF ROADWAY AND APPURTENANT ITEMS

The Town of Clinton shall have the sole right to maintain the complete roadway and all its facilities within the right of way lines and within any access of easement deeded to it, including the erection or removal of any fence, sign, drainage

Highways (Con't)

structure or facility, mailbox or any other item; or the planting, pruning or removal of any tree, bush or other vegetation. Any person wishing to erect, plant or remove or in any way change the aforementioned items shall do so only with the permission of the Board of Selectmen.

Board of Selectmen - Voted: June 4, 1968.

TM - v. 7, p. 212.

ompanying the foregoing Regulations and constituting a part of these Regulations may be found in TM - v. 7, pp. 223-A - 223-H The diagrams are not reproduced in this volume.

SHELLFISH - REGULATIONS

Pursuant to the Statutes made and provided, the following regulations have been adopted by the Shellfish Commission for shellfishing in waters under the jurisdiction of the Town of Clinton:

1. The taking of shellfish shall **be permitted between sunrise and sunset, subject to the following limitation, restriction and regulations:**
 - (a) The taking of shellfish west of a line of sight from the northeast tip of Cedar Island to the mouth of the Hammock River, and all of the Hammock and Indian Rivers, shall be prohibited from April 1st to November 1st
 - (b) The season on shellfish shall close on the **1st day** of **April**
 - (c) The limit of shellfish per -person per day shall be one-half bushel, beginning with the 1st day of November
 - (d) The taking of oysters shall be by hand or tong only, and no seeds shall be taken
 - (e) **All** culling shall be done on the grounds where taken.
2. The penalty for violation of any of these regulations shall be a fine of twenty dollars or imprisonment of not more than sixty days, or both.

Dated at Clinton, Connecticut this 14th day of June 1968.

John Battista
Arthur Lang
Donald Young

SHELLFISH COMMISSION

LOITERING

RESOLVED, That the following ordinance is hereby enacted

Section 1. Loitering Prohibited

It shall be unlawful for any person to loiter upon any public or quasi-public property.

Section 2. Definitions

- A. For the purposes of this Ordinance, the term "Loiter" shall include any of the following acts committed on public or quasi-public property within the Town of Clinton:
- (a) Obstruction of the free, unhampered passage of pedestrians or vehicles;
 - (b) Obstructing, annoying, molesting or interfering with any person lawfully upon such property;
 - (c) Refusing to move on when so requested by a police officer, or other officer having the power of arrest, provided such officer has exercised his discretion, reasonably under the circumstances, in order to preserve or promote public peace and order.
- B. Quasi-public Property shall include any enclosed or open area of any business property to which the public is invited, and any parking area adjacent thereto.

Section 3. Violation

Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding Twenty-Five (\$25.00) Dollars, or imprisoned for a period not to exceed ten (10) days, or both.

Special Town Meeting - June 26, 1968.

TM - v. 7, p. 230.

ELECTIONS

ORDINANCE DESIGNATING DATE OF MUNICIPAL ELECTIONS

RESOLVED: That the Town of Clinton hereby designates the date of the biennial municipal election to be held in 1969 as the Tuesday after the first Monday of November in that year and the date of each biennial municipal election to be held thereafter as the Tuesday after the first Monday of November in the odd-numbered years following, as provided in Section 9-161 of the General Statutes, Revision of 1958, as amended.

Annual Town Meeting - October 7, 1968.

T M - v. 7, p. 255.

UNIFORM FISCAL YEAR

ORDINANCE AUTHORIZING BOND ISSUE AND TEMPORARY BORROWING

BE IT ENACTED BY THE TOWN OF CLINTON in **Special Town Meeting Duly Assembled:**

Section 1. That the Town of Clinton issue its bonds in **the principal sum of Five Hundred Thousand Dollars (>500,000)**, pursuant to the provisions of Chapter 110 of the General Statutes of Connecticut, Revision of 1958, as amended, for the purpose of *financing* in part the period from September 1, 1967 to June 30, 1968, **which amount does not exceed the appropriations** for said period.

Section 2. Such bonds shall mature in substantially equal annual installments beginning one year from date of issue and ending not later than twenty years from date of issue, shall bear such date and rate of interest as may be determined by the Board of Selectmen; The Hartford National Bank and Trust Company of Hartford, Connecticut, is **designated as certifying** and paying agent for such bonds; Messrs. Day, Berry & Howard, of Hartford, Connecticut, are designated as the attorneys at law to render an opinion approving the legality of such issue; the Treasurer shall keep a record of such bonds.

Section 3. Such bonds shall be signed by the Selectmen, or a majority of them, and by the Treasurer of **the Town of Clinton**, or bear a facsimile of any of such signatures, under the seal of

Uniform Fiscal Year (Con't)

said town, or bear a facsimile of such seal; the Board of Selectmen is authorized to determine the form of such bonds, and, with the Treasurer, to sell such bonds at public or private sale, to deliver such bonds on behalf of the Town, and to do all other acts necessary and appropriate to complete the issue of such bonds.

Pending the issue of such bonds as hereinbefore provided, the Selectmen and Treasurer are authorized to borrow such sums as may be necessary to defray the appropriations for the period ending June 30, 1968 in anticipation of the receipt of the proceeds from the sale of funding bonds authorized at this meeting; and the Selectmen, or a majority of them, and the Treasurer are hereby authorized to determine the amount, date, maturity, interest rate, form and other details of any notes and to sell and deliver the same.

Special Town Meeting - November 26, 1968.

TM - v. 7, p. 267.

BUILDING CODE

RESOLVED, That the Town of Clinton hereby accepts and adopts the "Basic Building Code" of the State of Connecticut, issued by the State Public Works Department, as the Building Code of the Town of Clinton.

Special Town Meeting - May 6, 1969.

TM - v. 7, p. 299.

REGIONAL PLANNING

RESOLVED; That the following Ordinance is hereby enacted:

1. The Town of Clinton hereby adopts sections 8-31a to 8-37a, inclusive, of the General Statutes, Revision of 1958, as amended, relating to Regional Planning Agencies.

2. The joining of The Connecticut River Estuary Regional Planning Agency by the Town of Clinton is hereby approved, subject to the approval of an appropriation of the necessary funds by the Board of Finance and subsequent Town Meeting, if necessary.

Special Town Meeting - May 6, 1969.

TM - v. 7, p. 299.

SINKING FUND FOR NON-RECURRING CAPITAL EXPENDITURES

RESOLVED:

1. That the Board of Selectmen is hereby authorized to sell, at public sale, either or both of the f **two parcels of real estate, or portions thereof**, owned by the Town, at such times and under such conditions as said Board shall determine, provided however that no such parcel or portion shall be sold for an amount less than its valuation in the grand list of the Town at the time of sale

- a. The so called Emeline Stevens property of approximately **4.6** acres with the dwelling house thereon, together with a road approximately 23 feet wide giving access to the property from Beach Park Road.
- b. The town owned property at the intersection of **Brickyard Road** and Fairy Dell Road, containing approximately 4.18 acres.

2. That the Board of Selectmen upon conclusion of any such sales, is authorized to execute quit-claim deeds in the name of the Town, conveying the title of the real estate sold.

3. That a sinking fund for the purpose of funding future, unusual and non-recurring capital expeuditures is hereby established, and the proceeds of any sales of Town owned real estate

Sinking Fund for Non-Recurring Capital Expenditures (Con't)

made under Paragraphs 1 and 2 of this resolution, are hereby appropriated to said sinking fund.

Special Town Meeting - March 22, 1954.

- v. p. 244

TOWN PROPERTY - SALES

ORDINANCE WITH RESPECT TO PROCEEDS FROM SALES OF CERTAIN TOWN
RTIES

RESOLVED: That the proceeds from any sales, hereafter made, of property acquired by the Town at any tax sale, or acquired by the Town by a voluntary transfer to the Town by any taxpayer in any tax adjustment, such sales being held pursuant to the vote of the Annual Town Meeting of October 5, be appropriated to the capital and non-recurring expenditures sinking fund established by the Special Town Meeting of parch 22, 1954.

Annual Town Meeting - October 6, 1969.

TM - v. 7, P. 331.

FIRES

AN ORDINANCE REGULATING OUTDOOR FIRES IN THE TOWN OF CLINTON

I. DEFINITIONS

- A. Outdoor Fire: shall mean any fire in the open air, outside a closed structure, approved incinerator, or barbecue; and shall include the burning over of land, the burning of vegetation, refuse, waste, structures, vehicles and all other combustible material.
- B. Approved Incinerator: shall mean a masonry or metallic receptacle, having no opening larger than 1/4 square inch when in use for burning combustible material, located not

Fires (Con't)

nearer than 15 feet to any combustible structure or material, and not used for industrial or commercial purposes.

- C. Barbecue: shall mean masonry or metallic structures or equipment used exclusively for cooking food.
- D. Fire Marshal: shall mean the Clinton Fire Marshal or his representatives designated for any purposes of this ordinance.
- E. Permit shall mean a written permission, for an Outdoor Fire, issued by the Fire Marshal, in such form and for such period of time and under such conditions as he shall stipulate.

II. KINDLING OF FIRES

- A. No person, firm or corporation shall kindle an outdoor fire in the Town of Clinton except under all of the following conditions:
 - 1. In accordance with a valid Permit issued as herein defined.
 - 2. Such fire shall be constantly attended by a competent person with adequate fire extinguishing equipment, and adequate provision shall be made to insure that such fire shall not approach nearer than 50 feet to any combustible structure or material not authorized to be burned under the Permit.
 - 3. No such fire shall be kindled
 - a. after sunset and before sunrise except on special authorization of the Fire Marshal and
 - b. unless the Permittee has ascertained from the Clinton Communications Center that the Fire Marshal or Health Officer or Fire Chief has not prohibited such fires on the day of such fire.

III. PROHIBITION OF OUTDOOR FIRES

The Fire Marshal, Health Officer or Fire Chief may prohibit any or all outdoor fires, whether under issued permits or in approved incinerators, whenever, in his judgment weather or atmospheric or other conditions may make such fires hazardous to person or property or to public health or safety.

Fires (Con't)

IV. PENALTY FOR VIOLATION

Any person convicted of violating, or abetting the violation of, any provision of this ordinance, shall be fined not more than \$25.00.

V. VALIDITY

The invalidity of any provision of this ordinance shall not affect the validity of the remainder.

Board of Selectmen - Voted: January 6, 1970.

T M - v. 7, p. 380.

GARBAGE - RUBBISH - WASTE MATERIAL

REGULATIONS FOR THE USE AND OPERA^TION OF THE CLINTON SANITARY LAND FILL AREA EFFECTIVE JANUARY 18, 1970

1. HOURS: Monday - 11⁰⁰ a.m. to 4:30 p.m.
Tuesday, Wednesday, Thursday, Friday & Saturday -
7:30 a.m. to 3:30 p.m.
Sunday - 8:00 to 12 Noon.
CLOSED daily from Noon to 1 p.m. and
on the following Holidays:
New Year's Day - Lincoln's & Washington's Birthdays
Easter Sunday - Memorial Day - Labor Day - Columbus
Day - Thanksgiving and Christmas Days.
2. USE OF the **Land Fill** Area shall be limited to residents and industries or commercial businesses provided that said refuse is a direct result of work operations or business operations in the Town of Clinton.
3. NON-LOCAL REFUSE: No person, whether or not a resident of Clinton, may dispose of refuse material originating outside the Town of Clinton.
4. ACCEPTABLE REFUSE: Materials disposed of at the Land Fill Area shall be limited to **garbage** and normal **household rubbish collected or generated in the** Town of
5. NON-ACCEPTABLE REFUSE: Mater NOT to be accepted at the

Garbage - Rubbish - Waste Material (Con't)

Land Fill Area are to include the following:

- a. Tree trunks and stumps
- b. Brush and demolition materials
- c. Automobiles or large parts thereof, including tires
- d. Dangerous chemicals or explosives
- e. Large metal containers.

The Selectmen, or authorized agent, may prohibit the disposal of any other refuse if in their opinion the nature and quantity of such refuse is deemed to be dangerous to the public health, welfare or safety, or detrimental to the proper operation of the Land Fill Area.

6. DISPOSAL AREAS: Any person disposing of refuse shall do so at the specific locations as determined by the Land Fill Custodian. Dumping of refuse anywhere outside the boundaries of the Land Fill Area will be in violation.

SCAVENGING: Scavenging shall not be permitted.

8. BURNING: Under no circumstances shall burning of refuse be permitted at the Land Fill Area except by authorized town personnel with the permission of the Director of Health.
9. KEYS: There will be no key issued to private individuals or commercial operators.
10. VIOLATIONS: Violations of any of these regulations shall be punishable by a fine of not more than \$25.00 for each offense.

Board of Selectmen - Voted: January 13, 1970.

TM - v. 7, P. 392.

ELECTORS - BOARD FOR ADMISSION OF

RESOLVED: That the Board for Admission of Electors in the Town of Clinton shall hereafter consist of the town clerk and the registrars of voters, instead of the town clerk and selectmen as heretofore, as provided by Sec. 9-15a of the General Statutes, Revision of 1958, as amended. This **resolution shall** become effective upon its passage,

Special Town Meeting - January 20, 1970.

TM - v. 7, p. 385.

CHARTER of the TOWN OF CLINTON
Adopted - November , 1969

CHAPTER 1.

Incorporation and General Powers

Section 1-1 Incorporation

All of the inhabitants dwelling within the territorial limits of the Town of Clinton, as heretofore constituted, shall continue to be a body politic and corporate under the name of "Town of Clinton," hereinafter called "the Town," and as such shall have **perpetual succession and may hold and exercise all powers and privileges heretofore exercised by the Town and not inconsistent with the provisions of this Charter, the additional powers and privileges herein conferred, and all powers and privileges conferred upon towns under the general laws of the State of Connecticut.**

Section 1-2 Rights and Obligations

All property, both real and personal, all rights of action and rights of every description, and all securities and liens vested or inchoate in **the Town as of the effective** date of this Charter shall be continued in the Town. The Town shall continue to be liable for all debts and obligations of every kind for **which the Town** shall be liable on said date. Nothing herein shall be **construed to affect the right of the Town to collect** any assessment, charge, debt, or lien. If any contract has been entered into by the Town prior to the effective date of this Charter or any bond or undertaking has been given by or in favor of the Town which contains a provision that the same may be enforced by any commission, board, agency or officer therein named, which is abolished by the provisions of this Charter, such contracts, bonds or undertakings shall continue in full force and effect and the powers conferred and the duties imposed with reference to the same upon any such commissi. board, agency or officer shall, except as otherwise provided in this Charter, **thereafter be exercised and discharged by the Board** of Selectmen.

Section 1-3 General Grant of Powers

In addition to all powers granted to towns under the Constitution and General Statutes, the Town shall have all powers specifically granted by this Charter, and all powers fairly implied in or incident to the powers expressly granted. The Town shall also have all other powers incident to the management of the property, government and affairs of the Town, including the power to enter into contracts with the Unit States or any federal agency, the

Charter (Con't)

State of Connecticut, or any political instrumentality thereof for purposes not prohibited by law.

The enumeration of specific powers in this and any other Chapter of this Charter shall not be construed as limiting this general grant of powers but shall be considered as in addition thereto.

Section 1-4 Effect of Charter

This Charter shall be the organic law of the Town in the administration of its local affairs. Special acts and ordinances or portions thereof inconsistent with this Charter and superseded by it shall have no further force or effect after the effective date of this Charter. Other special acts affecting the Town, and all other ordinances and resolutions duly adopted and in force before the effective date of this Charter, remain in force.

CHAPTER 2.

Section 2-1 State and Federal Officers

Nominations and elections of state and federal officers, judge of probate, justices of the peace, and registrars of voters, shall be conducted as prescribed by the Connecticut General Statutes. The registrars of voters shall prepare lists of electors qualified to vote therefor in the manner prescribed in the Constitution and the general laws of the State of Connecticut.

Section 2-2 Town Officers

The election of the town officers listed in Chapter 3 of this Charter shall take place at the regular town elections on the first Tuesday after the first Monday in November of each odd numbered year.

Section 2-3 Minority Representation

Minority representation on any elective board or commission of the Town shall be determined in accordance with the provisions of Section 9-167a of the General Statutes except in the case of a five member board or commission where the maximum number of members of any such board or commission from the same political party shall be

The maximum number of any elective board or commission who may be members of the same political party shall be as specified in the following table:

Charter (Con't)

Column I	Column II
Total Membership	Maximum from one party
3	2
	3
5	3
6	4
7	5
8	5
9	6
More than 9	Two-thirds of total membership

Section 2-4 Voting Districts

There shall continue to be one voting district as existed on the effective date of this Charter, and the number of such districts shall not be increased, except by ordinance of the Board of Selectmen approved by a majority of the electors voting thereon at a regular town election.

Section 2-5 Eligibility for Office

No person shall be eligible for election to any town office who is not at the time of his election a resident elector of said town and any person ceasing to be a resident and elector of said town **shall thereupon cease to hold elective office in the Town.**

Section 2-6 Breaking a Tie

When any regular or special town election conducted pursuant to the provisions of this Charter results in a tie, and **one of the shall not have voluntarily retired from the contest, a special election shall be conducted to determine who shall be elected.** Said special election shall be held by the Board of Selectmen on the seventh day after the election which resulted in a tie and shall be confined to the tied candidates. Any voting machine, the returns from which are not subject to disagreement, may be unlocked and used in said special election. If voting machines are not available in sufficient number, paper ballots may be used in place of or in conjunction with voting machines.

CHAPTER 3

Elective Officers

Section 3-1 General Powers and Duties

Except as otherwise provided in this Charter, all elective town officers, boards **and commissions shall have** the powers and

Charter (Con't)

duties prescribed by law.

Section 3-2 Terms of Office

The terms of office of all elective officers, board and commission members (except the Town Clerk), shall commence on the second Tuesday following their election. The Town Clerk shall take office on the first Monday of January next succeeding his election. In no case shall the term of any elective town officer expire before the election and qualification of his successor.

The terms of all elective town officers, except the Town Clerk, whose terms expire in 1971, shall continue until two weeks after their successors are elected at the regular town election in November 1971. The term of office for the Town Clerk in office at the time of adoption of this **Charter shall** continue until the first Monday of January 1970.

Section 3-3 Vacancies

(a) **The Board of Selectmen shall** fill by appointment a vacancy in an elective town office within thirty days from the time that the office becomes vacant, except as otherwise provided in this Charter.

(b) A vacancy occurring on the Board of Education or the Board of Finance **shall be** filled by vote of the remaining members within thirty days from the time the office becomes vacant.

(c) In the event of absence or disability or vacancy in the office of Tax Collector or Town Treasurer, the Board of Finance shall appoint one of its members or an other qualified person to serve as Acting Tax Collector or Acting Town **Treasurer** until the Board of Selectmen has made an appointment to the office.

(d) Vacancies on the Board of Selectmen shall be filled in **the manner prescribed by General Statutes**, except **that constables shall** not vote to fill such a vacancy.

(e) When a person vacating an office shall have been elected as a member of a political party, such vacancy shall be filled by the appointment of a member of the same political party.

(f) An appointee to a vacancy in an elective office shall **serve until a successor** elected at a **special** election or at the next regular town election qualifies. A person elected at either a special or regular town election to fill an unexpired term shall serve the remainder of the term.

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Section 3-4 Board of Selectmen

At each regular town election there shall be elected a Board of Selectmen consisting of a First Selectman and two Selectmen. The candidate for First Selectman receiving the higher **number of votes for said office shall be declared elected** First Selectman. The candidates, including the unsuccessful candidate for the office of First Selectman, **receiving** the next two highest number of votes shall be declared elected Selectmen.

Section 3-5 Town Clerk, Tax Collector, Treasurer

At each regular town election there shall be elected the following officers of the Town Town Clerk, Tax Collector, and Treasurer, the latter to also serve as Agent of the Town **Deposit** Fund.

Section 3-6 Constables

At each regular town election there shall be **elected four Constables.**

Section 3-7 Board of Education

The Board of **Education shall consist** of seven members, each of whom is elected for a term of four years. The members shall serve overlapping terms. At each regular town election there shall be **elected sufficient members to succeed each member whose term shall expire.** The term of each incumbent member of the Board at the time of adoption of this Charter shall be extended until two weeks following the regular town election of the year said. term would otherwise expire.

Section 3-8 Board of Finance

The Board of Finance shall **consist of six members, each** of whom is elected for a term of six years. The members shall serve overlapping terms. At each regular town election there shall be elected sufficient members to succeed each member whose term shall expire. The term of each incumbent member of the Board at the time of adoption of this Charter shall be extended until two weeks following the regular town election of the year said terra would otherwise expire.

Section 3-9 Board of Tax Review

The Board of Tax Review shall consist of three members, each of whom is elected for a term of six years. The members shall serve overlapping terms. At each regular town election there shall be **elected one member to s ucced each member whose term** shall expire. The term of each incumberit member of the Board at the time of

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adoption of this Charter shall be extended until two weeks following the town **election** of the year said term would otherwise expire.

Section 3-10 Zoning; Board of Appeals

The Zoning Board of Appeals shall consist of five members, each of whom is elected for a term of six years. The members shall serve **overlapping** terms. At each regular town election there shall be elected sufficient members to succeed each member whose term shall expire. The term of each incumbent member of the Board at the time of adoption of this Charter shall **be extended until two weeks following** the regular town election of the year said **term would** otherwise expire.

Section 3-11 Zoning Board of Appeals Alternates

The Zoning Board of Appeals Alternates shall consist of three members, each of whom is elected for a term of six years. The members shall serve overlapping terms. At each regular town election there shall be elected one member to succeed each member whose term shall expire. The term of each incumbent member of the Panel of Alternates at the time of adoption of this Charter shall be extended until two weeks following **the regular town election of the year** said term. **would** otherwise expire.

Section 3-12 Planning and Zoning Commission

The Planning and Zoning Commission shall consist of nine members, each of whom is elected for a term of six years. The members shall serve overlapping terms. At each regular town election there shall be elected sufficient members to succeed each member whose term shall expire. The terms of each incumbent member of the Commission at the time of adoption of this Charter shall be extended until two weeks following the regular town election of the year said term would otherwise expire.

Section 3-13 Planning and Zoning Commission Alternates

The Planning and Zoning Commission Alternates shall consist of three members, each of whom is **elected** for a term of six years. The members shall serve overlapping terms. At each regular town election there shall be elected one member to succeed each member whose term shall expire. The term of each incumbent member of the Panel of Alternates at the time of adoption of this Charter **shall be extended until** two weeks following the regular town election of the year said term would otherwise expire.

Charter (Con't)

CHAPTER 4

The Town Meeting

Section 4-1 **Composition**

(a) The legislative powers of the Town shall be vested in the Town Meeting as provided by this Chapter and in the Board of Selectmen as specified in Sections 5-4 through 5-7 of this Charter.

(b) The members of the Town Meeting shall be the electors of the Town and all other persons entitled to vote at the Town Meeting by the General Statutes.

(c) The Town Meeting shall be convened as the Annual Town Meeting, the Annual Budget Meeting or Special Town Meetings. The Annual Town Meeting shall be held on the first Monday in October. The Annual Budget Meeting shall be held on the first Wednesday in May. Special Town Meetings shall be called by the Board of Selectmen only as provided by the terms of this Charter and in the manner provided by General Statutes.

Section 4-2 Procedure

All Town Meetings shall be called to order by the First Selectman or his representative. A moderator shall be elected and all business conducted in the manner provided by General Statutes, except as otherwise provided in this Charter. The Town Clerk shall serve as clerk of all Meetings. In his absence, the Meeting shall select an acting clerk.

Section ~~4-3~~ Annual Town Meeting

The Annual Town Meeting shall be for the purpose of receiving the Town Reports and shall consider such other business as the Selectmen **state in** the Call **of the** Meeting.

Section ~~4-4~~ Annual Budget Meeting

(a) The Annual Budget Meeting shall have the power to decrease any appropriation or item in an appropriation but it may not increase any appropriation or item in an appropriation or make any appropriations for a purpose not recommended by **the** Board of Finance.

(b) Should the budget voted upon in accordance with Section ~~4-4a~~ of **this Charter** fail of **adoption**, the Board of Finance shall initiate a request for another budget Town Meeting, to be held within thirty days.

Charter (Con't)

Section 4-5 Action Requiring Town Meeting

A Town Meeting shall be required for approval of any of the following

(1) After recommendation by the Board of Selectmen and approval by the Board of Finance, any resolution making an appropriation of an amount more than five thousand dollars (\$5,000) but less than ten percent (10%) of the current tax levy.

(2) After recommendation by the Board of Selectmen and approval by the Board of Finance any resolution authorizing the issuance of bonds or notes or other borrowings of an amount less than ten percent (10%) of the current tax levy.

(3) After recommendation by the Board of Selectmen and approval by the Board of Finance, any request by any Town department for a special appropriation which shall exceed the amount which the Board of Selectmen is empowered to appropriate for that department in any one fiscal year.

(4) After recommendation by the Board of Selectmen and approval by the Board of Finance, the purchase of real estate for Town purposes.

(5) After recommendation by the Board of Selectmen and approval by the Board of Finance, the sale of real estate of the Town used or reserved for Town purposes.

(6) Any proposal the Board of Selectmen deems of sufficient importance.

Section 4-6 Appropriations or Other Action Requiring Referendum

A Referendum shall be required in the following instances:

(1) After recommendation by the Board of Selectmen and approval by the Board of Finance, any resolution appropriating an amount equal to ten percent (10%) or more of the current tax levy, with the exception of the Annual Budget and any resolution authorizing the issuance of bonds, notes, or other borrowings equal to ten percent (10%) or more of the current tax levy, shall be placed on the Call of a Town Meeting.

After completion of other business and after reasonable discussion on such resolution, the moderator shall adjourn the Town Meeting to reconvene not **less** than seven nor more than fourteen days thereafter. At such adjourned session, such appropriation or authorization shall be submitted to persons qualified to vote in a

Charter (Con't)

Town Meeting for a "yes" or "no" vote on the voting machines or paper ballots as provided by the Town Clerk. The polls shall be open in accordance with Section 7-7 of the General Statutes. After the polls are closed, the moderator shall cause the vote to be counted and the appropriation or authorization shall, if approved by a majority of those voting thereon, be deemed adopted by the Town Meeting.

(2) Two hundred (200) persons qualified to vote in a Town Meeting may petition over their signatures for any item on the Call of a Town Meeting, with the exception of the Annual Budget, to be voted on in Referendum. The procedure shall be in accordance with Section 7-7 of the General Statutes.

Section 4-7 Petition for Overrule

All ordinances, except emergency ordinances, shall be subject to overrule by Referendum. All resolutions or votes of the Board of Selectmen, except those making appointments or removals or regulating exclusively the internal procedure of the Board of Selectmen, shall be subject to overrule by Referendum. The procedure required is as follows:

(1) Within thirty days after the publication of any ordinance or the making of such resolution or the taking of such vote, a petition signed by not less than two hundred (200) persons qualified to vote in a Town Meeting is filed with the Town Clerk requesting it be put to Referendum. The effective date of such ordinance, resolution, or vote shall then be suspended.

(2) The Board of Selectmen shall fix the time and place of such Referendum, which shall be not less than seven nor more than fourteen days after the filing of the petition. Notice thereof shall be given by publication in full of the ordinance, resolution, or vote, and shall indicate that a "yes" vote will be required to overrule such action.

(3) Such ordinance, resolution, or vote, shall be submitted to the persons qualified to vote in a Town Meeting for a "yes" or "no" vote on the voting machines or paper ballots as provided by the Town Clerk. The polls shall be open in accordance with Section 7-7 of the General Statutes. After the polls are closed, a moderator appointed by the registrars of voters shall cause the vote to be counted and the ordinance, resolution, or vote so referred shall take effect immediately unless a majority of those voting thereon shall have voted in favor of overruling.

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Section 4-8 Petition for Special Town Meeting

(a) Fifty (50) persons qualified to vote in a Town Meeting may at any time petition over their **signatures for the enactment** of any proposed lawful ordinance or other action by filing such petition, including the complete text of such ordinance or other proposed action, with the Town Clerk,

(b) Any such proposed ordinance or other action shall be examined by the Town Counsel before being submitted to a Special Town Meeting. The Town Counsel is authorized to correct the form of such ordinance or other action for the purpose of avoiding repetitions, illegalities and unconstitutional provisions, but not materially changing its meaning and effect.

(c) The Board of Selectmen shall call a **Special Town Meeting to be held not less** than ten nor more than thirty days from the date of such filing, unless **prior to such Meeting the** Board of Selectmen shall have taken a "yes" or "no" vote on the matter proposed in the petition.

(d) The call for such Meeting shall state the proposed ordinance or other action in full and shall provide for a "yes" or "no" vote as to its enactment.

(e) If the majority of those voting shall vote "yes" then such ordinance or other action shall take effect on the tenth day thereafter.

CHAPTER 5

The Board of Selectmen

Section 5-1 Composition

(a) There shall be a Board of Selectmen consisting of a First Selectman and two Selectmen, all elected as **in this** Charter provided.

(b) No member of the Board of Selectmen, during his term of office, shall hold or be appointed to any other office or employment in the government of **the** Town of Clinton, except as hereinafter provided.

Section 5-2 Meetings and Conduct of Meetings

(a) At the first meeting following its election, the Board of Selectmen shall designate a selectman to assume the duties of **the** First Selectman in the event of **the absence or disability** of the

Charter (Con

First Selectman. The First Selectman, when present, **shall** preside **over** the meeting of the Board of **Selectmen and shall have full voting power at such meeting.**

(b) At its first meeting following its election, the Board of Selectmen shall fix the schedule of its regular meeting dates and times. Such schedule shall be **set by vote of the entire** Board. The Board shall meet once a week and at least one meeting a month **shall be** held during the evening hours.

(c) All action of the Board of Selectmen shall require two affirmative votes.

(d) Minutes of each meeting **shall** be taken and shall include the attendance of each member and the vote of each member on **all items of business before the meeting.**

Section 5-3 Duties and Responsibilities

(a) The **Board** of **Selectmen** shall **direct and supervise the affairs of the Town** and be responsible for coordinating the activities of the officers, boards, commissions and other agencies of the Town.

(b) **The Board of Selectmen shall** issue such rules and regulations as **are necessary** for the **conduct of the affairs** of the officers, boards, commissions, and other agencies of the Town.

(c) **The Board of Selectmen shall hold joint meetings at least twice a year with one or more members of all boards, commissions and agencies to coordinate the planning and action of such boards, commissions and agencies.**

General 5-4 General Powers

The **Board of Selectmen shall** have such other powers and **duties as are provided for boards of selectmen by the General Statutes and this Charter**, and may exercise any of the powers conferred on towns by Section 7-194 of the **General Statutes to the extent** that such powers **are not otherwise granted or** limited by this Charter.

Section 5-5 Power to Enact Ordinances

(a) **The Board of Selectmen shall** have the legislative power to enact ordinances consistent with the General Statutes and this Charter on any matter which the General Statutes or this Charter direct to be legislated **by** ordinance, and in **general** for the **preservation of the good** order, health, welfare and safety of the Town and inhabitants. Enact, or enactment, as used in this Chapter,

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includes the adoption, amendment or repeal of an ordinance.

(b) At least one public hearing; shall be held by the Board_ of Selectmen before the enactment of any proposed ordinance. Notice **of a hearing shall be given by publication of the full text** of the proposed ordinance in the form of a legal advertisement appearing in a newspaper having a general circulation in the Town, not less **than ten days before the** date of such hearing.

(c) The Board of Selectmen shall take action on the proposed ordinance within thirty days after the public hearing.

(d) The full text of an ordinance as enacted, and its effective date, shall be published in the form of a legal advertisement appearing in a newspaper having a general circulation in the Town. **Notice shall be given within** ten days after enactment by the Board of Selectmen. Every ordinance, after enactment, shall be recorded by the Town Clerk in a book to be kept for that purpose.

(e) Every ordinance shall become effective on **the thirtieth** day after publication unless **procedure to overrule such ordinance is initiated in accordance with Section** 4-7 of this Charter.

Section 5-6 Power to Enact Emergency Ordinances

(a) On a declaration by the Board of Selectmen that a state of public emergency exists endangering the lives, health or property of citizens, the Board of Selectmen **may enact ordinances to meet such emergency.** No public hearing shall be required for emergency ordinances. Emergency ordinances shall become effective immediately and **shall be published in** a newspaper having; a **general circulation in the Town as soon as possible thereafter.**

(b) Every emergency ordinance and amendments thereto shall automatically stand repealed **at the termination of the** sixtieth day following the enactment of said ordinance.

Section 5-7 Additional Powers

(a) The Board of Selectmen, when requested by any town agency and after approval by the Board of Finance, may make special provisions in amounts not to exceed in total for that agency five thousand dollars (05,000) in any one fiscal year, subject to the provisions of Section 10-4 of this Charter.

(b) The Board of Selectmen shall have the power to lease real or personal property of the Town.

The Board of Selectmen may accept as a public highway any

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street or highway situated in the Town, after the written approval of the Town Engineer.

(d) The Board of Selectmen shall institute, prosecute, defend or compromise any legal action or proceeding by or against the Town.

(e) The Board of Selectmen shall incur indebtedness in the name of the Town and provide for the due execution of contracts and evidences of indebtedness issued by the Town.

(f) The Board of Selectmen shall make such appointments as specified in this Charter. They shall fill vacancies in elective and appointive offices as specified in this Charter.

(g) The Board of Selectmen may employ such staff with such powers, duties, and responsibilities as they may deem desirable to carry out the duties and responsibilities of the Board of Selectmen.

CHAPTER 6

The First Selectman

Section 6-1 Nature of Office

(a) The First Selectman, who shall serve full time, shall be the chief executive and administrative officer of the Town and shall have the powers and duties of first selectman prescribed by the General Statutes and by this Charter.

(b) The First Selectman shall be the official head of the Town for all ceremonial purposes, for military purposes and for the purpose of serving civil process.

(c) The First Selectman shall be a full voting and participating member of the Board of Selectmen.

(d) The First Selectman shall be an ex-officio member of all boards, commissions and committees of the Town.

6-2 Duties

The First Selectman shall execute or cause to be executed ordinances and the regulations, resolutions or policies
Board of Selectmen or the Town Meeting

First Selectman shall be responsible for coordinating
activities of the officers, boards, commissions

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and other agencies of the Town, except those functions explicitly and exclusively delegated to such agencies by law.

(c) The First Selectman **shall be responsible for a continuous review of the current and future needs of the Town, including the financial needs and budget requirements.**

(d) **The First Selectman shall contract for any services and contract to purchase any supplies, equipment and other commodities required by any town agency, except the Board of Finance and the Board of Education.**

(e) **The First Selectman shall be responsible for the administrative and personnel policies for town officers and employees as established by the Board of Selectmen.**

(f) **The First Selectman shall coordinate and guide the Board of Selectmen in the discharge of all the Board's duties and responsibilities.**

Section 6-3 Delegation of Duties

The First Selectman may assign and delegate his duties and powers **to the other Selectmen and to officers responsible to him or the Board of**

CHAPTER 7

Appointive Boards

Section 7-1 **Board of Selectmen** Appoint

(a) **The Board of Selectmen shall appoint the members of all boards, commissions and committees authorized by Chapter 7 of this Charter, hereinafter referred to as "appointive boards." The Board of Selectmen may, by ordinance, create appointive boards and specify their powers and duties. The Board of Selectmen may, by ordinance, abolish or consolidate appointive boards and may likewise alter their powers and duties and change the number and terms of their members.**

(b) All members of **appointive boards shall be qualified electors of the Town of Clinton and shall vacate their positions on ceasing to be electors of the Town. They shall be sworn before taking office and the officer administering the oath shall record such fact in the office of the Town Clerk.**

Section 7-2 Terms of Office

(a) The terms of office on all appointive boards shall **commence on the** first Monday of January, The length of terms shall

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be as hereinafter specified.

(b) Vacancies on all appointive boards shall be filled within sixty days by the Board of Selectmen.

(c) The term of each incumbent member of an appointive board, at the time of the adoption of this Charter, which expires on January 2, shall expire on the first Monday in January of the same year said term would otherwise expire. The term of each incumbent member of an appointive board, at the time of the adoption of this Charter, which expires on any other date, shall be extended until the first Monday in January of the year following the year said term would otherwise expire.

Section 7-3 General Powers and Duties

Except as otherwise provided in this Charter, all appointive boards shall have all the powers and duties prescribed by law.

Section 7-4. Minority Representation

Minority representation on any appointive board shall be as specified in the following table

Column I	Column II
Total Membership	Maximum from one party
3	2
4	3
5	3
6	4
7	4
8	5
9	5
More than 9	Two-thirds of total membership

Section 7-5 Two-year Term Boards

(a) The Jury Committee shall consist of three members, all appointed following the regular town election.

(b) The Shellfish Commission shall consist of three members, all appointed following the regular town election. The members shall also be sworn in as special shellfish constables for the same term and as such shall also have such powers and duties as specified in Sections 26-276 and 26-277 of the General Statutes.

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Section 7-6 Three-year Term Boards

(a) The Police Commission shall consist of three members, all appointed to serve overlapping terms.

(b) The Continuing School Building Committee shall consist of seven members, all appointed to serve overlapping terms. There shall also be three ex-officio members: the First Selectman, the Superintendent of Schools, and a member of the Board of Finance as designated by its chairman.

(c) The Public Health Nursing Service Board shall consist of seven members, all appointed to serve overlapping terms.

Section 7-7 Four-year Term Boards

(a) The Conservation Commission shall consist of seven members, all appointed to serve overlapping terms.

(b) The Economic Development Commission shall consist of seven members, all appointed to serve overlapping terms.

(c) The Harbor Commission shall consist of seven members, all appointed to serve overlapping terms.

(d) The Park and Recreation Commission shall consist of seven members, all appointed to **serve** overlapping terms.

CHAPTER 8

Administrative Officers and Employees

Section 8-1 Terms of Office

(a) The terms of office of administrative officers, except the Assessor, shall commence on the first Monday of January following; the regular town election. The length of term shall be as hereinafter specified.

(b) Vacancies in administrative offices shall be filled by the Board of Selectmen.

(c) The administrative officers in office at the time of adoption of this Charter shall continue in office until their successors are appointed.

Section 8-2 Assessor

The Board of Selectmen shall appoint a qualified Assessor to serve a two-year term commencing on the first Monday of March in

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the even-numbered years. He shall have the powers and duties prescribed for assessors and boards of assessors by the General Statutes.

Section 8-3 Town Counsel

The Board of Selectmen shall appoint a Town Counsel who shall be an attorney-at-law or a firm of attorneys-at-law, admitted to practice in this State. The Counsel shall appear for and protect the rights of the Town in all actions, suits or proceedings brought by or against it or any of its officers or agencies. The Counsel shall be the legal advisor to all Town officers or agencies in all matters affecting the Town and shall, upon written request submitted to him through the First Selectman, furnish them with a written opinion on any question of law involving their respective powers and duties. Upon request the counsel shall prepare or approve forms of contracts or other instruments to which the Town is a party or in which it has an interest. The Counsel shall have power, with the approval of the Board of Selectmen, to compromise or settle any claims by or against the Town.

Section 8-4 Town Engineer

The Board of Selectmen shall obtain the services of a qualified civil engineer. The engineer shall inspect and certify to the proper completion of new roads and highways prior to the Board of Selectmen's vote to accept such roads. The engineer shall advise the Board of Selectmen on all engineering projects affecting the Town. Upon request the engineer shall prepare or approve ordinances or regulations dealing with technical requirements. The engineer may supervise such Town projects and advise such other Town agencies as authorized by the Board of Selectmen.

Section 8-5 Civil Defense Director

The Board of Selectmen shall appoint a Civil Defense Director to serve a two-year term. He shall have the powers and duties prescribed by law.

Section 8-6 Director of Health

The Board of Selectmen shall provide for a Director of Health in accordance with the General Statutes. He shall have the powers and duties prescribed by law.

Section 8-7 Fire Marshal

The Board of Selectmen shall appoint a Fire Marshal to serve a four-year term. The Board of Selectmen may appoint for the same

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term deputy fire marshals. They shall all have the powers and duties prescribed by the General Statutes.

Section 8-8 Communications Center Committee

The Board of Selectmen shall appoint a Communications Center Committee to serve a two-year term. These members shall be a representative selected by the Police Commission, a representative selected by the Fire Department, the Civil Defense Director, a member of the Board of Selectmen, and a public representative appointed by the Board of Selectmen. The Committee shall have such powers and duties as authorized by the Board of Selectmen.

Section 8-9 Other Officers and Employees

(a) The Board of Selectmen may appoint such other officers as are or may be permitted by law, subject to the provision of necessary appropriations.

(b) Elective or administrative Town officers shall have such **assistants as are approved by the Board of Selectmen**, subject to the provision of necessary appropriations.

(c) Elective or appointive boards may employ such staff as they deem necessary to carry out the duties and responsibilities of their agency. Such employment shall be subject to the provision of necessary appropriations.

(d) The Board of Selectmen may, by resolution, establish such advisory or study committees as the Board finds helpful in the discharge of its duties.

CHAPTER 9

General Operation

Section 9-1 Meeting Procedure and Records

(a) All elective and appointive boards shall annually choose a chairman and secretary. They shall make regulations for the conduct of their meetings and such regulations shall be filed with the Town Clerk.

(b) Before January 31 of each year all boards shall file with the Town Clerk a schedule of their regular meetings for the ensuing year. Special meetings may be held by filing notice of such meetings with the Town Clerk at least twenty-four hours prior to such meeting.

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(c) Minutes of each board meeting shall be taken and the votes of each member recorded. Copies of such minutes shall be filed with the Town Clerk and the First Selectman within fourteen days of the meeting.

Section 9-2 Code of Ethics

(a) The Board of Selectmen shall, by ordinance, establish a code of ethics regulating the conduct of all officers and employees of the Town.

(b) Any officer or any employee of the Town who has a financial interest, direct or indirect, in any contract, transaction or decision of any agency to which the Town is a party, shall disclose the interest to the Board of Selectmen who shall record such disclosure upon the official record of their meetings. Violation by any such officer of this provision with the knowledge, express or implied, of any person or corporation participating in such contract, transaction or decision, shall render the same voidable by the Board of Selectmen or a court of competent jurisdiction.

(c) No person serving on an elective or appointive board shall be an employee of that same board.

Section 9-3 Merit System

(a) The Board of Selectmen shall, by ordinance, establish a merit system whereby a classified service of the Town is created. The system shall define the personnel to be covered and shall provide for the Board of Selectmen to define the qualifications and method of appointment to each position, the duties and responsibilities of such positions, and the conditions and benefits of employment in such positions.

(b) The classified service may include all officers and employees of the Town, except the following: all elective officers and persons appointed to fill vacancies in elective offices; members of appointive boards persons employed or appointed to make or conduct a temporary study or investigation; and persons employed for a temporary period not exceeding three months.

Section 9-4 Removal from Office

(a) Whenever any member of the Board of Selectmen has reasonable grounds for believing that any elective or appointive officer of the Town is corrupt, incompetent or unfaithful to the duties of his office, or the requirements of public service demand his removal, the Board of Selectmen shall summon said officer to appear before it. The summons shall specify the time and place for a hearing, shall contain a detailed written statement of the charges

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against said officer and shall advise the officer that he may **have counsel present. The summons shall** be served to said officer at least ten days before the date of the hearing. Said officer **shall** inform **the Board of Selectmen if he desires the hearing to be** a public hearing. **Within thirty days after the hearing, the Board of Selectmen shall** render **its decision as to whether said officer shall** be removed. If the Board of Selectmen finds said officer should be removed, **the First Selectman shall** remove such person from office and shall forthwith file a written order of such removal with the Town Clerk.

(b) Any **officer removed from his office by the First Selectman** as herein provided may appeal from the order removing him to a court of competent jurisdiction. No officer removed by the First Selectman shall exercise any of the duties or powers of this office during the pendency of an appeal from **the order removing** him.

(c) If any person **is removed in accordance with this Section,** his salary shall terminate as of the date of his removal insofar as future payments are concerned.

CHAPTER 10

Finance and Taxation

Section 10-1 Fiscal Year

The fiscal year of the Town shall begin on July 1 and end on June 30 of the following calendar year.

Section 10-2 Preparation of the Budget

(a) At such time and in such manner as the Board of Finance may require, every agency and department supported wholly or in part by town revenues, or for which a specific appropriation is or may be made, shall present to the Board of Selectmen an itemized **estimate** of the expenditures to be made by that agency, and all the revenues, other than Town appropriations to be received by it or for use during the ensuing fiscal year. The estimates shall be accompanied by such other reports and information as the Board of Finance may require, **The Board of selectmen shall examine the estimates** and information and prepare such comments and recommendations as it **deems advisable with respect to the estimates.**

(b) At **such time** and in such manner as the Board of Finance may **require, the Board of Selectmen shall present to the Board** of Finance the itemized estimates of the expenditures to be made by each agency and department, and all revenues to be received by each agency and department, together with the comments and recommenda-

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tions of the Board of Selectmen with respect to such estimates.

(c) The Board of Finance, upon request, shall afford each agency or department an opportunity for a hearing on the proposed budget of such agency or department. The Board of Finance shall then revise the estimates as it deems desirable and prepare a general town budget report.

(d) The Board of Finance shall hold one or more public hearings on the general town budget report not less than fourteen days before the Annual Budget Meeting. At the hearings any person qualified to vote at the Annual Budget Meeting shall be heard.

(e) The Board of Finance shall then revise the estimates as it deems desirable and prepare the recommended Town Budget which may include a contingency fund not to exceed two percent of the total estimated expenditures for the current fiscal year and an appropriation to the fund for capital and non-recurring expenditures. The recommended Town Budget shall also include estimates of the revenue to the Town from all sources for the ensuing year including taxes to be raised. The Board of Finance shall present the Budget to the Annual Budget Meeting.

(f) The Board of Finance shall make available copies of the town budget report in the office of the Town Clerk not less than ten days before the public hearing, and shall publish the town budget report in a newspaper having a general circulation in the Town. It shall, before the Annual Budget Meeting, publish the proposed Town Budget in a newspaper having a general circulation in the Town and make available copies of the proposed Town Budget in the office of the Town Clerk.

Section 10-3 Laying of Taxes

(a) Not more than fifteen days after the adoption of the annual Town Budget, the Board of Finance shall meet and lay such tax as is required by the General Statutes,

(b) The Tax Collector shall then collect the tax in accordance with the General Statutes. The due dates shall be July 1 and January 1. The Board of Finance may specify the tax to be due in a single payment on July 1.

Section 10-4 Special Appropriations and Transfers of Appropriations

(a) All requests for special appropriations shall be made in writing to the Board of Selectmen which shall forward such requests together with the comments or recommendations of the Board of Selectmen to the Board of Finance. The Board of Finance shall act

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on all requests for special appropriations and shall publish a notice of its action together with the reasons for its action in a general circulation in the Town.

(b) The Board of Selectmen when requested by any town agency and after approval of the Board of Finance, may make special appropriations from cash surplus or an approved contingency fund in amounts not to exceed in total for that agency five thousand dollars (\$5,000) in any one fiscal year. Any request by any town agency which shall exceed the amount herein provided shall require a vote of the Town Meeting after approval by the Board of Finance.

(c) Special appropriations other than those from cash surplus or from an approved contingency fund may be acted upon only by a Town Meeting, after approval by the Board of Finance.

(d) The Board of Finance, upon written request, may transfer unexpended balances from one appropriation to another in accordance with the General Statutes.

Section 10-5 Capital and Non-Recurring Expenditures

(a) No later than January 31 of each year all agencies of the Town shall submit to the Board of Selectmen an outline of any capital and non-recurring expenditures the agency desires to make during the ensuing five years.

(b) The Board of Selectmen shall consider such outlines and shall submit to the Board of Finance, not later than March 1, a recommended budget of capital and non-recurring expenditures for the ensuing year.

Section 10-6 Expenditures and Accounting

(a) The system of accounts used by town agencies shall be that prescribed by the General Statutes as supplemented by regulations of the Board of Finance. All regulations of the Board of Finance shall be consistent with this Charter and the powers and duties of other town agencies and shall be complied with by all town agencies,

(b) The Board of Finance shall provide for an annual audit of the books and accounts of the Town as required by the General Statutes.

(c) No officer or agency of the Town shall expend or enter into any contract which would oblige the Town to expend in excess of an approved appropriation. Any officer who, without authority from this Charter or the General Statutes, expends or causes to be expended any money of the Town, except in payment of final judgment-

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ments rendered against the Town, shall be liable in a civil action in the name of the Town, as provided in the **General Statutes**.

Section 10-7 Borrowing

The **provisions** of this Chapter shall not be a limitation on the power of **the Town to issue bonds** or other obligations for **apropriations** or indebtedness in accordance with the **General Statutes** and **Sections 4-5** and **4-6** of this Charter.

CHAPTER 11

Miscellaneous Provisions

Section 11-1 Amendment

This Charter may be amended in the manner prescribed by the **General Statutes**.

Section 11-2 Saving Clause

If any section of this Charter shall be held invalid by a **court of competent jurisdiction**, such holding **shall not affect the remainder of this Charter nor the context in which such section so held invalid may appear, except to the extent that an entire section or part of section may be inseparably connected in meaning and effect with the section or part of section to which such holding shall directly apply.**

Section 11-3 Effective Date

The provisions of this Charter as to the administration of the Town shall become effective upon its adoption by the electors of the Town of Clinton. The regular town election in 1971 shall be held in accordance with the provisions of this Charter.

Section 11-4 Charter Revision Commission

The Board of Selectmen shall appoint a Charter Revision Commission **not later than five years** from **the effective date of this Charter**.

Biennial Town Election - November 4, 1969.

TM - v. 7, p• 341.

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MARCH 1970 -

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263	Parking of Vehicles	12/26/91
269	Massage Parlors, Amendments	3/26/92
271	Planning & Zoning/ZBA Fees Regarding	7/2/92
274	Declaration of Emergency (December storm)	12/11/92
276	Declaration of Emergency (March storm)	3/13/93
278	Housing Partnership Resolution	9/20/89
282	False Alarm	5/26/94
287	Harbor Management Amendments	
292	Waiver of Tax Bills less than Five Dollars	6/30/96
292	Refund of Excess Tax Payments	6/30/96
294	Fee Schedule for Planning & Zoning/ZBA	8/18/96
298	Ambulance-type motor vehicles	12/25/96
301	Amendments to Planning & Zoning Fees	5/19/97
303	Ordinance Concerning Certain Ambulance-Type Vehicles, Amendment	11/27/97
305	Tree Ordinance	10/01/98
309	Septic Disposal	12/10/98
318	Design Advisory Board	1/18/2000
322	Scenic Roads Ordinance	6/22/2000

PAGE	TYPE	DATE
328	Justices of the Peace	9/14/2000
328	Connecticut River Valley Council of Elected Officials	9/14/2000
330	Volunteer Fire Dept. Tax Exemption	12/16/2000
333	Open Space Advisory Committee	4/27/2001
335	Board of Assessment Appeals	5/14/2001

COMMUNITY DEVELOPMENT ACTION PLAN AGENCY
(CDAP)

ORDINANCE CREATING A COMMUNITY DEVELOPMENT ACTION PLAN
AGENCY OF THE TOWN OF CLINTON

In accordance with the provisions of Public Act 757 of the January 1969 Session of the Connecticut General Assembly, a Community Development Action Plan Agency of the Town of Clinton is hereby created, consisting of nine members who shall be electors of the Town of Clinton appointed by **the** First Selectman with the approval of the legislative body of the Town.

This Agency is hereby invested with all the rights, powers, duties and responsibilities required or permitted for such agencies by the Connecticut General Statutes.

Board of Selectmen - August 4, 1970

Effective - September 21, 1970 at 4 P.M. DST

ETHICS

ORDINANCE ESTABLISHING A BOARD AND CODE OF ETHICS FOR THE TOWN OF CLINTON, CONNECTICUT

RESOLVED:

I. That each public **officer, official, employee and appointee, whether paid or unpaid, and whether full or part time, of the Town, or of any agency, board, committee or commission thereof, shall be governed** by the following standards and code of ethics:

- (a) Such person shall not directly or indirectly use, or attempt **to use, his Town position to secure any preferential rights, benefits, advantages or privileges for himself or for others, to the detriment of the interests** of the Town or the public.
- (b) Such person shall not directly or indirectly engage in any business, transaction, public or private, or professional activity, or have a financial or other personal interest, direct or indirect, which is in, or reasonably likely to be in, actual conflict with the proper discharge of his Town duties.
- (c) Such person shall not disclose or use confidential information concerning the Town, obtained in, or in connection with, his official position or the discharge of his Town duties, to promote the financial or other private interest of himself or others.
- (d) Such person shall not accept any gift, whether in the form of service, loan, thing or **promise, from any person, firm or corporation,** which to his knowledge, is interested directly or indirectly, in any manner whatsoever, in business dealings with the Town and in which business dealings he has power to take or influence official action.
- (e) Such person, in his official capacity, shall not vote for **the adoption or defeat of any legislation,** or for **the payment or non-payment of any indebtedness** owing or allegedly owing to or by the Town, or on any other matters, in which he has a direct or indirect personal pecuniary or private interest adverse to the Town's interest.

Such person shall not **represent any private** interest, other than his own, **before any** agency or board of the Town, or in any litigation to which the Town is a party, in any matter adverse, or likely to be

Board and Code of Ethics (Cont'd)

adverse to the interests of the Town, or in any way related to the activities with which his official position is, or is likely to be, concerned.

- (g) In the event such person has a direct or indirect financial interest in any business entity, transaction, or contract with the Town, or in the sale of real or personal property, or services to the Town, the disposition of which may be influenced by his official position, he shall refrain from voting or deliberating upon such proposed legislation or otherwise participating in such transaction and he shall disclose to his agency or superior official that he has such an interest.

RESOLVED:

II. There is hereby created and established a Board of Ethics to consist of three (3) members who shall hold no other office or employment under the Town. Members shall serve for a term of two (2) years, and all members shall be residents of the Town.

- (a) Upon written request of the office or employee concerned, the Board shall render written advisory opinions with the power, however, to make such deletions as the Board may deem necessary if in its discretion it shall consider it advisable to prevent disclosure of the identity of the office or employee involved.
- (b) Upon the sworn complaint of any person alleging facts which, if true, would constitute improper conduct under the provisions of the Code, the Board shall conduct a public hearing in accordance with all the requirements of due process of law and, in written finds of fact and conclusions based thereon, make a determination concerning the propriety of the conduct of the official or employee complained of.
- (c) Where the Board of Ethics, after a public hearing, shall make a determination, in writing, that the conduct of any official or employee was improper, the Board of Selectmen may adopt a resolution of censure, suspension or removal from office of said official or employee.
- (d) This ordinance shall take effect upon final passage and publication as provided by the Charter.

PARKING MOTOR VEHICLES ON PUBLIC HIGHWAYS

ORDINANCE REGULATING THE PARKING OF MOTOR VEHICLES ON THE PUBLIC HIGHWAYS OF THE TOWN OF CLINTON

1. From November 1 to April 1 of each year, no motor vehicle shall remain parked within the limits of any public highway of the Town of Clinton, between the hours of twelve (12) midnight and seven (7) A.M., on any date when local snow, sleet or icing weather conditions, or U.S. Weather Bureau predictions of the previous twelve (12) hours, indicate any reasonable probability of Town operations to plow or sand public highways between such hours, for the safety and convenience of the public: nor shall any motor vehicle remain so parked between such dates on any public highway during any hours such highway is posted by the Town with temporary "No Parking" signs.
2. The operator or owner of any motor vehicle parked on any public highway of the Town shall promptly remove such vehicle whenever so ordered by the Clinton Police for the purpose of facilitating snow removal.
3. For the purpose of construction and maintenance of public highways, no motor vehicle shall remain parked on any public highway of the Town of Clinton during any time when such highway is posted by the Town with temporary "No Parking" signs.
4. The Clinton Chief of Police, and any representative authorized by him for this purpose, may summarily order the removal, by any reasonable means, of any motor vehicle parked in violation of this ordinance, and, in such event, shall impound such vehicle until the owner thereof shall pay the actual cost of such removal, impounding, and storage, and a violation fee of Ten (\$10.00) Dollars.
5. Any person convicted of violating any provision of this ordinance shall be fined not more than Twenty-five (\$25.00) Dollars.
6. The invalidity of any provision of this ordinance shall not affect the validity of the remainder.

Board of Selectmen - October 19, 1971

Effective - November 28, 1971

AN ORDINANCE REGULATING BUILDING ON
UNACCEPTED STREETS

Except for the exemptions provided in Section 8-27 of the Connecticut General Statutes, no building permits shall be issued for the construction of, and no person, firm or corporation shall construct in the Town of Clinton, any building or structure on any subdivision lot not abutting an accepted highway or street until a roadway, leading from a public highway to the furthest side line of such lot, shall have received a binder course as the same is defined in the Clinton Road Construction regulations in effect at the time.

The invalidity of any provision of this ordinance shall not affect the validity of the remainder.

This ordinance shall become effective at 9 A.M. on February 28, 1972.

Board of Selectmen - January 11, 1972

AN ORDINANCE REGULATING HIGHWAY EXCAVATIONS

1. Under the provisions of Section 16-229 of the Connecticut General Statutes, and any subsequent amendment thereof, no public service company shall excavate any highway within the Town of Clinton until its duly authorized representative has applied for, and received from, the Clinton Board of Selectmen, a written permit for such excavation, except as herein otherwise provided.

2. Within thirty (30) days after receipt of a proper application, the Board of Selectmen shall issue a written permit for such excavation, upon such terms and conditions as to the conduct of the work as may be reasonable.

3. Whenever emergency conditions make a formal application impracticable, the First Selectman, or his designated representative, may give oral or written permission for such excavation.

4. The invalidity of any provisions of this ordinance shall not affect the validity of the remainder.

Board of Selectmen - October 10, 1972

Effective - November 18, 1972 at 12:05 A.M.

WATERWAYS - BUILDING LINES

ORDINANCE ESTABLISHING BUILDING LINES IN CERTAIN CLINTON WATERWAYS

1. Pursuant to Section 7-147 of the Connecticut General Statutes, as amended, the Waterway Lines hereinafter described are hereby established for the purposes of conserving and preserving the water resources of Clinton Harbor, Hammonasset River and Long Island Sound, and for all other lawful purposes.

2. The Waterway Lines are those delineated on a map entitled "TOWN OF CLINTON - ESTABLISHMENT OF HARBOR LINES" as prepared by Flaherty-Giavara and Associates Environmental Design Consultants, 158 Bull Hill Lane, West Haven, Conn., Scale 1" = 200' dated 20th September, 1972, as shown on four (4) drawings, which map is hereby incorporated in, and made a part of, this Ordinance.

Waterways - Building Lines (cont'd)

3. No private person or firm or corporation shall hereafter place any permanent obstruction or encroachment seaward of, or beyond (in the direction of the waterway), the Waterway Lines, without the written permission of the Clinton Board of Selectmen.

4. Any person, firm or corporation, desiring such permission, shall make written application therefor to the Board of Selectmen. Such application shall contain complete details of, and a map of, the proposed obstruction or encroachment and showing its relationship to the Waterway Lines. Such map shall be a Class A-2 Survey and shall be certified by a Licensed Surveyor or Professional Engineer.

5. The Board of Selectmen shall refer such application to the Clinton Harbor Commission for its recommendations. The Harbor Commission may, at its discretion, hold a public hearing on such application and shall submit its report and recommendation to the Board of Selectmen within sixty (60) days after referral to the Commission.

6. Within ninety (90) days after its receipt of an application for permission, the Board of Selectmen shall grant or deny permission, in writing.

7. Any person, firm or corporation, in violation of this Ordinance shall, upon conviction thereof, be fined not more than One Hundred (\$100) Dollars for each day of such violation.

8. The Board of Selectmen shall take all appropriate action in the Courts to restrain and/or eliminate any violation of this Ordinance.

9. The invalidity of any provisions of this Ordinance shall not affect the validity of the remainder.

Board of Selectmen - October 10, 1972

Effective - November 18, 1972 at 12:05 A.M.

BINGO GAMES - LOCAL RESTRICTIONS

Preface: These restrictions in no way supersede or replace any requirements or regulations that have been established by State Statute. Each applicant for a permit to hold a Bingo Game shall abide by these local restrictions which are available through the Chief of Police - the licensing authority. Said restrictions are enacted within the provisions of the Statute and subject to the same penalties for violation thereof.

RULE #1 - The playing of Bingo by anyone under the age of 16 years is hereby prohibited unless accompanied by a parent or legal guardian.

RULE #2 - All Bingo games shall terminate at Midnight.

RULE #3 - The playing of Bingo on Sunday is hereby prohibited.

RULE #4 - Prizes offered shall not include alcoholic beverages.

These restrictions shall remain in force until further notice and may be added to or modified by the Board of Selectmen as deemed in the best interest of the Town.

Board of Selectmen - May 22, 1973

INLAND WETLANDS COMMISSION
INLAND WETLANDS COMMISSION - ALTERNATES

ORDINANCE ESTABLISHING A CLINTON INLAND WETLANDS COMMISSION
AND AN INLAND WETLANDS COMMISSION PANEL OF ALTERNATES

SECTION 1 - ESTABLISHMENT OF COMMISSION

In order to carry out and effectuate the purposes and policies of "The Inland Wetlands and Water Courses Act" of the State of Connecticut pursuant to Public Act No. 155 of the 1972 Session of the General Assembly, there is hereby created a commission of the Town of Clinton ("Town") to be known as the Clinton Inland Wetlands Commission ("Commission"), and an Inland Wetlands Commission Panel of Alternates ("Alternates").

SECTION 2 - ORGANIZATION

(a) Organization of Commission. The Commission shall consist of seven members, who shall be appointed by the Board of Selectmen. Of the seven members first appointed, the term of three such members shall expire on the first Monday of January in 1976, and the term of the remaining four members shall expire on the first Monday of January in 1978. All subsequent appointments shall be for a term of four years except that an appointment to fill an unexpired term shall be for the duration of said unexpired term only.

(b) Organization of Panel of Alternates. The Panel of Alternates shall consist of three members, who shall be appointed by the Board of Selectmen. Of the three members first appointed, the term of one such member shall expire on the first Monday of January in 1976 and the term of the remaining two members shall expire on the first Monday of January in 1978. All subsequent appointments shall apply as in, (a) above, and all members shall be electors of the Town of Clinton.

At its first meeting, which shall be held within a period of thirty (30) days after the appointment of the members to the first Commission, and at its first meeting on or after the first Monday in January in each year thereafter, the Commission shall elect from its members a chairman, vice chairman and secretary, and such other officers as deemed appropriate. All members shall serve without compensation, except for reasonable expenses, and may be removed by the Board of Selectmen for cause. The Commission shall serve as the sole agent of the Town of Clinton for the licensing of regulated activities as such terms

are defined in "The Inland Wetlands and Water Courses Act" of the State of Connecticut.

SECTION 3 - DUTIES AND POWERS

The Commission shall be vested with all powers authorized by "The Inland Wetlands and Water Courses Act" of the State of Connecticut, as amended, and in particular, shall promulgate such regulations, in conformity with the regulations promulgated by the Commissioner of Environmental Protection of the State of Connecticut, as are necessary to protect the inland wetlands and water courses within the territorial limits of the Town of Clinton. The Commission shall provide through regulation the manner in which the boundaries of inland wetland areas and water courses in the Town of Clinton shall be established, amended, or changed, and shall follow the procedures as set forth in "The Inland Wetlands and Water Courses Act" of the State of Connecticut. Such regulations shall specifically provide for an enforcement officer and shall require coordination with other town commissions regulating conservation and planning.

In carrying out its licensing activities, the Commission shall follow the standards and procedures set forth in "The Inland Wetlands and Water Courses Act" of the State of Connecticut.

Board of Selectmen - May 6, 1974

Effective - June 10, 1974

INDIVIDUAL SEWAGE DISPOSAL SYSTEMS
(AMENDMENT)

BE IT ORDAINED: That Section 3.1 of the ordinance entitled "AN ORDINANCE GOVERNING INDIVIDUAL SEWAGE DISPOSAL SYSTEMS" adopted by Special Town Meeting on February 9, 1967, as amended, is hereby amended to read as follows:

"3 1 No person shall convert or attempt to convert any seasonal house for year-round occupancy unless the sewage facilities in connection with such house have been approved by the Director of Health or any inspector appointed by him or a valid permit has been issued by the Director of Health for the construction, alteration or extension of an individual sewage disposal system for such house. A 'seasonal house' shall mean a dwelling which is generally occupied or since 1960 has been generally occupied less than a total of six (6) months or its equivalent in total days during the calendar year. 'Convert' means those alterations of, improvements to, or installations of equipment at, a dwelling which requires a building permit under the State Building Code and which (1) increase the capacity or extend the dwelling's heating, plumbing or electrical system, or (2) expand the enclosed floor area of the dwelling by more than five percent, or (3) increase the number of bedrooms or expand the floor area of bedrooms, or (4) improve and increase the insulation of the dwelling to render it usable in the winter. 'Convert' does not mean those ordinary repairs which do not require a building permit under the State Building Code."

Board of Selectmen - April 15, 1975

ECONOMIC DEVELOPMENT COMMISSION

ORDINANCE CREATING AN ECONOMIC DEVELOPMENT COMMISSION.

Section 1. The Town of Clinton accepts the provisions of Section 7-136 of the General Statutes, Revision of 1958, as amended, and hereby establishes an Economic Development Commission for the promotion and development of the economic resources of the Town of Clinton.

Section 2. Said Commission shall consist of seven (7) members who shall be electors of the Town of Clinton, and who shall not hold any salaried municipal office. The members shall serve without compensation, except that such members shall be reimbursed for their necessary expenses incurred in the performance of their official duties.

Section 3. The members of the Commission shall be appointed by the Board of Selectmen in accordance with the Town Charter.

Section 4. After the effective date of this ordinance, one member shall be appointed for a term ending on the Monday of January, 1976, two members shall be appointed for a term ending on the first Monday of January, 1977, two members shall be appointed for a term ending on the first Monday of January, 1978 and two members shall be appointed for a term ending on the first Monday of January, 1979. All other terms shall be for a period of four (4) years beginning on the first Monday of January. All members shall serve until a replacement is appointed.

Section 5. The Commission shall perform the duties prescribed for such commissions by Section 7-136 of the General Statutes. The Commission is designated as the development agency for the Town of Clinton with all the powers and duties of such agencies under Chapter 132 of the General Statutes.

Board of Selectmen - September 9, 1975

ORDINANCE PERTAINING TO THE OPERATION OF
MINI-BIKES AND OTHER MOTOR VEHICLES
ON TOWN PROPERTY

WHEREAS, the operation of motor vehicles, including mini-bikes, motorcycles and snowmobiles, in areas of Town property not intended for such vehicle use has damaged such areas and is dangerous to the public who use such areas,

NOW, THEREFORE, BE IT ORDAINED

1. No person shall operate a motor vehicle, including a mini-bike, motorcycle or snowmobile, on town-owned or town-leased property, except on streets, roads, driveways, parking places and other areas intended for the use of such vehicles.
2. Any person who violates the provisions of this ordinance shall be liable to a fine of up to One Hundred (\$100) Dollars.

Board of Selectmen - March 25, 1976

SOLAR ENERGY SYSTEMS

RESOLVED:

That the following ordinance is hereby adopted:

ORDINANCE

Be it enacted that the Town of Clinton, Connecticut, hereby authorizes the property tax exemption for solar energy heating or cooling systems set forth in Section 12-81(56)(a)(b)(c) of the Connecticut General Statutes.

Special Town Meeting - March 16, 1977

TM - v. , p.

LOITERING, DRINKING AND LITTERING

ORDINANCE PROHIBITING LOITERING, DRINKING AND LITTERING
ON PUBLIC PROPERTY OR IN PUBLIC AREAS

Section 1

For purposes of this ordinance:

- (a) "Loiter" shall mean standing around, moving slowly about, spending time idly, sauntering, delaying, lingering or lagging behind, in such manner as to hinder or impede or tend to hinder or impede the free and uninterrupted use of property or the operation of any business lawfully conducted by anyone.
- (b) "Public area" shall mean any street, sidewalk, parking lot, open area, or building to which the general public has access for business, entertainment or other lawful purposes.
- (c) "Alcoholic beverages" shall have the same meaning as the term "alcoholic liquor" in Chapter 545 of the General Statutes of Connecticut, Revision of 1958, as amended.

Section 2

- (a) It shall be unlawful for any person or group of persons to loiter on or in any street, sidewalk, park, beach, building or other property owned by the Town of Clinton.
- (b) It shall be unlawful for any person or group of persons to loiter on or in any public area of private property in the Town of Clinton if ordered to quit said property by the owner thereof or his agent.

Section 3

- (a) It shall be unlawful for any person or group of persons to consume alcoholic beverages on or in any street, sidewalk, park, beach, building or other property owned by the Town of Clinton.
- (b) It shall be unlawful for any person or group of persons to consume alcoholic beverages on or in any public area of private property in the Town of Clinton if ordered not to consume alcoholic beverages on said property by the owner thereof or his agent.

Loitering, Drinking and Littering (Cont'd)

Section 4

- (a) It shall be unlawful for any person or group of persons to litter any street, sidewalk, park, beach, building or other property owned by the Town of Clinton.
- (b) It shall be unlawful for any person or group of persons to litter any public area of private property in the Town of Clinton if order not to litter said private property by the owner thereof or his agent.

Section 5

The Board of Selectmen may make such exception to Sections 2(a) and 3(a) for special events as in its discretion is fitting and proper and provided written request for such exception is made in writing at least twenty-four (24) hours before the scheduled event.

Section 6

Any person who violates any provision of this ordinance shall be fined not more than Twenty-five (\$25) Dollars for each offense.

Section 7

If any provision of this ordinance is declared unconstitutional or void by a court of competent jurisdiction all remaining portions of this ordinance shall remain in full force and effect.

Section 8

This ordinance shall become effective Fifteen (15) days after publication in a newspaper having a circulation in the Town of Clinton.

Board of Selectmen - September 26, 1978

INDIVIDUAL SEWAGE DISPOSAL SYSTEMS
(AMENDMENT)

(0)

BE IT ORDAINED: That Section 3.1 of the ordinance entitled "AN ORDINANCE GOVERNING INDIVIDUAL SEWAGE DISPOSAL SYSTEMS" adopted by Special Town Meeting on February 9, 1967, as amended, is hereby amended to read as follows:

"3.1 The purpose of this ordinance is to ensure that seasonal houses are not converted for year-round occupancy without adequate sewage facilities. No person shall convert or attempt to convert any seasonal house for year-round occupancy unless the sewage facilities in connection with such house have been approved by the Director of Health or any inspector appointed by him or a valid permit has been issued by the Director of Health for the construction, alteration or extension of an individual sewage disposal system for such house. A 'seasonal house' shall mean a dwelling which is generally occupied or since 1960 has been generally occupied less than a total of six (6) months or its equivalent in total days during the calendar year. 'Convert' means those alterations of, improvements to, or installations of equipment at, a dwelling which requires a building permit under the State Building Code and which (1) increase the capacity or extend the dwelling's heating, plumbing, or increase the capacity of the electrical system service to more than One Hundred (100) amperes, or (2) expand the enclosed floor area of the dwelling by more than five (5) percent, or (3) increase the number of bedrooms or expand the floor area of bedrooms, or (4) improve and increase the insulation of the dwelling to render it usable in the winter. 'Convert' does not mean those ordinary repairs which do not require a building permit under the State Building Code.

Board of Selectmen - March 13, 1979

TRANSFER STATION AND BULKY WASTE AREA

REGULATIONS FOR THE USE AND OPERATION OF THE CLINTON TRANSFER STATION AND BULKY WASTE AREA

1. Use of the Transfer Station and Bulky Waste Area shall be limited to residents of the Town of Clinton and industries or commercial business provided that such refuse collected or generated is a direct result of work operations or business operations in the Town of Clinton.
2. No person, or business, whether or not a resident of Clinton, may dispose of refuse material originating outside the Town of Clinton.
3. Materials disposed of at the Transfer **Station and Bulky Waste Area shall** be limited to garbage and normal household rubbish collected or generated in the Town of Clinton. The following materials will not be accepted at the Transfer Station and Bulky Waste Area:
 - (a) Automobiles or large parts thereof.
 - (b) Dangerous chemicals or explosives.
 - (c) Carcasses of any animals.

In addition, the Selectmen, or their authorized agent, may prohibit the disposal of any other refuse if in their opinion the nature and quantity of such refuse is deemed to be dangerous to the public health, welfare or safety, or detrimental to the proper operation of the Transfer Station or Bulky Waste Area.
4. Any person disposing of refuse shall do so at the specific locations and in the proper containers, as determined by the custodian in charge of **the Transfer Station and Bulky Waste Area**. Dumping of refuse anywhere else inside or outside of the proper area will be a violation of this ordinance.
5. No scavenging shall be permitted.
6. Under no circumstances shall burning of refuse be permitted at the Transfer Station and Bulky Waste Area except by authorized town personnel with permission of the Director of Health.
7. The Selectmen shall set the hours and days of operation of the Transfer Station and Bulky Waste Area as they shall deem appropriate.

Transfer Station and Bulky Waste Area (Cont'd)

8. Violations of this ordinance shall be punishable by a fine of not more than One Hundred (\$100.00) Dollars for each offense.

Board of Selectmen - October 9, 1979

LIBERTY GREEN HISTORIC DISTRICT

ORDINANCE CREATING THE LIBERTY GREEN HISTORIC DISTRICT AND AN HISTORIC DISTRICT COMMISSION

PURPOSE

Section 1. To promote the educational, cultural, economic and general welfare and to preserve the historic and architectural character of certain areas of the Town through the preservation and protection of buildings and places of historic interest, by the maintenance of such as landmarks in the history of architecture and of the Town, the State, and the Nation, and through the development of appropriate settings for such buildings; there is hereby established an Historic District in the Town, to be known as "LIBERTY GREEN HISTORIC DISTRICT". The boundaries of the historic district are shown on a map, incorporated herein by reference, and entitled "Liberty Green Historic District".

DESCRIPTION

The following geographical description of the Liberty Green Historic District is based on current land records and maps of the Assessor, Town of Clinton.

Southern Boundary. Beginning at a point being the southwest corner of property now or formerly of the Town of Clinton (Lot No. 23) the boundary of the Liberty Green Historic District extends on a direct line southeasterly across the west branch of Liberty Street to a point being the southwestern corner of property now of the Town of Clinton (Lot No. 26) and known as the Green or Common, thence southeast along the southern boundary of said Green to a point being the southeast corner of said Green, thence on a direct line southeasterly across the east or main Liberty Street right-of-way to a point being the southwest

Liberty Green **Historic District (Cont'd)**

corner of the property now or formerly of Lillian and George Dufresne (Lot No. 6), thence along the southern boundary of said Dufresne to a point being the southeast corner of the said Dufresne.

Eastern Boundary. Beginning at a point being the southeast corner of aforesaid Dufresne property, the Liberty **Green Historic District boundary** extends generally north-east along **the rear** or east boundary of said Dufresne to a point being **the northeast corner of said Dufresne, thence northeast along the rear** or east boundary of property now or formerly of **Ernest R. Knopf and Natalie V. Miller** (Lot No. 5) to a point being a junction of said Knopf-Miller boundary with that of property now or formerly of Mary R. and Louis Pontillo (Lot No. 4), thence running southeasterly along the southern boundary of said Pontillo to a point being the southeast corner of said Pontillo and thence turning northeasterly along the rear or east boundary of said Pontillo to a point being the junction of said Pontillo boundary with property now or formerly of Gilbert and Ann Stannard (Lot No. 3), **thence extending southeasterly along the southern boundary of said Stannard** to a point being the southeast corner of said **Stannard, thence turning north-easterly along the rear** or east boundary of said Stannard to a point being the northeast corner of said Stannard, thence along the rear or east boundary of property now or formerly of Kathleen and Bruce Breiling (Lot No. 2) to a point being the northeast corner of said Breiling.

Northern Boundary. Beginning at a point being the northeast corner of aforesaid Breiling property, the Liberty Green Historic District boundary extends northwesterly along the northern boundary of said Breiling to a point being the northern-most corner of said Breiling, thence continuing northwesterly along the northern boundary of property now or formerly of Sophia Evonciu to a point being the northwest corner of said Evonciu, thence following the same compass bearing of the northern boundary of said Evonciu, the Liberty Green Historic District boundary extends across Liberty Street to a point being the intersection of **said Liberty Green** Historic District boundary with the western boundary of the Liberty Street right-of-way.

Western Boundary. Beginning with the point heretofore described on the west side of the Liberty Street right-of-way, the Liberty Green Historic District boundary continues generally southwest along the west boundary of the Liberty Street right-of-way to a point being the northeast corner of property now or formerly of the Town of Clinton (Lot No. 23), thence northwesterly along the northern boundary of said Town of Clinton property to a point being the northwest corner of said Town of Clinton property, thence

Liberty Green Historic District (Cont'd)

turning southwest along the west boundary of said Town of Clinton property to a point being **the southwest corner of said Town of Clinton property.**

ESTABLISHMENT OF COMMISSION

Section 2. An Historic District Commission is hereby established and shall consist of five members and three alternate members who **shall be electors of the Town holding no salaried Town office.** They shall be appointed within fifteen days of the effective date of this ordinance by the Board of Selectmen in such a manner that one member be appointed for a term expiring on the first day of January of each of the following years: 1981, 1982, 1983, 1984 and 1985; alternate members for terms expiring on the first day of January of 1981, 1982 and 1983. All subsequent appointments shall be made by the **Board of Selectmen and shall be for** a term of five years except that an appointment to fill an unexpired term shall be only for the duration of said unexpired term.

ORGANIZATION

Within a period of thirty days after the appointment of members of the first Commission, said members **shall meet, organize** and elect a Chairman, Vice Chairman and a Clerk from its own members; within a period not exceeding thirty days after the first of January of each succeeding year, commencing in 1981, the members shall elect a Chairman, Vice-Chairman and Clerk from its members. Alternate members **shall not participate** in election of officers of the Commission. When a member of the Commission is unable to act at a particular time because of absence, sickness, disqualification by reason of personal interest, or other good reason, he shall notify the Chairman who shall designate an alternate member to serve in the place of such member. All members and alternates shall serve without compensation.

The Commission shall fix the time and place of its regular meetings, which shall be held at least quarterly, and provide a method for calling special meetings. The presence of four members or alternate members shall constitute a quorum, and no resolution or vote, except a vote to adjourn or to fix the time and place of its next meeting, shall be adopted by less than three affirmative votes.

POWERS

Section 3. The Commission shall have such powers, shall perform such functions, and shall be subject to such limitations as shall, from time to time, be prescribed by the

Liberty Green Historic District (Cont ,d)

applicable General Statutes of Connecticut. The Commission shall adopt rules of procedure, and may adopt regulations not inconsistent with said statutes; may, subject to appropriation, employ clerical and technical assistance; and may accept money gifts and expend same for purposes consistent with this ordinance. The Commission shall perform all the functions of an Historic District Study Committee relative to establishing new Historic Districts, as provided in the General Statutes, and from time to time may suggest proposed amendments to this ordinance.

CERTIFICATE OF APPROPRIATENESS

Section 4. (a) No building or structure shall be erected, altered, restored, moved or demolished within the Liberty Green Historic District until after an application for a certificate of appropriateness as to exterior architectural features has been submitted to and approved by the Commission. "Exterior architectural features" shall include such portion of the exterior of a structure as is open to view from a public street, way or place. The style, material, size and location of outdoor advertising signs and bill posters within the Liberty Green Historic District shall also be under the control of the Commission. The provisions of this section shall not be construed to extend to color of paint used on the exterior of any building or structure.

Section 4. (b) No area within the Historic District shall be used for industrial, commercial, business, home industry or occupation parking whether or not such area is zoned for such use, until after an application for a certificate of appropriateness as to parking has been submitted to and approved by said Commission.

HEARINGS AND RESPONSE

Section 5. (a) The Commission shall hold a public hearing upon each application for a certificate of appropriateness. Notice of the time and place of such hearing shall be given by publication in the form of a legal advertisement appearing in a newspaper having a substantial circulation in the Town at least seven days before such hearing. The Commission shall pass upon such application and shall give written notice of its decision to the applicant. Evidence of approval, as referred to in Section 4, shall be a certificate of appropriateness issued by the Commission. The Commission shall set forth its reasons for approving or denying each application for a certificate of appropriateness in a written notice of its decision to the applicant and in the record of its proceedings. Failure of the Commission to act within 120 days shall constitute

Liberty Green Historic District (Cont'd)

approval and no evidence of approval shall be needed. The Commission shall keep a **record** of all **applications for certificates of appropriateness** and of all its doing.

Section 5. (b) In its deliberations the Commission shall not consider interior **arrangement or use** and shall **take no action except for the purpose of preventing the erection, reconstruction, alteration or razing of buildings, or parking in the Liberty Green Historic District obviously incongruous with the historic aspects of the District.**

DETERMINING APPROPRIATENESS

Section 6. **If the Commission determines that the proposed erection, construction, restoration, alteration, razing, moving or parking Will be appropriate, it shall issue a certificate of appropriateness. In the passing upon appropriateness the Commission shall consider, in addition to any other pertinent factors, the historical and architectural value and significance, architectural style, general design, arrangement, texture and material of the architectural features involved, and the relationship thereof to the architectural style and pertinent features of other structures in the immediate neighborhood. In passing upon appropriateness as to parking, the Commission shall take into consideration the size of such parking area, the visibility of cars parked therein, the closeness of such area to adjacent buildings and other similar factors. A certificate of appropriateness may be refused for any building or structure, the erection, reconstruction, restoration, alteration, moving or razing of which, in the opinion of the Commission, would be detrimental to the interest of the Liberty Green Historic District.**

Section 7. Where, by reason of topographical conditions, **District borderline situations, immediately adjoining existing developments or because of other unusual circumstances, the strict application of any provisions of Section 7-147a to 7-147k inclusive, of the General Statutes of Connecticut (1963 Supplement) as amended, or of this Ordinance would result in exceptional practical difficulty or undue hardship upon the owner of any specific property, the Commission in passing upon applications shall have power to vary or modify strict adherence to said sections or to interpret the meaning of said sections so as to relieve such difficulty or hardship; provided such variance, modifications or interpretation shall remain in harmony with the general purpose and intent of said sections so that the general character of the District shall be conserved and substantial justice done. In granting variances, the Com-**

Liberty Green Historic District (Cont'd)

mission may impose such reasonable and additional stipulations and conditions as will in its judgment better fulfill the purpose of said sections.

PREVENTING

Section 8. If any action or ruling taken by the Commission pursuant to the provisions of Sections 7-147a to 7-147k, inclusive, of the General Statutes of Connecticut, as amended, or pursuant to the provisions of this ordinance has been violated, the Commission may, in addition to other remedies, institute an action or proceeding to prevent such unlawful erection, construction, reconstruction, alteration, razing, maintenance or use for parking or to restrain, correct or abate such violation or to prevent the occupancy of such building, structure or land. Regulations and orders of the Commission issued pursuant to said sections of the General Statutes of Connecticut, as amended, or this ordinance, shall be enforced by the Building Inspector of the Town of Clinton. The Building Inspector is hereby **authorized to inspect and examine any building, structure, place or premises** and to require in writing the remedying of any condition found to exist therein or thereon in violation of any provision of the regulations or orders made under the authority of said sections of the General Statutes of Connecticut, as amended, or this ordinance. The owner or agent of any building or premises where such a violation has been committed or exists, or the owner, agent, lessee or tenant of an entire building or entire premises where such violation has been committed or exists, or the agent, architect, builder, contractor, or any other person who commits, takes part or assists in such violation, shall be fined not less than Ten Dollars nor more than One Hundred Dollars for each day that such violation continues. However, if the offense is willful, the person convicted thereof shall be fined not less than One Hundred Dollars nor more than Two Hundred and Fifty Dollars for each day that such violation continues, and the Superior Court for the District wherein such violation continues or exists shall have jurisdiction of all such offenses, subject to appeal as in other cases. Each day that a violation continues to exist shall constitute a separate offense.

APPEALS

Section 9. Any person or persons severally or jointly aggrieved by any decision of the Commission or of any officer thereof may, within fifteen days from the date when such decision was rendered, take an appeal to the Superior Court, which appeal shall be made returnable to such court in the same manner as that prescribed for civil actions brought to such court. Notice of such appeal shall be given

Liberty Green Historic District (Cont'd)

by leaving **a true and attested copy thereof** in the hands of or at the usual place of abode of the Chairman or Clerk of **the Commission within twelve days before the return day to which such appeal has been taken. Procedure upon such appeal should be** the same as that defined in Section 8-8 of the Connecticut General Statutes, as amended.

EXEMPTED ACTS

Section 10. Nothing in this ordinance shall be construed to prevent the ordinary maintenance or repair of any feature in the Liberty Green Historic District which does not involve a change of design thereof, nor to prevent the construction, reconstruction, alteration, or demolition of any such **feature which the Building Inspector certifies is required by** the public safety because of unsafe or dangerous condition; nor to prevent the construction, reconstruction, alteration or demolition of any such **feature under a permit** issued by **the Building Inspector prior to the effective date of establishment of the District.**

Section 11. **This ordinance and any amendment hereof shall be recorded in the Land Records of the Town of Clinton and indexed by the Town Clerk in the Grantor Index** under the names of the owners of **record of such real property as is** included within the District.

Section 12. This ordinance shall take effect on enactment.

Special Town Meeting - October 17, 1979

ORDINANCE CREATING A WATER POLLUTION
CONTROL AUTHORITY

1. The Town of Clinton hereby creates a water pollution control commission, to be known as the Clinton Water Pollution Control Commission, and designates said Commission as the water pollution control authority for the Town of Clinton with all the powers, purposes and objectives set forth in Chapter 103 of the Connecticut General Statutes as amended to date.

2. The Clinton Water Pollution Control Commission shall be made up of six members ("commissioners") each of whom shall be an elector of the Town of Clinton appointed by its Board of Selectmen. Each commissioner shall serve without compensation. On or before the 15th day of November, 1980 the Board of Selectmen shall appoint two commissioners who shall hold office for a term commencing December 1, 1980 and ending on November 30, 1981, two commissioners who shall hold office for a term commencing on December 1, 1980 and ending on November 30, 1982, and two commissioners who shall hold office for a term commencing on December 1, 1980 and ending on November 30, 1983. A successor to each commissioner shall be appointed for a term of three years effective on expiration of the term of his predecessor and expiring on November 30 of the third year following the year of his appointment; provided, however, that whenever a vacancy on the Commission shall occur the Board of Selectmen shall, as soon as practicable, appoint a successor commissioner whose term shall expire on the same day **as the last day of the** term of his predecessor.

3. The Commission shall at its first meeting, to be held not later than December 1, 1980, and at each annual meeting held during the first fifteen days of December in **each succeeding year**, elect from among its **number** a Chairperson and shall appoint a Clerk who may be, but need not be, a commissioner. The Commission may employ legal counsel, professional engineers, and such other persons as it shall deem necessary to carry out its purposes and objectives, and shall prescribe and define their duties. The Commission shall, not less frequently than annually, determine the compensation, if any, to be paid to the Clerk and all other professional assistants and employees of the Commission. The Clerk shall keep a complete record of the proceedings of the Commission and shall be **the custodian of such** books, records and documents and shall give such notice of its meetings to the Town Clerk and file with the Town Clerk such record of its proceedings as may be required by law. The Commission's records shall be open for public inspection at all reasonable hours.

Water Pollution Control Authority (Cont'd)

4. The first meeting of the Commission shall be called by the First Selectman and thereafter meetings of the Commission shall be called by the Chairperson or by any two commissioners. Notice of the call of any meeting of the Commission shall be effective as to its members if all commissioners shall have received such notice not less than thirty-six (36) hours prior to the date of such meeting.

5. The Commission shall maintain proper accounting and financial records and shall make an annual report to the Board of Selectmen. The Commission shall prepare annually a budget of estimated revenues and expenditures for the ensuing fiscal year.

6. A commissioner may be removed for inefficiency or neglect of duty or misconduct in office by the Board of Selectmen after hearing conforming to recognized standards of due process of law, including without limitation, an opportunity to review the charges made against such commissioner not less than ten (10) days prior to the date on which said charges shall be subject to such a hearing.

7. The Commission shall prepare and periodically update a water pollution control plan for the Town of Clinton in the manner provided by Section 7-246, Connecticut General Statutes. Such periodic updating shall be accomplished not less frequently than every five years after the completion of the initial plan, and in addition to the filing requirements of said statute the Commission shall file a copy of said plan and any periodic update with the Town Clerk.

Special Town Meeting - September 9, 1980

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AN ORDINANCE ACCEPTING THE PETERS GIFT AND ESTABLISHING (0)
A COMMITTEE TO MANAGE SAID GIFT

WHEREAS, Miss Ethel Peters, late of the Town of Clinton, did by Will very generously bequeath the sum of One Hundred and Twenty-one Thousand Five Hundred and Eighty-five Dollars and Forty-four Cents (\$121,585.44) to the Town of Clinton for the purpose "of aiding in the establishment of a Clinton Community Youth Recreation Center in the hope that all youth of the Town will find therein a satisfactory social life under proper guidance", and

WHEREAS, it is the feeling of the inhabitants of said Town of Clinton, that the Town will be greatly benefited by accepting said gift,

NOW, THEREFORE, BE IT RESOLVED:

1. That the Town of Clinton does hereby accept Miss Ethel Peters' gift, and in furtherance thereof does hereby establish a committee to oversee, manage and expend said funds in accordance with Miss Peters' Will.

2. Said committee shall be the Park and Recreation Commission.

Board of Selectmen - November 18, 1980

AN ORDINANCE PROHIBITING MASSAGE ESTABLISHMENTS,
MASSEURS AND MASSEUSES

Section 1.

WHEREAS, the Legislature of the State of Connecticut has recognized the need to license massage establishments, masseurs and masseuses and has enacted legislation directing the Commissioner of Health Services of Connecticut to adopt such regulations, and

WHEREAS, the Town of Clinton concurs with the Legislature in the need for the licensing of such facilities and persons; and

WHEREAS, the regulations as required by Statute have not yet been adopted;

NOW, THEREFORE, the Town of Clinton enacts the following sections:

**Ordinance Prohibiting Massage Establishments,
Masseurs and Masseuses (Cont'd)**

Section 2. Definitions

- 2.1 **Massage** shall mean any method of pressure on, or friction against, or stroking, kneading, rubbing, tapping, pounding, vibrating or stimulating of the external soft parts of the body with the hands or with the aid of any mechanical or electrical apparatus or appliance with or without any such supplementary aids as rubbing alcohol, liniments, antiseptics, oils, powders, creams, lotions, ointments, or other similar preparations, commonly used in this practice.
- 2.2 **Massage Establishment** shall mean any establishment having a fixed business where any person engages in or carries on or permits to be engaged in or carried on any of the activities mentioned under "massage" and shall also include any massage business operated on a house call basis.
- 2.3 **Masseur and Masseuse** shall mean any person, who, for any consideration whatsoever, engages in the practice of massage as herein defined.
- 2.4 **Person** shall mean any individual, firm, partnership, syndicate, company, trust or corporation, which owns, leases, operates, or has an interest in a massage establishment.

Section 3. Prohibition

Until such time as the Commissioner of Health Services has adopted regulations under Section 19-49b of the Connecticut General Statutes as amended, no person shall allow a massage establishment to be conducted in Clinton and no masseur and/or masseuse shall engage in the practice of massage as defined herein in Clinton.

Section 4. Exempted Persons and Organizations

This ordinance shall not apply to the following individuals while engaged in personal performance of the duties of their respective professions:

- 4.1 Physicians, surgeons, chiropractors, osteopaths, or physical therapists who are duly licensed to practice their respective professions in the State of Connecticut.

Ordinance Prohibiting Massage Establishments,
Masseurs and Masseuses (Cont'd)

- 4.2 Nurses who are registered under the laws of the State of Connecticut.
- 4.3 Barbers and Beauticians who are duly licensed under the laws of the State of Connecticut, except that this exemption shall apply solely to the massaging of the neck, face, scalp, and hair of the customer, or client, for cosmetic or beautifying purposes.
- 4.4 Hospitals, nursing homes, clinics or rehabilitation facilities operating or licensed under other provisions of the laws of the State of Connecticut or to the employees working under the direction of such facilities.

Section 5. _Penalty

Any person who violates this ordinance shall be subject to a fine not to exceed One Hundred (\$100.00) Dollars. Each day such violation continues shall be considered a separate offense.

Board of Selectmen - November 24, 1981

Effective - December 31, 1981

RESTAURANTS, CATERING SERVICES, FOOD AND
BEVERAGE VENDING MACHINES, ETC.

AN **ORDINANCE** TO ENSURE THE PROPER SANITATION OF FOOD-STUFFS, RESTAURANTS, CATERING SERVICES, ITINERANT FOOD OR BEVERAGE VENDING MACHINES AND OTHER FOOD SERVICE ESTABLISHMENTS. LICENSES AND FEES. PENALTIES FOR VIOLATIONS.

Section 1 - Food **Service Establishment Defined**

Food Service Establishment shall mean any fixed or mobile restaurant, private or public institution, catering kitchen, commissary or similar place, public or private, where food or drink is prepared for sale or service on the premises or elsewhere, and any operation where food or beverage is served or provided to the public with or without charge.

Section 2 - Licensing Requirement _Transferability.
Display.

No individual, firm, partnership or corporation shall operate a Food **Service Establishment**, as defined in Section 1 of this ordinance, within the jurisdiction of the Town of Clinton Health Department without a valid License issued by the Director of Health of the Town of Clinton. Only those individuals, firms, partnerships or corporations that comply with the requirements of this ordinance and the Public Health Code of the State of Connecticut shall be entitled to receive such a license.

Licenses duly issued by the Director of Health of the Town of Clinton shall not be transferable and are only valid as to the original Licensee.

A License duly issued by the Director of Health of the Town of Clinton shall be prominently and conspicuously displayed in or at every Food Service Establishment.

Section 3 = Application for Licenses Inspection.

- (a) Any individual or individuals desiring to operate a Food Service **Establishment shall make** written application for a License to, and on forms provided by, the Director of Health of the Town of Clinton. Such application shall include the applicant's or applicants' names and addresses and whether the applicant or applicants will operate as a partnership or corporation; and

Restaurants, Catering Services, Food and Beverage
Vending Machines, etc. (Cont'd)

if such applicant or applicants will operate as a partnership, the names and addresses of all partners; the location of the Food Service Establishment; a description of the proposed operation; and the signature of the applicant or applicants. If the application is for a License to operate a temporary Food Service Establishment, it shall also include the inclusive dates of proposed operation.

- (b) Upon receipt of an application for a License to operate a Food Service Establishment, the Director of Health of the Town of Clinton, or his duly authorized agent, shall make an inspection of the proposed Establishment to determine compliance with the provisions set forth in this ordinance and the Public Health Code of the State of Connecticut. When inspection reveals that all such requirements have been met, a License shall be issued to the applicant or applicants by the Director of Health.

Section 4 - Licensing Fees

The fees for Licenses issued under Section 3 of this ordinance shall be those established from time to time in accordance with the Charter of the Town of Clinton. Such fees may be applicable for initial licensing or license renewal whether the License in question is considered permanent or temporary.

Section 5- Expiration of Licenses. Maximum Term for
Temporary Licenses

Whenever the Director of Health of the Town of Clinton determines that the holder of a License issued under Section 3 of this ordinance has failed to comply with the provisions of this ordinance and/or the Public Health Code of the State of Connecticut, said Director shall give notice by certified mail to the Licensee of the facts or conduct not in compliance and of the institution of proceedings which could result in the suspension of said License. Such notice shall also state that the Licensee shall have an opportunity to be heard at a hearing conducted by the Director of Health, to determine whether such suspension should occur and to be scheduled at a place and time designated by the same, except that no hearing shall be so scheduled less than fourteen (14) days from the receipt

Restaurants, Catering Services, Food and Beverage
Vending Machines, etc. (Cont'd)

by the Licensee of such notice.

- (b) Notwithstanding the provisions of paragraph (a) of this Section, no hearing shall take place and no suspension shall occur if the Licensee receiving notice under paragraph (a) substantially corrects the conditions and/or conduct cited in said notice, as determined by the Director of Health before the scheduled time said hearing is to take place. Such determination shall be made by the Director of Health upon a request in writing for inspection, made by the Licensee not less than three (3) working days before said hearing is so scheduled to take place.

Notwithstanding the provisions of paragraph (a) of this Section or any other provision of this ordinance or of the Public Health Code of the State of Connecticut, if the Director of Health of the Town of Clinton finds unsanitary or other conditions in the operation of any Food Service Establishment which, in said Director's judgment, constitute a substantial hazard to the public health, said Director, may without notice, issue a written order to the Licensee indicating that all food service operations shall be discontinued pending a hearing. Such hearing shall be promptly scheduled at a time and place designated by the Director of Health, such time and place to be set forth in said order. Such order shall be served Licensee by certified mail and shall inform the Licensee of the conditions complained of as well as of the opportunity of said Licensee to be heard at the scheduled hearing. Until determined otherwise, whether at such hearing or as a result of a decision of the Director of Health to reinstate the suspended License under paragraph (d) of this Section, said Licensee shall comply with the order duly issued.

- (d) Any Licensee whose License has been suspended may, at any time, make written application for a reinspection for the purpose of reinstatement of the License. Within ten (10) working days following receipt of such application, which application should include a statement signed by the applicant or applicants that, in their judgment, the conditions causing suspension of the License have been corrected, the Director of Health or his authorized agent, shall make a reinspection. If the applicant or applicants are found to be in substan-

**Restaurants, Catering Services, Food and Beverage
Vending Machines, etc. (Cont'd)**

tial compliance with the requirements of this ordinance and/or the Public Health Code of the State of Connecticut, the suspended License shall be reinstated.

- (e) Any License issued under Section 3 herein may be **permanently revoked for serious and/or repeated violations** of any of the provisions of this ordinance **and/or the Public Health Code of the State**, of Connecticut, or **for interference with the Director of Health of the Town of Clinton or his authorized agent, in the performance of his duties.** Prior to **any such revocation**, the Director of Health shall notify the Licensee by certified mail of the institution of proceedings which could result in the revocation of said License and of the reasons for which said License is subject to revocation. Such notice shall also state that the Licensee shall have the opportunity to be heard at a hearing promptly scheduled and conducted by the Director of Health to determine whether such revocation should occur and to be scheduled at a place and time designated by the same, provided however, that such hearing shall be so scheduled within ten (10) working days of receipt of such notice by said Licensee.

Section 7 - Findings After Hearing

Based upon the Record of any hearing held under the provisions of this ordinance, the Director of Health of the Town of Clinton shall make a finding as to the issues under consideration at such hearing and shall furnish to the Licensee, applicant or applicants a written report of the hearing decision.

Section 8 - Appeal

Pursuant to Section 19-103 of the Connecticut General Statutes, any person aggrieved by an order issued by the Director of Health of the Town of Clinton may, within forty-eight (48) hours after the making of such order, appeal to the Commissioner of Health Services of the State of Connecticut, who shall thereupon immediately notify the authority from whose order the appeal was taken, and examine into the merits of such case, and may vacate, modify or affirm such order.

Section 9 - Authorization for Construction or Remodeling
of Food Service Establishment

No individual, partnership or corporation shall begin

Restaurants, Catering Services, Food and Beverage
Vending Machines, etc. (Cont'd)

to construct or remodel any Food Service Establishment until the plans for such construction or remodeling are first reviewed and approved by the Director of Health of the Town of Clinton. This Section shall not be construed to override or supplant the requirements or provisions of any other applicable laws and/or regulations regarding the construction or remodeling of any Food Service Establishment, but rather shall be construed to be in addition to any such laws and/or regulations thereto.

Section 10 - Prevention of Disease Transmittance. Remedies.

No person while affected with any disease in a communicable form, or while a carrier of such disease, or while afflicted with boils, infected wounds, sores or an acute respiratory infection, shall work in any Food Service Establishment in any capacity in which there is a likelihood of such person contaminating food, drink or food contact surfaces with pathogenic organisms, or transmitting disease to other individuals; and no person, known or suspected of being infected with any such disease or condition, shall be employed in such an area or capacity. If the management of the Establishment has reason to suspect that any employee has contracted any disease in a communicable form or has become a carrier of such disease, he shall notify the local Director of Health immediately. When the local Director of Health has reasonable cause to suspect possibility of disease transmission from any Food Service Establishment employee, the Director shall secure a morbidity history of the suspected employee, or make such other investigation as may be indicated, and take appropriate action. The Director of Health may require any or all of the following measures:

1. The immediate exclusion of the employee from all Food Service Establishments.
2. The immediate closure of the Food Service Establishment pursuant to Section 6, paragraph (c) of this ordinance until, in the opinion of the Director of Health, no further danger of disease outbreak exists.
3. Restriction of the employee's services to some area of the establishment where there would be no danger of transmitting disease.
4. Adequate medical and laboratory examinations of the employee or other employees, and of his and their body discharges.

Restaurants, Catering Services, Food and Beverage
Vending Machines, etc. (Cont'd)

Section 11 - Sources of Food Stuffs and Drink

All food and drink in Food Service Establishments shall be from sources approved or considered satisfactory by the Director of Health, and shall be clean, wholesome, free from spoilage, free from adulteration and misbranding and safe for human consumption. Any food or drink considered unsafe for human consumption shall be either summarily condemned or embargoed, sampled, destroyed, or disposed of in a manner satisfactory to the Director of Health.

Section 12 - Food Service Establishments Outside Jurisdiction of the Clinton Health Department

Food from Food Service Establishments outside the jurisdiction of the Clinton Health Department may be sold within the jurisdiction of the District if such Food Service Establishments conform to the provisions of this regulation or to substantially equivalent provisions. To determine the extent of compliance, reports from responsible authorities in other jurisdictions where such Food Service Establishments are located should be submitted to the Director of Health of the Town of Clinton.

Section 13 - Fines and Penalties

Any person who shall violate any of the provisions of this ordinance and/or the Public Health Code of the State of Connecticut shall be fined not more than One Hundred (\$100.00) Dollars or imprisoned not more than Three Months or both.

Section 14 - Service of Notice in General

Whenever it shall have been provided in this ordinance that there shall be notice by certified mail or notice in writing, such notice shall be deemed to have been properly served when such notice has been delivered personally to the person or persons subject to the notice or their agent, by any proper officer or official authorized to deliver such notice within this State. Such notice may also be delivered personally by the Director of Health or a duly authorized agent thereof, provided however, the person or persons subject to such notice, or their agent, acknowledge receipt of said notice in writing. A copy of all notices sent or delivered under this ordinance shall be filed in the records of the enforcement authority.

Board of Selectmen - February 8, 1983

WATER POLLUTION CONTROL AUTHORITY

THE ORDINANCE OF THE TOWN OF CLINTON ADOPTED SEPTEMBER 9, 1980 CREATING A WATER POLLUTION CONTROL AUTHORITY IS REPEALED AND THE FOLLOWING IS SUBSTITUTED IN LIEU THEREOF:

1. The Town of Clinton hereby creates a water pollution control commission, to be known as the Clinton Water Pollution Control Commission, and designates said Commission as the water pollution control authority for the Town of Clinton with all the powers, purposes and objectives set forth in Chapter 103 of the Connecticut General Statutes as amended to date.

2. The Clinton Water Pollution Control Commission shall be made up of six (6) members ("commissioners") each of whom shall be an elector of the Town of Clinton appointed by its Board of Selectmen. Each commissioner shall serve without compensation. On or before the 30th day of March, 1983, the Board of Selectmen shall appoint two (2) commissioners who shall hold office for a term commencing April 1, 1983 and ending on March 31, 1984; two (2) commissioners who shall hold office for a term commencing on April 1, 1983 and ending on March 31, 1985 and two (2) commissioners who shall hold office for a term commencing on April 1, 1983 and ending on March 31, 1986. A successor to each commissioner shall be appointed for a term of three (3) years effective on expiration of the **term of his predecessor and expiring on March 31 of the** third year following the year of his appointment; provided however, that whenever a vacancy on the Commission shall occur the Board of Selectmen shall, as soon as practicable appoint a successor commissioner whose term shall expire on the same day as the last day of the term of his predecessor.

3. The Commission shall, at its first meeting, to be held not later than April 15, 1983 and at each annual meeting held during the first fifteen days of April in each succeeding year, elect from among its number a Chairperson and shall appoint a Clerk who may be, but need not be, a commissioner. The Commission may employ legal counsel, professional engineers, and such other persons as it shall deem necessary to carry out its purposes and objectives, and shall prescribe and define their duties. The Commission shall, not less frequently than annually, determine the compensation, if any, to be paid to the Clerk and all other professional assistants and employees of the Commission. The Clerk shall keep a complete record of the proceedings of the Commission and shall be the custodian of such books, records and documents

Water Pollution Control Authority (Cont'd)

and shall give such notice of its meetings to the Town Clerk and file with the Town Clerk such record of its proceedings as may be required by law. The Commission's records shall be open for public inspection at all reasonable hours.

4. The first meeting of the Commission shall be called by the First Selectman and thereafter meetings of the Commission shall be called by the Chairperson or by any two commissioners. Notice of the call of any meeting of the Commission shall be effective as to its members if all commissioners shall have received such notice not less than thirty-six (36) hours prior to the date of such meeting.

5. The Commission shall maintain proper accounting and financial records and shall make an annual report to the Board of Selectmen. The Commission shall prepare annually a budget of estimated revenues and expenditures for the ensuing fiscal year.

6. A commissioner may be removed for inefficiency or neglect of duty or misconduct in office by the Board of Selectmen after hearing conforming to recognized standards of due process of law, including without limitation, an opportunity to review the charges made against such commissioner not less than ten (10) days prior to the date on which said charges shall be subject to such a hearing.

7. The Commission shall prepare and periodically update a water pollution control plan for the Town of Clinton in the manner provided by Section 7-246 of the Connecticut General Statutes. Such periodic updating shall be accomplished not less frequently than every five (5) years after the completion of the initial plan, and in addition to the filing requirements of said statute the Commission shall file a copy of said plan and any periodic update with the Town Clerk.

Board of Selectmen - March 8, 1983

Effective - March 25, 1983 at 12:05 A.M.

RESOLUTION ACTIVATING A HOUSING AUTHORITY

WHEREAS, Section 8-40 of the Connecticut General Statutes creates a Housing Authority in each municipality; and

WHEREAS, said Housing Authority shall not transact business or exercise its powers until the governing body of the municipality by resolution declares that there is a need for a housing authority in the municipality; and

WHEREAS, the Board of Selectmen of the Town of Clinton finds that there is a shortage of safe or sanitary dwelling accommodations in the municipality available to the elderly of low or moderate income and/or families of low or moderate income at rentals they can afford;

NOW, THEREFORE, BE IT RESOLVED by the Board of Selectmen of the Town of Clinton

1. That there is need for a housing authority in the Town of Clinton;
2. That the Housing Authority of the Town of Clinton may transact business and exercise its powers under the provisions of Chapter 128 of the Connecticut General Statutes as amended.

Board of Selectmen - March 1, 1983

STREET PARKING DURING STORMS

ORDINANCE REGULATING THE PARKING OF MOTOR VEHICLES ON TOWN MAINTAINED STREETS OF THE TOWN OF CLINTON

From November 1 to April 15 parking shall be prohibited upon Town maintained streets at all times during any snow or ice storm and for twenty-four (24) hours after the cessation of any snow or ice storm.

Any vehicle parked in violation of this ordinance, may be removed or conveyed by or under the direction of any member of the Clinton Police Department by means of towing or otherwise. Said removal shall be at the risk of the owner. The owner or person in charge of said vehicle shall be permitted to remove the vehicle from the custody of the Town of Clinton, upon the payment of reasonable towing and storage charges.

Street Parking During Storms

Any person violating any provision of this ordinance, shall be fined not more than Twenty-five (\$25.00) Dollars.

The invalidity of any provision of this ordinance shall not affect the validity of the remainder of the ordinance.

Board of Selectmen - June 25, 1985

Effective - August 2, 1985

PROPERTY TAX EXEMPTION

ORDINANCE ESTABLISHING THE EFFECTIVE DATE OF TAX EXEMPTION

Be it enacted, that the property tax exemption authorized by any of the subsection (7) to (16) inclusive of Section 12-81 of the Connecticut General Statutes as amended, shall be effective as of the date of acquisition of the property to which the exemption applies. Any tax exempt organization shall be reimbursed by the Town of Clinton for any tax paid to the Town of Clinton, or to the prior owner of said property, by way of adjustment at the transfer of title subsequent to its date of acquisition.

This ordinance shall be applicable to all transfers of property subsequent to January 1, 1983.

Board of Selectmen - June 25, 1985

REGULATION OF USE OF TOWN PROPERTY

ORDINANCE ESTABLISHING REGULATIONS FOR THE USE OF PROPERTY OF THE TOWN OF CLINTON INCLUDING THE TOWN GREEN, PUBLIC PLAYGROUNDS, TOWN DOCK, MOORING SITES AND MARINA, BEACHES, TOWN ROADS, SIDEWALKS AND PARKING AREAS AND SCHOOL GROUNDS.

WHEREAS, it is in the interest of public health, safety and welfare to establish regulations governing the use of Town property, including the Town Green, Public Playgrounds, Town Dock, Mooring Sites and Marina, Beaches, Town Roads, Sidewalks and Parking Areas and School Grounds within the Town of Clinton,

Regulation of Use of Town Property

NOW, THEREFORE, Be It Ordained and Enacted as follows:

I. For purposes of this ordinance, the term "Governing Agency" shall mean:

- A. The Board of Selectmen in matters *involving* the Town Green and Sidewalks.
- B. The Board of Police Commissioners in matters involving Town Roads and Parking Areas.
- C. The Board of Education in matters involving School Grounds.
- D. The Park and Recreation Commission in matters involving Public Playgrounds and Beaches.
- E. The Harbor Commission in matters involving the Town Dock, Mooring Sites, Marina, and Esposito Beach.

II. It shall be unlawful and a violation of this ordinance for any person within the boundaries of the Town Green, Public Playgrounds, Town Dock, Mooring Sites and Marina, Beaches, Town Roads, Sidewalks and Parking Areas and School Grounds within the Town of Clinton:

- A. To consume or have any alcoholic liquors, as defined in Section 30-1 of the Connecticut General Statutes, of any kind in an open container in his or her possession, except when the governing agency, in its discretion after consultation with the Chief of Police, waives the provisions of this sub-section by issuing a permit to that effect to any association, club, society or similar organization which applies in writing to the governing agency for said permit, at least fifteen (15) days prior to the date for which the permit is sought.

In addition, no person who has not attained the legal drinking age, as defined by the Connecticut General Statutes, shall have any such alcoholic liquors in his or her possession or custody, whether the same be in opened or sealed containers.

- B. To cut, injure or deface, remove or disturb any tree, shrub, building, fence, bench, or other structure, apparatus, or property; to pick, cut, or remove any shrub, bush, or

Regulation of Use of Town Property

flowers; or mark or write upon any building, fence, bench, or other structure except by permission of the governing agency.

- C. To be in any town property at times other than those established by the governing agency.
- D. To park vehicles or trailers in an area not designated for parking by the governing agency.
- E. To litter or otherwise dispose of waste materials on town property other than in provided containers or receptacles.

III. Failure to abide by these regulations or any rules set forth by the governing agencies shall subject the violator to immediate removal from said town property. Any person who fails to leave when so ordered by a member of the Clinton Police Department shall be considered to be in violation of this ordinance.

IV. Any person violating any of the provisions hereof shall be subject to a fine of not less than Ten (\$10.00) Dollars nor more than One Hundred (\$100.00) Dollars for each violation.

V. The invalidity of any section, provision or portion of this ordinance shall not invalidate any other section, provision, or remaining portion hereof.

Board of Selectmen - June 25, 1985

Effective - August 2, 1985

AMENDMENTS TO THE ORDINANCE GOVERNING
THE USE AND OPERATION OF THE CLINTON TRANSFER
STATION AND BULKY WASTE AREA

The ordinance concerning regulations for the use and operation of the Clinton Transfer Station and Bulky Waste Area adopted by the Board of Selectmen October 9, 1979, is hereby amended as follows:

All Commercial carriers, contractors, builders, etc., using the Clinton Transfer Station facility are hereby warned that the Town of Clinton considers any action on the part of such parties to deliver solid waste generated outside the territorial boundaries of the Town of Clinton to be a violation of the criminal statutes of Section 53a-119 of the General Statutes of Connecticut. Such section is as follows:

"53a-119 (7) (6) Obtaining or having control over labor in the employ of another person, or of business, commercial or industrial equipment or facilities of another person knowing that he is not entitled to the use thereof, and with intent to derive a commercial or other substantial benefit for himself or a third person, he uses or diverts to the use of himself or a third person such labor, equipment or facilities."

The Clinton Transfer Station located on Nod Road, is hereby designated pursuant to Public Act 83-120 of the General Statutes of Connecticut as the area where all refuse generated within the boundaries of the Town of Clinton shall be disposed except for such types of refuse specifically subjected to other disposal requirements by State law or Municipal Ordinance.

Any collector hauling refuse generated by residential, business or commercial or other establishment in the Town of Clinton, shall register with the Town of Clinton and disclose the name of any other municipality in which such collector hauls such refuse pursuant to Public Act 73-120 of the General Statutes of Connecticut.

The Town of Clinton reserves the right to establish and modify service charges to commercial users of the Transfer Station. Fees for the use of the facility by commercial firms shall be set by the Board of Selectmen.

The personnel at the Clinton Transfer Station shall have the right to inspect all solid waste delivered to the station to determine its origin and also to make reasonable inquiry of commercial carriers, contractors, builders, etc., regarding the same. If, in the event that such investiga-

Amendments - Clinton Transfer Station (Cont'd)

tion determines that the probable source of any solid waste delivered to the station was not generated within the territorial boundaries of the Town of Clinton, the Town shall have and reserve to itself, the right to suspend the right of any such commercial carrier, contractor, builder, etc. from the use of the Transfer Station facility in accordance with the following procedure:

- (a) Upon a first offense, the responsible party shall be notified of such violation by certified mail, return receipt requested, to its place of business, with a specific direction to cease and desist all such future activities.
- (b) Upon a second offense, the responsible party shall be notified of such violation by certified mail, return receipt requested, to its place of business, with a specific direction to cease and desist all such future activities. In addition, said party's right to use the Clinton Transfer Station facility shall be suspended for a period of time not to exceed two (2) weeks.

Upon a third offense, the responsible party shall be notified of such violation by certified mail, return receipt requested, to its place of business, whereupon the said responsible party's right to use the Clinton Transfer Station facility shall be suspended permanently. The Board of Selectmen shall not revoke any suspension issued under the provision of this paragraph within a period of one (1) year next following said suspension and shall do so only for good cause shown by petition of the suspended party filed with the Board of Selectmen following said one (1) year period.

Any responsible party receiving any of the notices and penalties hereinbefore set forth may, within seven (7) days after receiving such notice, request a hearing before the Board of Selectmen of the Town of Clinton. Said hearing shall be scheduled by said Board within ten (10) days next following receipt of written request by the responsible party for said hearing. At said hearing, the responsible party shall have the right to present any relevant evidence on its behalf regarding said notice. Following said hearing the Board of Selectmen shall have

Amendments - Clinton Transfer Station (Cont'd)

the right, in the exercise of its reasonable discretion, to revoke, modify or affirm its original action taken with respect to such responsible party.

The Board of Selectmen shall give written notice of such decision with its reasons therefor, to the responsible party by certified mail, return receipt requested, mailed to its place of business within seven (7) days next following the date of hearing. If any such notice of violation to a responsible party shall include a suspension of the right of that party to use the Clinton Transfer Station facility, and if said responsible party requests a hearing before the Board of Selectmen as set forth in this paragraph, then such suspension shall be delayed and not imposed during the time of said hearing procedure.

The provisions for suspension, hearing, etc., hereinbefore set forth shall be in addition to and not in lieu of any complaint or criminal proceeding which the Board of Selectmen may wish to initiate against any responsible party. Said right to file and process a criminal complaint shall in no way be dependent upon, delayed, or otherwise affected by said warning and suspension procedures.

Effective - November 22, 1985

LOITERING OR DRINKING

(The following ordinance amends and reaffirms the ordinance designated "AN ORDINANCE PROHIBITING LOITERING, DRINKING and LITTERING ON PUBLIC PROPERTY OR IN PUBLIC AREAS", adopted September 26, 1978)

AN ORDINANCE PROHIBITING LOITERING OR DRINKING ON PUBLIC PROPERTY OR IN PUBLIC AREAS

Section 1

For purposes of this ordinance:

- (a) "Loiter" shall mean standing around, moving slowly about, spending time idly, sauntering, delaying, lingering or lagging behind, in such manner as to hinder or impede or tend to hinder or impede the free and uninterrupted use of property or the operation of any business lawfully conducted by anyone.
- (b) "Public area" shall mean any street, sidewalk, parking lot, open area, or building to which the general public has access for business, entertainment or other lawful purposes.
- (c) "Alcoholic beverages" shall have the same meaning as the term "alcoholic liquor" in Chapter 545 of the Connecticut General Statutes, Revision of 1958, as amended.

Section 2

- (a) It shall be unlawful for any person or group of persons to loiter on or in any street, sidewalk, park, beach, building or other property owned by the Town of Clinton.
- (b) It shall be unlawful for any person or group of persons to loiter on or in any public area of private property in the Town of Clinton if ordered to quit said property by the owner thereof or his agent.

Section 3

- (a) It shall be unlawful for any person or group of persons to consume alcoholic beverages on or in any street, sidewalk, park, beach, building or other property owned by the Town of Clinton.
- (b) It shall be unlawful for any person or group of

Loitering or Drinking (Cont'd)

persons to consume alcoholic beverages on or in any public area of private property in the Town of Clinton if ordered not to consume alcoholic beverages on said property by the owner thereof or his agent.

Section 4

The Board of **Selectmen may make such** exception to Sections 2(a) and 3(a) for special events as in its discretion is fitting and proper and provided written request for such exception is made in writing at least twenty-four (24) hours before the scheduled event.

Section 5

Any person who violates any provision of this ordinance shall be fined not more than Twenty-five (\$25.00) Dollars for each offense.

Section 6

If any provision of this ordinance is declared unconstitutional or void by a court of competent jurisdiction all remaining portions of this ordinance shall remain in full force and effect.

Section 7

This ordinance shall become effective Fifteen (15) Days after publication in a newspaper having a circulation in the Town of Clinton.

Board of Selectmen - November 5, 1986

Effective - December 18, 1986

AN ORDINANCE PROHIBITING LITTERING

Section 1.

For purposes of this ordinance:

- (a) "Litter" means any discarded, used or unconsumed substance or waste material, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspaper, magazines, glass, metal, plastic or paper containers or other packaging or construction material which has not been deposited in a litter receptacle; and
- (b) "Litter receptacle" means a receptacle suitable for the depositing of litter.

Section 2.

No person shall throw, scatter, spill or place or cause to be blown, scattered, spilled, thrown or placed, or otherwise dispose of any litter upon any public property in the Town or upon private property in this Town now owned by him or in the waters of this Town whether from a vehicle or otherwise including, but not limited to, any public highway, public park, building, beach, campground, forest land, recreational area, trailer park, highway, road, street or alley except:

- (1) When such property is designated by the State of Connecticut or the Town for the disposal of garbage and refuse, and such person is authorized to use such property for such purpose; or
- (2) into a litter receptacle in such a manner that the litter will be prevented from being carried away or deposited by the elements upon any part of said private or public property or waters.

Section 3.

Any person who violates any provision of Section 2 of this ordinance shall be fined not more than One Hundred (\$100.00) Dollars for each offense. In addition thereto, in the discretion of the court, such person may be directed

An Ordinance Prohibiting Littering (Cont'd)

to pick up and remove from any public place or any private property, with prior permission of the legal owner, upon which it is established by competent evidence that such person has deposited litter, any or all litter deposited thereon by anyone prior to the date of execution of sentence. When any such material or substances are thrown, blown, scattered or spilled from a vehicle, the operator thereof shall be deemed prima facie to have committed such offense.

Section 4.

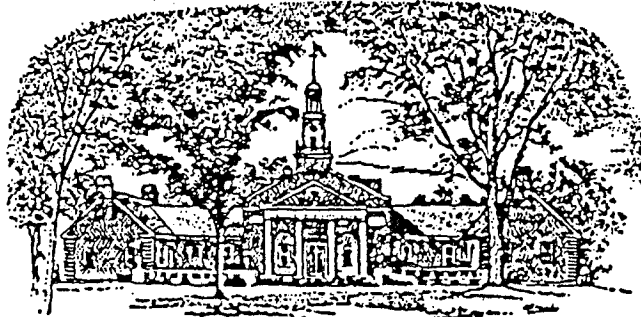
If any provision of this ordinance is declared unconstitutional or void by a court of competent jurisdiction, all remaining portions of the ordinance shall remain in full force and effect.

Section 5.

This ordinance shall become **effective after enactment** in accordance with the provisions of paragraph E of Section 5-5 of the Charter of the Town of Clinton.

Board of Selectmen - November 5, 1986

Effective - December 18, 1986



TOWN OF CLINTON, CONNECTICUT 06413 - 2093

BOARD OF SELECTMEN

ORDINANCES

1. Title: AN ORDINANCE PROHIBITING LITTERING
2. Date of Legal Notice of Public Hearing: September 30, 1986
Newspaper of publication: Clinton Recorder
(not less than 10 days before Hearing)
3. Date of Public Hearing: October 15, 1986
4. Date of Enactment by Selectmen: October 22, 1986
(within 30 days of Hearing)
5. Date of Legal Notice of Enactment: November 4, 1986
Newspaper of publication: Clinton Recorder
DATE OF CORRECTED LEGAL NOTICE OF ENACT: NOVEMBER 18, 1986
6. Effective date of Ordinance: December 18, 1986
(30 days after publication, unless petition
has been filed)

9/87

Page 210
Order
Book

Section 1

Whenever the Town appropriates funds to extend a water main into an area to be used in whole or in part for industrial or commercial purposes, or an area used or zoned for residential purposes, each owner of property abutting such extension shall reimburse the Town for a proportionate share of the cost to the Town of such extension; provided, however, that such reimbursement may be waived whenever the Town and the Connecticut Department of Environmental Protection concur in determining the need for such extension in response to a community pollution problem, within the purview of the Connecticut General Statutes.

Section 2

- (a) The amount of such reimbursement shall be computed so as to leave the Town ultimately free of any of the cost of the water main extension and expenses incidental thereto, including materials; installation; pumping stations; service connections; curb, sidewalk and highway repairs; installation of gate-valves and shut-offs; debt service; and professional fees. When any portion of the water service is to be used for a municipal purpose, the Town shall contribute a fair proportion of the cost representing such proportionate municipal share.
- (b) If any of the property to be assessed hereunder is used or zoned for residential or agricultural purposes, and abuts an extension of a water main to be used in whole or in part for industrial or commercial purposes, the assessment for such property shall be computed on a front-foot or other equitable basis, for a standard or minimum size main.
- (c) The assessment for certain property zoned for other than commercial or industrial purposes, or classified as farm, forest, or open space land on the last completed grand list, may be deferred in part pursuant to the provisions of the Connecticut General Statutes. The Town Clerk shall place a caveat on the land records in each instance where an assessment is so deferred.

Extension of Water Mains (Cont'd)

Section 3

A public hearing on any assessment under this ordinance shall be provided and due notice will be published, at least ten (10) days before the date scheduled for such hearing, in a newspaper having general circulation in the Town, and a copy of such notice, signed by the Town Clerk, shall be mailed to the owner of each property affected thereby.

Section 4

The owner of any property so assessed may appeal to the courts from the valuation of his assessment in accordance with and subject to the limitations of Section 7-137c of the Connecticut General Statutes.

Section 5

The Board of Selectmen shall determine the amount of each assessment levied pursuant to this ordinance and may allow assessments to be paid in installments over a period of years, with interest on any outstanding balance as determined by the Board. In determining the amount of any assessment, the Board may consider area, frontage, grand list valuation, actual and permitted use, and other relevant factors. Any such assessment shall be a lien against the property affected and the Board of Selectmen shall cause a certificate of lien for each such assessment to be lodged with the Town Clerk as provided by the Connecticut General Statutes. Any installment of principal or interest due upon any such assessment which is not paid, shall bear interest, until paid, at the maximum rate then permitted by law.

Board of Selectmen - September 9, 1987

AMENDMENT TO
ORDINANCE ESTABLISHING A HARBOR COMMISSION

The Ordinance as amended reads:

There is hereby established a Harbor Commission for the Town of Clinton consisting of seven (7) electors of the Town who shall serve without compensation and not more than four (4) of whom shall be members of the same political party.

The Board of Selectmen shall appoint, initially, three (3) members of the Harbor Commission to serve until January 2, 1970 and four (4) members to serve until January 2, 1972. Biennially thereafter, beginning January 2, 1970, the Board of Selectmen shall appoint two four (4) year terms, running from January 2 of the even-numbered years the same number of members as the number of members whose terms expire. The Board of Selectmen shall fill all vacancies occurring in the membership.

In January of each even-numbered year, the Commission shall elect a Chairman, a Secretary and such other officers and committee as it may desire, from its membership, and may, from time to time, adopt such rules to govern its operations as it may desire.

The Commission shall promote, develop and supervise the use of the navigable waters of the Town and the mooring, docking, landing and other facilities appurtenant to navigation, to the extent of the Town's authority therein; and shall perform such other duties, within its scope, as may from time to time, be delegated to it by the Board of Selectmen or the Town Meeting.

The Commission shall recommend to the Board of Selectmen such rules and fees for the use of the aforesaid facilities as it deems feasible. The Commission shall enforce such rules and fees as may be established by the Board of Selectmen. Violation of any valid order or regulation of the Commission shall be punishable by a fine not exceeding twenty-five (\$25.00) dollars.

The Commission shall annually submit to the Board of Finance, not later than one (1) month prior to the annual Town budget meeting or at such other time as the Board of Finance shall direct, an itemized statement of the estimated revenues and expenses of its operations for the ensuing year; may expend for its purposes such funds as the Town may appropriate therefore; and shall submit a report of its activities for inclusion in each printed Annual Town Report.

Virginia D. Zawoy, First Selectman
Edward A. Miller, III
Miguel A. Escalera
Patricia Swaun
Daniel Vece, Jr.
Selectmen

Dated: November 16, 1987

Effective date: Thirty days after publication.

Re: Ordinance Establishing a Harbor_ Commission

Page 213, Ordinance Book

Enacted by Selectmen 10/16/87

Publication in Register
of Enactment 12/08/87

Effective date of Ordinance 1/07/88

TOWN OF CLINTON

NOTICE is **hereby** given that, at a meeting held on, March 9 ----- 1988, the Hoard of Selectmen of the Town of Clinton enacted an ordinance regulating solid waste, and repealed and modified a previous resolution and ordinance, as follows:

I. The Hoard of Selectmen enacted the following ordinance:

REGULATING
TRANSPORT AND DISPOSAL OF SOLID WASTE

Sec. 1. Declaration of Policy.

Regulation and control of the storage, collection, transport and disposal of solid waste is necessary for the protection of the public health, safety and welfare' of the residents of the Town.

Sec. 2. Definitions.

(a) "Authority" means the Connecticut Resources Recovery Authority, established pursuant to Chapter 446e of the Connecticut General Statutes, as amended.

(b) "Director" means the duly appointed Town Engineer of the Town of Clinton, who shall have the duties, powers and responsibilities set forth in this ordinance.

(c) "Solid Waste" means unwanted or discarded materials, including solid, liquid, semisolid or contained gaseous material, but excluding (1) hazardous waste as hereinafter defined and (2) semi-solid or liquid materials which are collected and treated in a sewerage system.

(d) "Hazardous Waste" means waste material which may pose a hazard to human health or the environment, including waste defined and identified as hazardous under the Federal Resource Conservation and Recovery Act and under applicable regulations of the Connecticut Department of Environmental Protection.

(e) "Solid Waste Collector" means a person, firm or corporation engaged in the regular business of collecting and transporting Solid Waste within the Town of Clinton.

(f) "Designated Disposal Site" means the location or facility designated by the Town for disposal of Solid Waste.

Sec. 3. Solid Waste Collectors.

All Solid Waste originating within the limits of the Town of Clinton shall be collected, transported and disposed of either by

the Town or by Solid Waste Collectors licensed in accordance with the provisions of this ordinance. No other person, firm or corporation shall collect, transport or dispose of Solid Waste, except that individual generators of Solid Waste or owners of premises upon which Solid Waste has accumulated may collect, transport and/or dispose of such Solid Waste under special permits issued by the Director.,

Sec. 4. Solid Waste Containers.

(a) The owner of premises in which Solid Waste is generated or accumulated shall provide suitable receptacles or containers for storing such Solid Waste until it is collected and removed. Solid Waste containers shall be maintained in good and sound condition and shall be replaced when no longer in such condition.

(b) All Solid Waste containers shall be leak-proof, vermin-proof, galvanized metal or plastic receptacles with securely fitting covers, of not less than twenty (20) nor more than thirty (30) gallon capacity; except that commercial establishments may provide a large covered container or bin designed to be emptied into or attached to a refuse truck, and other types of containers may be used under special permits issued by the Director. Grass cuttings, leaves and the like shall be placed in a waterproof plastic or paper bag of not over thirty-three (33) gallon capacity.

Sec. 5. Storage and Handling of Solid Waste

(a) No person, firm, or corporation shall store or accumulate Solid Waste anywhere in the Town, other than in approved Solid Waste containers,, except under special permits issued by the Director.

(b) Failure to remove any unauthorized accumulation of Solid Waste within ten (10) days after written notice to do so, sent by the Director to the party responsible by certified or registered mail, shall be deemed a violation of this ordinance.

(c) No person, firm, or corporation, shall place, move or discard any Solid Waste in such, a manner as to allow it to be carried or deposited by the elements in or upon any street, sidewalk, alley,,sewer, parkway or other public place.

(d) No person, firm, or corporation shall dispose of any Solid Waste upon any public or private property, except property owned by such person, or property designated by lawful authority to be used for such purpose.

Sec. 6. Licensing of Solid Waste Collectors

(a) All Solid Waste Collectors shall make application to the Director, in the manner designated by the Director, for a license to collect, transport and/or dispose of Solid Waste and shall provide the Director with such information as the Director may reasonably request, including the trade or business name of

the applicant, the names and addresses of all officers, directors, principal shareholders and or owners of the applicant's business; and the names of other municipalities in which the applicant collects, transports, and/or disposes of Solid Waste. Satisfactory evidence of liability insurance, in such amount and covering such risks as the Director may reasonably require, shall be a prerequisite for a license.

(b) A license may be denied in the discretion of the Director for any of the following reasons, among others:

(1) The applicant has had previous license suspensions and/or revocations, either in the Town of Clinton or elsewhere with respect to the collection, transport and/or disposal of Solid Waste.

(2) The applicant lacks suitable equipment with which to collect, transport, and/or dispose of Solid Waste in compliance with this ordinance;

(3) The applicant's vehicles and/or equipment do not conform to the requirements of this ordinance or to standards established by the Authority or the Director.

(4) The applicant has not complied with one or more requirements of the Town, another municipality, or the Authority, with respect to the storage, collection, transport, and/or disposal of Solid Waste.

(c) Non-transferable licenses and renewals thereof shall be issued to qualified Solid Waste Collectors for a period of one year, commencing on the first day of July. No Solid Waste Collector shall operate in the Town without such a license currently in force.

(d) If a licensed Solid Waste Collector (hereinafter referred to as a "Licensee") wishes to sell, lease, license, loan or in any manner or to any effect transfer all or any part of his business, customers, or service route to another Solid Waste Collector, such Licensee shall give written notice thereof to the Director at least ten (10) business days before the effective date of the transfer, (1) stating the name, address and telephone number of the transferee; (2) a clear and concise description of the nature and extent of the business being transferred; and (3) the effective date of the transfer.

Sec. 7. Suspension of License

(a) Failure to comply with the provisions of this ordinance shall be grounds for suspension by the Director of any license issued hereunder, in addition to any other penalty which may be imposed by law.

(b) The Director may suspend a license as follows:

(1) For the first violation of Section 6(d), 12(c), 12(d), or 12(e), not less than ten (10) nor more than thirty (30) days; and for any subsequent violation thereof, not less than thirty (30) nor more than ninety (90) days.

(2) For the first violation of Sec. 5(c) or 12(g), not less than thirty (30), nor more than ninety (90) days; and

for any subsequent violation thereof, not less than ninety (90) nor more than one hundred twenty (120) days.

(3) For the first violation of Sec. 5(d), 11(a), or 11(c), not less than thirty (30) nor more than one hundred twenty (120) days; and for any subsequent violation, not less than ninety (90) nor less than one hundred eighty (180) days.

(c) When a license has been suspended hereunder two or more times, the Director may thereafter, suspend such license for a period of not less than one hundred eighty (180) days nor more than one year, or, in the Director's sole discretion, may initiate revocation proceedings under Section 8 hereof.

(d) A suspension shall become effective ten (10) days from the date a written Notice of Suspension is sent to the Licensee by the Director, unless the Licensee, within such ten (10) day period, files a written Request for Review with the First Selectman. The Notice of Suspension shall be served on the Licensee by certified or registered mail, or by delivering a copy thereof to the Licensee's place of business. Such Notice shall include a summary of the facts or conduct which form the basis for the Director's action and shall apprise the Licensee of the right to file a Request for Review.

(e) The Request for Review shall operate as an automatic stay of the suspension, pending action by the Hoard of Review as hereinafter provided; provided, however, that if the Director makes a written determination that a stay will constitute a danger to the public health, safety or welfare, he shall send the Solid Waste Collector a copy of such determination by certified or registered mail and the suspension shall thereupon become immediately effective.

(f) Within ten (10) days from the date of the Notice of Suspension, the First Selectman shall designate a Hoard of Review, consisting of three members of the Hoard of Selectmen (which may include the First Selectman). Within fifteen (15) days after being so constituted, the Hoard of Review shall make its decision to confirm or vacate the suspension, after giving the Solid Waste Collector a full and fair opportunity to be heard, including the right to be represented by counsel and the right to present relevant evidence. The decision of the Board of Review shall be final.

Sec. 8 Revocation of License

(a) To initiate proceedings to revoke a license issued under this ordinance, the Director shall issue a Notice of Revocation, which shall be served on the Licensee by (1) sending a copy thereof to the address of the Licensee on file in the office of the Director, by certified or registered mail, and (2) delivering a copy to the Licensee's place of business.

(b) The Notice of Revocation shall include the following information:

(1) Notice that a hearing will be held before the Board of Selectmen, specifying the date, time and place thereof, which date shall be no. less than thirty (30) nor more than sixty (60) days from the date of the Notice of Revocation, to determine whether the Licensee's license to collect, transport and/or dispose of Solid Waste should be revoked;

(2) A summary of the facts or conduct supporting the proposed revocation; and

(3) Notice of the Licensee's right to be represented at the hearing by counsel, to present relevant evidence, and to examine and cross-examine witnesses.

(c) The Director shall provide a copy of the Notice of Revocation to the First Selectman, who shall promptly call a meeting of the Board of Selectmen, on the date and time and at the place specified in said Notice, which date may be the date of a regular meeting of the Board, to hear the complaint against the Licensee and to determine whether his license should be revoked.

(d) Within ten (10) **days** from said hearing, the Board of Selectmen shall make a determination to (1) revoke the license under consideration; (2) suspend the license for a period not to exceed three (3) years; or (3) reinstate the license to its status immediately prior to the issuance of the Notice of Revocation.

(e) Notice of the Board of Selectmen's determination shall be sent to the Licensee by certified or registered mail within three (3) business days from the date of the determination, and the revocation or suspension, if any, shall thereupon become immediately effective.

Sec. 9. Special Registration of Vehicles

(a) Every Licensee shall obtain from the Director a special registration for each vehicle used to transport Solid Waste. Vehicles will be subject to such inspection as the Director may require, **prior** to issuance a registration. Special registrations shall not be transferable from vehicle to vehicle; however, the Director may allow a temporary transfer under special circumstances, such as a breakdown of a registered vehicle, subject to such conditions . as the Director may prescribe.

(b) All vehicles registered under this ordinance shall meet the following standards and such other, additional, or different standards as the Director may, from time to time, require:

(1) Vehicles shall be equipped with automatic unloading mechanisms.

(2) Vehicles used for transporting liquid or semi-liquid material shall be of watertight construction.

(3) Vehicles with a capacity in excess of 10 cubic **yards** shall be of closed construction; vehicles of smaller capacity may have an open top provided they are equipped

with an automatic or semi automatic furling cover or dumpster type top.

(c) A special registration fee shall be payable in the sum of one hundred dollars (\$100.00) for each vehicle having a capacity of ten (10) or more cubic yards and fifty dollars **(\$50.00) for each vehicle with a capacity of less than ten (10)** cubic yards.

(d) Whenever a vehicle registered hereunder is transferred to another Licensee, such vehicle must be reinspected before being used' to transport Solid Waste, but no additional registration fee under this ordinance shall be required.

(e) A special registration number will be assigned to each vehicle and such number shall be conspicuously displayed on the left front door of each vehicle, or as may be specified by the Director.

(f) Each Licensee shall prominently display at all times on the left front door of each registered vehicle, in letters at least four (4) inches high, the trade or business name, address and telephone number of the Licensee.

Sec. 10 Suspension of Registration

(a) The Director may suspend a special registration issued under this ordinance for any violation of Section 9 (a), 9 (b), 9 (d), 9 (e), 9 (f), 12 (a) and/or 12 (b) of this ordinance.

(b) Whenever the Director finds that any of the above violations has occurred, he may send the owner/operator of the vehicle a written notice that the special registration for the vehicle is suspended, effective immediately, until the violation is cured and the vehicle is in compliance.

(c) The owner/operator shall within 48 hours of receipt of said notice, surrender the special registration to the Director, and the same shall remain suspended until the Director shall have been advised by the owner/operator that the violation has been cured and the Director has inspected the vehicle and confirmed its compliance with the requirements of this ordinance.

Sec. 11 Designated Disposal Site

(a) All Licensees shall deliver Solid Waste collected within the limits of the Town of Clinton to the Designated Disposal Site and shall pay the relevant disposal charges.

(b) Solid Waste delivered to the Designated Disposal Site shall not include any Hazardous Waste and may not be of such quantity or nature as to (1) materially impair the operation, capacity or structural integrity of the Designated Disposal Site or of any solid waste disposal facility in the State of Connecticut to which it may be later transferred; or (2) create flammable, explosive, or other harmful or dangerous conditions.

(c) Waste which does not comply with the requirements of Section 11 (b) above shall be disposed of as the Director may determine. The Director may approve the disposal of

with an automatic or semi automatic furling cover or dumpster type top.

(c) A special registration fee shall be payable in the sum of one hundred dollars (\$100.00) for each vehicle having a capacity of ten (10) or more cubic yards and fifty dollars **(\$50.00) for each vehicle with a capacity of less than ten (10) cubic yards.**

(d) Whenever a vehicle registered hereunder is transferred to another Licensee, such vehicle must be reinspected before being used' to transport Solid Waste, but no additional registration fee under this ordinance shall be required.

(e) A special registration number will be assigned to each vehicle and such number shall be conspicuously displayed on the left front door of each vehicle, or as may be specified by the Director.

(f) Each Licensee shall prominently display at all times on the left front door of each registered vehicle, in letters at least four (4) inches high, the trade or business name, address and telephone number of the Licensee.

Sec. 10 Suspension of Registration

(a) The Director may suspend a special registration issued under this ordinance for any violation of Section 9 (a), 9 (b), 9 (d), 9 (e), 9 (f), 12 (a) and/or 12 (b) of this ordinance.

(b) Whenever the Director finds that any of the above violations has occurred, he may send the owner/operator of the vehicle a written notice that the special registration for the vehicle is suspended, effective immediately, until the violation is cured and the vehicle is in compliance.

(c) The owner/operator shall within 48 hours of receipt of said notice, surrender the special 'registration to the Director, and the same shall remain suspended until the Director shall have been advised by the owner/operator that the violation has been cured and the Director has inspected the vehicle and confirmed its compliance with the requirements of this ordinance.

Sec. 11 Designated Disposal Site

(a) All Licensees shall deliver Solid Waste collected within the limits of the Town of Clinton to the Designated Disposal Site and shall pay the relevant disposal charges.

(b) Solid Waste delivered to the Designated Disposal Site shall not include any Hazardous Waste and may not be of such quantity or nature as to (1) materially impair the operation, capacity or structural integrity of the Designated Disposal Site or of any solid waste disposal facility in the State of Connecticut to which it may be later transferred; or (2) create flammable, explosive, or other harmful or dangerous conditions.

(c) Waste which does not comply with the requirements of Section 11 (b) above shall be disposed of as the Director may determine. The Director may approve the disposal of

presegregated, recyclable material at one or more facilities which accept and process such material.

(d) Any Licensee failing to pay any disposal charges within 30 days after the date of an invoice therefor, shall be liable for interest on the unpaid charges at the rate of 1'/. per month or fraction thereof, plus costs of collection, including reasonable attorneys' fees.

Sec. 12 Licensee's Responsibilities

(a) All vehicles and equipment used to collect, . transport and/or dispose of Solid Waste shall be operated and maintained in good working order and free of obnoxious odors and residual Solid Waste.

(b) Solid Waste vehicles shall be covered at all times while in motion on any public street or highway.

(c) The Licensee shall update, revise and keep current the information provided under Section 6'of this ordinance, and shall provide the Director with current information from time to time and upon demand, including a current list of the names and addresses of customers serviced by the Licensee.

(d) If any resident of the Town is unable to obtain or is refused satisfactory Solid Waste collection service, such resident may make application to the Director, who will designate one or more Licensees to provide such service, and failure or refusal of any such Licensee to comply, without good cause shown, shall be a violation of this ordinance.

(e) A Licensee may refuse to provide collection service to any customer who is more than sixty (60) days delinquent in the payment of the Licensee's charges, provided the Licensee gives the Director 10 days prior written notice. Once all arrears have been paid in full, the Licensee shall restore collection services to the customer.

(f) Licensees shall leave their customers' empty containers in an upright position, with lids replaced.

(g) Licensees shall clean up, and remove all waste which spills during transport, collection or disposal.

Sec. 13. Clinton Transfer Station

(a) The Clinton Transfer Station shall not accept Solid Waste from business or commercial establishments or from Solid Waste Collectors. Owners or occupants of residential property in the Town of Clinton may dispose of their Solid Waste at the Clinton Transfer Station, provided that

(1) the Solid Waste was generated within the limits of the Town of Clinton;

(2) the resident has either an annual permit issued for hardship and other special cases, or a prepaid permit issued for a particular quantity or period of time; and

(3) disposal is made only on scheduled days and times, and in compliance with such rules and procedures as may be

established by the Director.

(b) The Board of Selectmen may establish and require the payment of reasonable fees for use of the Clinton Transfer Station, to defray the cost of its operation and maintenance.

(c) The Town reserves the right to close the Clinton Transfer Station temporarily or permanently, at any time.

Sec. 14. Security and Indemnity.

(a) The Director may require a Licensee to post a bond or provide such other security as may be reasonably necessary or appropriate to ensure payment of all required fees.

(b) A Licensee, by accepting a license issued under this ordinance, agrees to hold harmless the Authority and the Town from any loss, damage or injury arising from disposal or delivery to the Designated Disposal Site of Solid Waste which does not conform to the requirements of this ordinance.

Sec. 15. Violations and Penalty

(a) Any Solid Waste Collector who disposes of more than one (1) cubic foot of Solid Waste at any one time, at a location other than that which is designated by the Town, shall be liable for a civil penalty of ONE THOUSAND DOLLARS (\$1,000.00) for each violation and FIVE THOUSAND DOLLARS **(\$5,000.00)** for any subsequent violation.

(b) Any person, firm, or corporation who disposes of any Solid Waste in violation of Section 5 (d) of this ordinance shall be liable for a civil penalty of **up to TEN THOUSAND DOLLARS (\$10,000.00) for each day such violation continues.**

(c) Any person violating any other provision of this ordinance shall be liable to a fine of not more than ONE HUNDRED DOLLARS (\$100.00) for each offense, in addition to any other penalty which may be imposed hereunder or under any other applicable Federal, State or municipal law or regulation. Each day in which any such violation continues or is repeated shall constitute a separate violation.

II. The Board of Selectmen repealed the resolution regarding disposal of waste material, adopted by the Board of Selectmen on March 25, 1937, in its entirety.

III. The Board of Selectmen modified the Ordinance adopted on October 9, 1979, regarding the Clinton Transfer Station and Bulky Waste Area, by (1) repealing the Amendments to said Ordinance adopted on October 1, 1985; (2) amending the sections of the ordinance to delete provisions relating to the Transfer Station; and (3) repealing Section 8 thereof. Said Ordinance, as so modified, shall now provide as follows-

1. Use of the Bulky Waste Area shall be limited to of the Town of Clinton and industries or commercial business provided that such refuse collected or generated, is a direct result of work operations'or business operations in the Town of Clinton.

2. No person, or business, whether or not a resident of Clinton, may dispose of refuse material originating outside the Town of Clinton.

3. Refuse disposed of at the Bulky Waste Area shall be limited to bulky waste and recyclables collected or generated in the Town of Clinton. The following materials will not be accepted at the Bulky Waste Area:

- a. Automobiles or large parts thereof;
- b. Dangerous chemicals or explosives;
- c. Carcasses of any animals.

In addition, the Selectmen, or their authorized agent, may prohibit the disposal of any other refuse if in their opinion the nature and quantity of such refuse is deemed to be dangerous to the public health, welfare or safety, or detrimental to the proper operation of the Bulky Waste Area.

4. Any person disposing of refuse shall do so at the specific locations and in the proper containers, as determined by the custodian in charge of the Bulky Waste Area. Dumping of refuse anywhere else inside or outside of the proper area will be a violation of this ordinance.

5. No scavenging shall be permitted.

6. Under no circumstances shall burning of refuse be permitted at the Bulky Waste Area except by authorized Town personnel with permission of the Director of Health.

7. The Selectmen shall set the hours and days of operation of the Bulky Waste Area as they shall deem appropriate.

THE FOREGOING ORDINANCE AND MODIFICATIONS SHALL BECOME EFFECTIVE
ON April 28 1988.

9th

At

Conn. the

day of March, 1988.

Virginia D. Zawoy, First Selectman

Edward A. Miller, III, Selectman

James M. McCusker, Jr.
James M. McCusker, Jr., Selectman

Daniel Vece, Jr.
Daniel Vece, Jr., Selectman

Patricia Swaun, Selectman

Re: An Ordinance Regulating the Storage, Collection, Transport
and Disposal of Solid Waste

Page 214, Ordinance Book

Legal Notice of Public Hearing	3/29/88
Newspaper	Recorder
Date of Public	3/09/88
Enacted by Selectmen	3/09/88
Legal Notice of Enactment	3/29/88
Newspaper	Recorder
Effective date of Ordinance	4/28/88

AN ORDINANCE PROVIDING FOR THE
ASSIGNMENT OF STREET NUMBERS

1. PURPOSE. The purpose of this ordinance is to promote public safety and convenience through a building numbering system ensuring that addresses can be identified with the ease and speed essential to the quick response of emergency services, such as fire fighting police and emergency medical care.

2. DUTY. It shall be the duty of the owners of all residential, commercial, and other building within the Town of Clinton, to identify such buildings or parts thereof with numbers as herein provided. It shall be unlawful for any person to place, maintain, or allow to remain on a building or any unit thereof any number other than the one required by this ordinance.

3. ASSIGNMENT OF NUMBERS.

(a) The Board of Selectmen of the Town of Clinton may assign to each building, or part of a building, an identification number by which such building or part thereof shall be designated. The Board of Selectmen shall be authorized to change the identification number of any building or part thereof, at any time and from time to time, whenever such change is deemed necessary or appropriate.

(b) All new buildings on any street or highway within the Town of Clinton shall have affixed thereto identification numbers assigned hereunder prior to the issuance of a Certificate of Occupancy.

4. NOTICE OF ASSIGNMENT. Whenever the Board of Selectmen, acting in accordance with this ordinance, shall have assigned an identification number or numbers to a building, they shall send to the owner thereof written notice thereof, and shall direct such owner to affix to such building the number or numbers assigned, to be completed within thirty (30) days after the sending of such notice.

5. ALL BUILDINGS TO BE NUMBERED. It shall be the duty of the owner of every building existing on the effective date of this ordinance, without prior notice, to affix the identification number previously assigned to such building, or, in the absence of such assignment, the identification number which customarily has been used for such building. Such numbers shall be affixed

within thirty (30) days of the effective date of this ordinance.

6. SPECIFICATIONS AND LOCATION OF NUMBERS.

(a) The identification number of a building shall be located on the exterior front of the building or on a post located between the building and the public or private street on which it fronts. The numerals shall be at least three (3) inches in height, shall be of a color contrasting with the color of the background material to which they are affixed and shall be made of substantial and permanent material. The identification number shall be placed or affixed so as not to be easily effaced or removed, and shall be positioned not less than four (4) feet nor more than ten (10) feet from the surface of the ground directly below them. The identification number shall be so placed as to assure clear visibility from the public or private street on which the building fronts.

(b) If a building is set back more than one hundred (100) feet from the center line of the street on which it fronts, or if the building's identification number cannot be made clearly visible from such street because of an intervening obstruction, the identification number shall also be affixed to a post located at the driveway entrance which provides the closest vehicular access to the building or part of the building to which the identification number has been assigned.

(c) For buildings containing two or more residential, business or commercial units which have entrances from interior passageways, identification numbers shall be affixed on or adjacent to every exterior door of the building as well as on or next to the entrance door of each individual unit.

(d) For building complexes consisting of two or more residential, business, or commercial building units served by separate driveways, signs shall be posted at the entrance to each such driveway, or if two or more of such driveways intersect, at each intersection, listing the identification number of the unit served by each driveway; in addition, identification numbers shall be affixed on or next to every entrance door of each building unit.

7. PENALTY. Every owner of a building who violates Section 4 or Section 5 hereof, or who refuses or neglects to comply with any other provision of the ordinance, shall be punishable by a fine

of not less than \$10.00 and not more than \$100.00.

Dated at Clinton, CT the 31st day of August, 1988.

Virginia D. Zawoy

James M. McCusker, Jr.

Edward A. Miller III

Patricia A. Swaun

Daniel Vece, Jr.

Selectmen

This Ordinance shall become effective thirty days after publication.

Date of Publication: September 20, 1988

Effective Date: October 20, 1988

AN ORDINANCE CREATING A HARBOR MANAGEMENT COMMISSION

Section 1. Purposes

The Town of Clinton wishes to protect its marine-historic resources and sensitive natural resource areas found along its harbor and in near-shore coastal waters; to provide greater opportunities for water-based recreational activities; to maintain and enhance navigational facilities for the benefit of all harbor users; to allocate land and water resources in an economically and environmentally sound manner.

Section 2. Creation of Harbor Management Commission

Pursuant to the authority granted by Chapter 444a (Sections 22a-113k through 22a-113t) of the General Statutes of the State of Connecticut, Revision of 1958, as amended, there is hereby created a Harbor Management Commission, with all of the powers and duties specified in said Chapter 444a for the Town of Clinton.

Section 3. Commission Composition

The Harbor Management Commission shall consist of seven (7) members who must be electors of the Town of Clinton. The provisions of Section 9-167a of the Connecticut General Statutes shall apply. These members shall be appointed by the Board of Selectmen.

The First Selectman, or such other Selectman as he may appoint, and the Harbor Master shall serve as ex-officio members of the Commission, without vote.

No member of the Harbor Management Commission shall receive compensation for service but may be reimbursed for any necessary expenses, but such provision shall not apply to the First Selectman, or such Selectman as he has appointed, and the Harbor Master.

Section 4. Commission Member Tenure

Within fifteen (15) days after the effective date of this Ordinance, the Board of Selectmen shall appoint four (4) members to serve for a term ending on the first Monday of January, 1990 and three (3) members to serve for a term ending on the first Monday of January, 1992. Thereafter, the terms of members shall run for four (4) years. Members shall continue to serve until their successors are appointed and duly qualified.

If a member resigns or is removed for any reason before his or her term expires, a replacement shall be appointed by the Board of Selectmen to complete that term.

Section 5. Officers and Committees

Upon the appointment of a Commission under this Ordinance, the Commission shall hold an organizational meeting at which it shall elect a chairperson and secretary and such other officers as it may desire to serve until the following January. During the month of January and annually thereafter, the Commission shall elect a chairperson and secretary and such other officers as it may desire for a one (1) year term and until their successors are duly qualified. The Commission can form subcommittees to address specific duties of the Commission.

Section 6. Jurisdiction of the Harbor Management Commission

The Harbor Management Commission shall have jurisdiction within the area located in or contiguous to all tidal waters which are within the territorial limits of the Town of Clinton and are below the mean high water line, bounded by the projection of the boundary line of neighboring towns.

Section 7. Harbor Management Commission Powers, Duties and Responsibilities.

The purposes of the Harbor Management Commission shall be to prepare a harbor management plan for the harbor in accordance with Section 22a-113m through 22a-113o of the Connecticut General Statutes. The Commission may hire staff and consultants for the preparation of a plan and to assist with any subsequent powers, duties and responsibilities, subject to the appropriation of funds for this purpose by the Town of Clinton.

Upon adoption of the plan the Commission shall provide for the annual review of the harbor management plan and shall make any additions and/or modifications to the plan that may be deemed appropriate subject to the process set forth in Section 22a-113m through 22a-113o of the Connecticut General Statutes or other subsequent harbor management legislation enacted by the General Assembly.

In addition, the Commission shall have and may exercise the following powers, duties and responsibilities:

a. to supervise the use of the navigable waters of the Town of Clinton and the mooring, docking, landing and other facilities appurtenant to navigation, to the extent of the Town's authority therein:

b. to recommend to the Board of Selectmen rules and fees relating to use of Town mooring, docking, landing, and other facilities appurtenant to navigation:

c. to recommend to the Board of Selectmen ordinances which implement the harbor management plan, which may specify lines for violations of those ordinances, in accordance with Section 22a-113n of the Connecticut General Statutes;

d. to assist the Harbor Master and or the Dock Master in the assignment of any moorings and in the management of mooring and anchorage areas within his jurisdictions;

e. to prepare an operating budget for the commission for submission to the Board of Selectmen and Board of Finance, in accordance with Town Charter.

f. to assist in the coordination of all public and private agencies, commissions and other organizations which have interest or jurisdiction within the harbor area.

g. to review for consistency with the harbor management plan any public notice of an application for a local, state or federal permit for an activity taking place within the commission's jurisdiction as described in this ordinance, and to respond with recommendations to the regulating agencies;

h. to conduct or cause to be conducted, studies of the conditions and operations in and adjacent to Clinton waters and to present to the Board of Selectmen proposals for the harbor's efficient operation; and

i. to request, when appropriate, a general permit from the United Army Corps of Engineers and/or delegation of state enforcement authority pursuant to Section 22a-2a of the Connecticut General Statutes.

Harbor Management con't

Section B. Referral of Proposals Submitted to Other Municipal Agencies

Pursuant to Section 22a-113p of the Connecticut General Statutes, the Harbor Management Commission shall review and make recommendations, consistent with the adopted harbor management plan, on any proposal affecting the real property on, in or contiguous to the harbor, submitted to the Planning and Zoning Commission, Zoning Board of Appeals, Water Pollution Control Authority, or Shellfish Commission. The Harbor Management Commission shall be notified in writing of any such proposal at least thirty-five days prior to the commencement of the hearing thereon, or, where no hearing is held, at least thirty-five days prior to the taking of any final action on the proposal. Such primary reviewing agency shall send a copy of the proposal or application to the Commission upon request of the Commission.

The primary reviewing agency authorized to act on the proposal shall consider the recommendations of the Harbor Management Commission. A two-thirds vote of all the members of the said agency having authority to act on the proposal shall be required to approve a proposal which has not received a favorable recommendation from the Commission, provided that the provisions of this section shall not be deemed to alter the authority of the agency having primary jurisdiction over the proposal to deny, modify or condition the proposal. Failure of the Commission to submit a recommendation on or before the date of the hearing or action on such a proposal shall be deemed an approval.

Section 9. Severability

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this ordinance which can be given effect without the invalid provisions or application and to this end, all the provisions of this ordinance are hereby declared to be severable.

II. The Board of Selectmen proposed to repeal the ordinance regarding a Harbor Commission, which was enacted by a Special Town Meeting on February 21, 1952.

III. The Board of Selectmen proposed to repeal the ordinance entitled: "Ordinance Establishing a Harbor Commission", which was enacted by a Special Town Meeting on May 4, 1967.

IV. The Board of Selectmen proposes to modify and amend the ordinance entitled: "An Ordinance Establishing Regulations for the use of Property of the Town of Clinton including the Town Green, Public Playgrounds, Town Dock, Mooring Sites and Marina, Beaches, Town Roads, Sidewalks and Parking Areas and School Grounds", which was enacted on June 25, 1986 and was effective on August 2, 1986 by repealing Section I.E. of such ordinance and substituting in its place the following:

"E. The Harbor Management Commission in matters involving the Town Dock, Mooring Sites, Marina and Esposito Beach."

This Ordinance shall become effective in accordance with Section 5-5, paragraph E of the Town Charter.

Dated at Clinton, Connecticut this 26th day of October, 1988.

Virginia D. Zawoy

James M. McCusker, Jr.

Edward A. III

Date of Legal Notice of Enactment: 11/5/88

Newspaper: New Haven Register

Effective date: 12/5/88

(Effective 30 days after publication of Legal Notice of Enactment,
unless petition has been received.)

ORDINANCE CONCERNING BOATING SAFETY IN THE WATERS WITHIN THE
JURISDICTION OF THE TOWN OF CLINTON

SECTION I

Every motor boat operating within the waters under the jurisdiction of the Town of Clinton shall not travel at a rate of speed to cause a hazardous wake or wash, or greater than 6 miles per hour, upon the waters of the Hammonasset River to a point designated by Green Marker #11, situated in Clinton Harbor, excepting those boats lawfully towing water skiers in the area permitted by Section II, or on the waters of the Indian River from the bridge on the Boston Post Road, U.S. Route 1, to a point designated by Green Marker #11, situated in Clinton Harbor; or on any portion of the Hammock River; or in that portion of the Channel of Clinton Harbor from Green Marker #11 to Marker #3 marking Wheeler Rock, situated at the outlying entrance of said Harbor.

SECTION II

No person shall engage in water skiing which for the purpose of this ordinance is defined as any water sport performed with a tow boat using inner tubes, kneeboards, skis or other inflatable towing devices, and no person shall operate a motor boat towing a person so engaged on any water area designated in Section I except that area bounded on the east by the water main to Cedar Island, on the south by the south bank of the Hammonasset River, on the west by the west bank of the Hammonasset River, and on the north by a line 100 feet south of the southerly boarder of the federally maintained channel of Clinton Harbor until the channel ends, then by the north bank of the Hammonasset River.

SECTION III

For purposes of this ordinance, Jet Skis and all similarly powered personal watercraft are considered motor boats and are subject to the speed regulations in the areas designated in Section I.

Any person who violates the provisions of any of these sections shall be fined not more than \$100.00.

This ordinance repeals and replaces the existing ordinance adopted January 11, 1962, TM V. 6, P. 179.

Virginia D. Zawoy, First Selectman
James M. McCusker, Jr.
Edward A. Miller, III
Patricia A. Swaun
Daniel A. Vece, Jr.
Selectmen

Date of Legal Notice - Public Hearing	Aug. 16, 1989
Newspaper of Publication	New Haven Register
Date - Public Hearing	Aug. 30, 1989
Date - Enactment by Selectmen	September 27, 1989
Date of Legal Notice - Enactment	October 10, 1989
Effective Date of Ordinance	November 9, 1989

DOG FECES ORDINANCE

Any person who owns a dog or is the keeper of a dog and such dog has caused its feces to be deposited upon any public property, or upon private property, without the permission of the owner of such private property, shall immediately remove such feces or cause it to be removed, and shall dispose of it in a sanitary manner. A person will be considered to have disposed of feces in a sanitary manner if such person places such material in a bag or wrapper made of paper or plastic or otherwise disposes of such feces on their own property. For the purpose of this ordinance, if the owner or keeper of a dog is an unemancipated minor, such minor's parent or guardian shall be deemed to be the owner or keeper of the dog.

EXEMPTION:

- a. Nothing herein shall be construed to apply to the situation where a dog is on its owner's property or keeper's property, or where the dog owner or keeper has the permission of the private property owner.
- b. Any dog owned by the Town of Clinton or State of Connecticut Police Department and used for law enforcement purposes shall be exempt from the provisions of this ordinance.
- c. Any blind person who is the owner or keeper of a dog which has been trained and educated to guide and assist such blind person in traveling upon the public streets or highways or otherwise, and such dog is in the direct custody of such blind person and is wearing a harness.

shall be exempt from the provisions of this ordinance.

DEFINITIONS:

- a. PUBLIC PROPERTY - Any property owned, occupied or controlled by the Town of Clinton, State of Connecticut, the federal government, or any agency thereof, but not limited to parks, streets, sidewalks, and grass areas adjacent to streets and sidewalks.
- b. PRIVATE PROPERTY- All property within the Town of Clinton boundaries which is not owned by the Town of Clinton, State of Connecticut, the federal government or any agency thereof.
- c. KEEPER - Any person, other than the owner, harboring or having in his possession any dog within the meaning of Connecticut

ordinance con't

General Statues Section 22-357.

PENALTY:

Any person who violates this ordinance shall be subject to a fine of FIFTY (\$50.00) DOLLARS for the first offense, SEVENTY-FIVE (\$75.00) DOLLARS for a second offense, and ONE HUNDRED (\$100.00) DOLLARS for a third or any subsequent offense committed within five (5) years of the second or subsequent offense. If any violation of this ordinance by a person occurs five (5) years or more from the immediately preceding offense, it shall be deemed and treated as a first offense.

Dated at Clinton, Connecticut this 13th day of September, 1989

Virginia D. Zawoy, First Selectman

James M. McCusker, Jr.

Edward A. Miller, III

Patricia A. Swaun

Daniel A. Vece, Jr.

Selectmen

for publication in New Haven Register 9/19/89

Legal Notice Public Hearing: 9/19/89 Clinton Recorder
Public Hearing 10/4/89

Enactment by Selectmen: 11/7/89

Legal Notice of Enactment: 11/7/89 Clinton Recorder

Effective Date of Ordinance: 11/25/89

REPEALED

AN ORDINANCE ESTABLISHING BUILDING LINES IN CERTAIN CLINTON
WATERWAYS

RESOLVED, that the ordinance of the Town of Clinton entitled "AN ORDINANCE ESTABLISHING BUILDING LINES IN CERTAIN CLINTON WATERWAYS", which was effective on November 18, 1972, is hereby repealed in its entirety, effective thirty (30) days after publication of notice of this repeal in a newspaper having general circulation in the Town of Clinton.

Dated at Clinton, Connecticut this third day of November 1989.

Virginia D. Zawoy
James M. McCusker, Jr.
Edward A. Miller, III
Patricia A. Swaun
Daniel Vece, Jr.

Date of Legal Notice - Public Hearing	September 27, 1989
Newspaper of Publication:	New Haven Register
Date of Ordinance Enactment by Selectmen:	October 25, 1989
Newspaper of Publication:	New Haven Register
Legal Notice of Enactment:	November 14, 1989
Effective Date of Ordinance:	December 15, 1989

ORDINANCE ESTABLISHING OF THE INLAND/WETLANDS COMMISSION ALSO
AS THE CLINTON CONSERVATION COMMISSION

WHEREAS, the Town of Clinton established the Clinton Inland Wetlands Commission, by Ordinance, to carry out the purposes and policies of the State of Connecticut "Inland Wetlands and Watercourses Act"; and,

WHEREAS, the Town of Clinton desires to establish a Conservation Commission for the development, conservation, supervision and regulation of natural resources, including water resources within its territorial limits; and

WHEREAS, the work of said Commission as described in Connecticut General Statute 7-131a is in complement with the work of the Inland Wetlands Commission,

WHEREAS, be it ordained that:

The Town of Clinton Inland Wetlands Commission is hereby further established as the Town of Clinton Conservation Commission. It shall be vested with all of the powers and duties authorized by Connecticut General Statute 7-131a.

Dated at Clinton, Connecticut December 11, 1990

Virginia D. Zawoy
Edward A. Miller, III
Leonard M. Cahill
Laura S. Jensen
James M. McCusker, Jr.

Selectmen

Date of Legal Notice - Public Hearing	October 30, 1990
Newspaper of Publication	Clinton Recorder
Date of Public Hearing	November 13, 1990
Date of enactment by Selectmen:	November 27, 1990
Date of Legal Notice - Enactment:	December 18, 1990
Newspaper of Publication:	Clinton Recorder
Effective date of Ordinance:	January 17, 1991

YOUTH AND FAMILY SERVICES BUREAU ORDINANCE

It is hereby ordained by the Town of Clinton:

The Town of Clinton hereby creates a Youth and Family Services Bureau, which is established pursuant to Connecticut General Statutes Section 17-443 (a).

The Youth and Family Services Bureau shall have a Board comprised of ten (10) regular members, all of whom shall be electors of the Town of Clinton, appointed by the Board of Selectmen, and two (2) youth members (non-voting) who must be residents of the Town of Clinton but, as minors, would not be electors of the Town.

Said regular members shall serve as follows: four (4) members shall be appointed to terms expiring December 31, 1993; four (4) members shall be appointed to terms expiring December 31, 1992; two (2) members shall be appointed to terms expiring December 31, 1991; thereafter, all regular members shall be appointed to no more than two (2) consecutive three (3) year terms. The youth members shall be appointed to terms expiring December 31, 1991 and shall thereafter be appointed to one (1) year terms.

The Bureau's Board shall have the option of including in its membership up to four (4) additional non-voting members who shall function in an advisory capacity only, and as such need not be electors nor residents of the Town.

Regular (voting) members shall have the following powers and duties in addition to providing the services described in Connecticut General Statutes Sections 17-443 (b):

- (a) Assess local social services needs and develop a plan of care and service for Clinton's youth and families;
- (b) Recommend to the Board of Selectmen appropriate candidates for the position of Bureau Director and such staff as may be necessary to execute the plan of care and service;
- (c) Provide ongoing oversight and recommendations for the improvement of the development of youth and the health of family life in Clinton;
- (d) Report annually to the Town, either directly or through delegation of this task to the Bureau Director, the work of the Bureau, ongoing problems of youth and family life in Clinton, and the Bureau's plans and goals for the coming year;
- (e) Develop, approve, and submit an annual budget necessary to the Bureau's functioning;
- (f) Develop and approve Board By-laws consistent with all applicable Statutes and this Ordinance.

This ordinance shall take effect thirty (30) days after its publication.

Virginia D. Zawoy, First Selectman

Dated at Clinton, Connecticut
this 9th day of April, 1991

Edward A. Miller, III
Laura Jensen
James M. McCusker, Jr.
Leonard Cahill

Selectmen

Date of Legal Notice of Public Hearing:	March 5, 1991
Newspaper of Publication:	Clinton Recorder
Date of Public Hearing:	March 20, 1991
Date of Enactment by Selectmen:	March 27, 1991
Date of Legal Notice of Enactment:	April 9, 1991
Newspaper of Publication:	Clinton Recorder
Effective Date of Ordinance:	May 9, 1991

LEGAL NOTICE
TOWN OF CLINTON
NOTICE OF **PUBLIC HEARING**

The Board of Selectmen of the Town of Clinton, *Connecticut*, will hold a Public Hearing in the Andrews Memorial Town Hall, **54 East Main street**, in said Town on Wednesday, April 3, 1991 at 8:00 p.m., concerning **the proposed adoption of an ordinance regulating solid waste, and the repeal** of previous resolution and ordinance as follows:

AN ORDINANCE REGULATING THE COLLECTION, TRANSPORT AND
DISPOSAL OF SOLID WASTE, BULKY WASTE, AND RECYCLABLES

SECTION 1 Declaration of Policy

Regulations and control of the storage, collection, recycling, transport and disposal of solid waste is necessary for the protection of the public health, safety and welfare of the residents of the Town.

SECTION 2 **Definitions**

- (a) **"Authority"** means the Connecticut Resources Recovery Authority, established pursuant to **Chapter** 446e of the Connecticut General Statutes, as amended.
- (b) "Director" means the duly appointed Town Engineer of the **Town of Clinton**, or such other person as may be designated from Time to time by the Town Engineer, who shall have the **duties, powers and responsibilities set** forth in this ordinance..
- (c) **"Solid Waste"** means **unwanted or discarded** materials, not elsewhere defined as Bulky Waste, including solid, **liquid, semi-solid** or containing gaseous material, but excluding (1) hazardous waste as hereinafter defined and (2) semi-solid or liquid **materials which are** collected and treated in a sewerage system.
- (d) "Hazardous Waste" **means waste material** which may pose a hazard to human health **or** the environment, including but not limited to **waste defined and identified as hazardous under** the Federal Resource Conservation and Recovery Act and under applicable regulations of the Connecticut Department of **Environmental** Protection.
- (e) "Solid Waste Collector" means a person, firm or corporation engaged in the regular business of **collecting and transporting Solid Waste** and/or Recyclable Material within the Town of **Clinton**.

- (f) "Designated Disposal Site" means the location or facility designated by the Town for disposal of Solid Waste.
- (g) "Recycling Coordinator" means duly appointed Assistant Town Engineer of the Town of Clinton and/or designated person who shall have the duties, powers and responsibilities set forth in this Ordinance.
- (h) "Source Separation" means the person(s) that generates Solid Waste must separate out all recyclable items as set forth in this Ordinance.

"Recyclable Material" means items of Solid Waste (occasionally referred to as "recyclables") that are designated by the appropriate State of Connecticut General Statutes, the State of Connecticut Department of Environmental Protection or as set forth in this Ordinance that can be separated or diverted from the Solid Waste stream for the purposes of processing it or causing it to be processed into a material product, including the production of compost, in order to provide for disposition of the item(s) in a manner, other than incineration or landfilling, which will best protect the environment.

"Bulky Waste" means unwanted material that is composed of clean fill, masonry products, concrete, rock, untreated wood, brush, demolition material, land clearing debris, and meets the definition as set forth by the State of Connecticut Department of Environmental Protection.

SECTION 3 Solid Waste Collectors

All Solid Waste originating within the limits of the Town of Clinton shall be collected, transported and disposed of either by the Town or by Solid Waste Collectors licensed in accordance with the provisions of this Ordinance. No other person, firm or corporation shall collect, transport or dispose of Solid Waste, except that individual collectors of Solid Waste or owners of premises upon which Solid Waste has accumulated may collect, transport and/or dispose of such Solid Waste under special permits issued by the Director.

SECTION 4 Solid Waste Containers

- (a) The owner of premises in which Solid Waste is generated or accumulated shall provide suitable receptacles or containers for storing such Solid Waste until it is collected and removed. Solid Waste containers shall be maintained in good condition and shall be replaced when no longer in such condition.

- (b) All Solid Waste containers shall be leak-proof, vermin-proof, galvanized metal or plastic receptacles with securely fitting covers, of not less than twenty (20) nor more than thirty (30) gallon capacity; except residences and commercial establishments may provide a large covered container or bin designed to be emptied into or attached to a refuse truck, and other types of containers may be used under special permits issued by the Director. Grass cuttings and leaves shall be placed in a waterproof plastic bag of not over thirty-three (33) gallon capacity.

SECTION 5 Store and Handling of Solid Waste

- (a) No person, firm or corporation shall store or accumulate Solid Waste anywhere in the Town, other than in approved Solid Waste containers, except under special permits issued by the Director.
- (b) Failure to remove any unauthorized accumulation of Solid Waste within the ten (10) days after written notice to do so, sent by the Director to the party responsible by certified or registered mail, shall be deemed a violation of this Ordinance.
- (c) No person, form or corporation shall place, move or discard any Solid Waste in such a manner as to allow it to be carried or deposited by the elements in or upon any street, sidewalk, alley, sewer, parkway or other public place.
- (d) No person, firm or corporation shall dispose of any Solid Waste upon any public or private property, except as otherwise allowed by law.
- (e) Hazardous Waste: It shall be unlawful for any person, firm or corporation to place Hazardous Waste into any Solid Waste or Recyclables container or to submit any such substance to the Transfer Station or the Mid-Connecticut system.

Bulky Waste and scrap metal may not be collected or mixed with municipal Solid Waste and shall be delivered to the place and at the time as the Director may from time to time have designated. Applicable charges shall by paid by the person/firm delivering the waste. Scrap metal will be collected at the disposal site in containers and will henceforth be recycled in accordance with a plan approved by the Director.

SECTION Recyclable Material

Recyclable material that is delivered to a designated disposal site by a resident in a separate, clean form **and deposited in the area designated for recyclables** shall not be charged.

Recycled materials that is delivered to the designated disposal site by refuse collectors in accordance with a plan approved by the Director or Recycling Coordinator will be accepted upon payment of the disposal charge. The Director or Recycling Coordinator shall determine whether the materials meet the specifications and requirements of this Section, paying special attention to the manner in which it is **delivered, separated and deposited** in the designated areas.

SECTION 6.1 Source Separation for Recycling for Solid Waste Collectors

(a) **Recyclable materials:** Each refuse collector must collect separated mandatory recyclable materials from his customers in the manner specified in this ordinance, and/or as **required by the** Director or Recycling Coordinator.

(b) **Separation of materials:** Collection - Recyclable materials shall be separated from other Solid Waste and placed at the curb or other designated place for collection on the days designated by the collector. The collector shall determine and provide public notice of the schedule for collecting all recyclable materials.

(c) **Separation at Dumpster:** Multi-family dwelling units, commercial, industrial or other non-residential entities not utilizing curbside collection must have an area conveniently located and approved by the Director or Recycling Coordinator in sufficient quality and condition, designated for recyclable materials. Each container shall be marked as to the material it is to receive. **The type, location,** signing and number of containers shall be in accordance with a plan presented to the Director or Recycling Coordinator by the property owner.

(d) **Methods of Separating and Packing:** All recyclable materials shall be separated from Solid Waste in the following manner:

(1) Clean and unsoiled paper shall be separated into the categories defined in the definition of recyclable materials and securely tied in flat bundles, none of which shall weigh more than fifty (50) pounds. Empty corrugated cardboard must be collapsed and tied in

bundles not **weighing more than** fifty (50) pounds, and shall not be more than two (2) feet wide and four (4) feet in length.

(2) Unbroken **glass bottles**, all types of **metal food** and beverage cans and aluminum products, including used aluminum food trays and foil, must **be emptied of** its contents and separated from other **Solid Waste** and combined in **rigid upright containers used only for** this category **or recyclables and containing no** paper, plastic or **other refuse**. These materials need not be flattened or processed in any way. Labels, corks, and neck rings need not be removed. The container(s) shall be covered and marked with **three (3) decals** obtained **from the Director or Recyclable Coordinator** or the hauler and placed equidistant around and halfway up the sides of each container. Appropriate recycling boxes may also be utilized.

(3) Each load of Solid Waste **shall be subject to inspection by the Director or Recycling Coordinator** before and **after dumping** at the designated disposal site to **ensure that recyclable materials have** been removed.

(4) **Recyclable materials must be contained for transportation, from the source to the designated disposal site, in either** a truck separate from those that pick up municipal Solid Waste or in a separate compartment of a truck that picks up municipal Solid Waste. A separate compartment means an area with its own **floor, walls** and lid.

(5) **Recyclable** bottles and cans as collected shall be delivered to sites designated by the Director or Recycling Coordinator.

(6) Additional rules and regulations concerning the separation and recovery of designated recyclables may be **established** by a **Resolution of the Board of Selectmen from** time to time; they shall be **effective fifteen** (15) days after **publication** in a local newspaper and posting at **the Clinton** Transfer Station (if it is still in operation). Solid Waste collectors shall provide a copy of said new rule or regulation in two (2) consecutive billings to customers.

(7) Refuse collectors must **leave** their customers' containers in a neat position and off the road, and shall clean up spilled materials spilled during transport, collection or disposal. Containers larger than one (1) cubic yard must be left behind **enclosures**

when said containers shall be in public view. Public view **shall mean** visible from **a road or** public parking area.

SECTION 6.2 Source Separation for Recycling - Cliriton Transfer **Station**

(a) **Recyclable Materials - Residents using** the Clinton **Transfer Station** must separate and deliver mandatory recyclable materials in the manner specified by the Director or Recycling Coordinator.

(b) **Separation of Material -** Recyclable materials shall be separated from other Solid Waste and transported to the **Clinton Transfer Station**.

SECTION 7 Bulky Waste

- (a) Use of the Bulky Waste area **shall** be limited to **residents of the Town** of Clinton and **industries** or commercial business provided that such refuse collected or generated is a direct result of work **operations** or business **operations** in the Town of **Clinton**.
- (b) No person or business, whether or not a resident of **Clinton**, may dispose of **refuse material originating outside the Town** of Clinton.
- (c) Refuse disposed of at the Bulky Waste area shall be limited to bulky waste and recyclables collected or **generated in the Town** of Clinton. The **following materials will not be accepted** at the Bulky **Waste area**:
- (1) Automobiles or **large parts** thereof;
 - (2) Dangerous chemicals or explosives;
 - (3) Carcasses of any **animals**.

In addition, the Selectmen, or their **authorized agent**, may **prohibit the disposal of any other** refuse **if in their opinion** the nature **and quantity** of such refuse is deemed to be dangerous to the public health, welfare or safety, or detrimental to the proper operation of the Bulky Waste area.

- (d) Any person **disposing of refuse** shall **do so at the specific** locations and **in the proper containers**, as determined by the **custodian in charge of** the Bulky **Waste area**. Dumping of bulky **waste anywhere** else inside or outside of the proper **area will be a violation of this ordinance**.

- (e) No scavenging shall be permitted.
- (f) Under no circumstances shall burning of refuse be permitted at the Bulky Waste area except-by authorized Town personnel with permission of the Fire Marshal.

The Selectmen shall set the hours and days of operation of the Bulky Waste area as they shall deem appropriate.

SECTION 8 Licensing of Solid Waste Collectors

- (a) All Solid Waste collectors shall make application to the Director, in the manner designated by the Director, for a license to collect, transport, and dispose of Solid Waste and shall provide the Director with such information as the Director may reasonably request, including the trade or business name of the applicant, the names and addresses of all officers, directors, principal shareholders and/or owners of the applicant's business; and the names of other municipalities in which the applicant collects, transports and/or disposes of Solid Waste and/or recyclables. Satisfactory evidence of liability insurance, in such amount and covering such risks as the Director or Recycling Coordinator may reasonably require, shall be a prerequisite for a license.
- (b) A license may be denied in the discretion of the Director for any of the following reasons, among others:
 - The applicant has had previous license suspensions for an aggregate exceeding six (6) months in the previous five (5) years and/or revocations, either in the Town of Clinton or elsewhere with respect to the collection, transport and/or disposal of Solid Waste and/or Recyclables;
 - (2) The applicant's vehicles and/or equipment do not **conform to the requirements of this Ordinance or to standards established by the Authority or the Director;**
 - The applicant has not complied with one or more requirements of the Town, another municipality or the Authority, with respect to the storage, collection, transport, and/or disposal of Solid Waste and/or Recyclables.
- (c) Non-transferable licenses and renewals thereof shall be issued to qualified Solid Waste and/or Recyclable Materials collectors for a period of one (1) year, commencing on the

first day of July. No Solid Waste and/or Recyclable collector shall operate in the Town without such a license currently in force.

- (d) If a licenses Solid Waste and/or Recyclable collector (hereinafter referred to as a "Licensee") wishes to sell, lease, license, loan or in any other manner, or to any effect, transfer all or any part of his business, customers, or service route to another Solid Waste and/or Recyclable collector, such Licensee shall give written notice thereof to the Director at least ten (10) business days before the effective date of the transfer,

stating the name, address and telephone number of the transferee;

- (2) a clear and concise description of the nature and extent of the business being transferred; and,

the effective date of the transfer.

SECTION 9 Suspension of License

- (a) Failure to comply with the provisions of this ordinance shall be grounds for suspension of any license issued by the Director hereunder, in addition to any other penalty which may be imposed by law.

- (b) The Director may suspend a license as follows:

For the first violation of Section 8(d), 14(c), 14(d), or 14(e), not less than ten (10) nor more than thirty (30) days; and for the subsequent violation thereof, not less than thirty (30) nor more than ninety (90) days.

- (2) For the first violation of Section 5(c) or 14(g), not less than thirty (30), nor more than *ninety* (90) days; and for the subsequent violation thereof, not less, than ninety (90) nor more than one hundred twenty (120) days.

For the first violation of Section 5(d), 6.1, 13(a), or 13(c), not less than thirty (30) nor more than one hundred twenty (120) days; and for subsequent violation, not less than ninety (90) nor more than one hundred eighty (180) days.

- (c) When a Licensee has been suspended hereunder two or more times, the Director may thereafter suspend such license for a period of not less than one hundred eighty (180) days nor

more than one (1) year, or, in the Director's sole discretion, **may initiate** proceedings **under Section 10** hereof.

- (d) A suspension shall become effective ten (1) **days from** the - date a written Notice of Suspension is sent to the Licensee by the Director, unless the Licensee, within such ten (10) day period, files a written Request for Review with the First Selectman. The Notice of Suspension shall be served on the Licensee by certified or **registered mail**, or by delivering a copy thereof to the Licensee's place of business. Such Notice shall include a summary of the facts or conduct which form the basis for the Director's action and shall apprise the Licensee **of the right to file a Request for Review.**
- (e) The **Request for Review** shall operate as an automatic stay of the suspension, pending **action by the** Board of Review as hereinafter provided; provided, however, that if the Director makes a written **determination** that a stay will **constitute** a danger to the **public health**, safety or welfare, he shall send the **Solid Waste** collector a copy of such determination by certified or registered mail and the suspension shall thereupon become effective immediately.

Within ten (10) days from **the date of** the Notice of Suspension, the First Selectman shall designate a Board of Review, consisting of three (3) members of the Board of Selectmen (which may include the First Selectman). **Within fifteen** (15) days after being so constituted, the **Board of Review shall** makes **its decision to confirm or vacate the suspension**, after **giving the Solid Waste collector a full and fair opportunity to be heard**, including the **right to be represented** by counsel **and the right** to present relevant evidence. The **decision of the Board** of Review shall be final.

SECTION 10 Revocation of License

- (a) To initiate proceedings to revoke a license **issued under this** ordinance, the **Director shall** issue a Notice of Revocation, which shall be served on the Licensee by (1) sending a copy thereof to the address of the Licensee on file in the office of the Director, by certified or registered mail, **and (2)** delivering a copy to the Licensee's place of business.
- (b) The Notice of **Revocation shall** include the following information:

(1) Notice that a **hearing will** be held before **the Board** of Selectman, which **date shall be** no less than thirty (30) nor more than sixty (60) **days from** the date of **the Notice of Revocation**, to **determine whether** the **Licensee's license** to collect, transport and/or dispose of **Solid Waste and/or Recyclables** should be revoked;

(2) A summary **of the facts** or conduct supporting the proposed **revocation; and,**

(3) Notice of the Licensee's right to **be represented** at the hearing by **counsel**, to present relevant evidence, and to examine **and cross-examine witnesses.**

- (c) The **Director shall provide** a copy of **the Notice of Revocation to the First Selectman**, who shall promptly call a meeting of **the Board of Selectmen**, on the date and time and at **the place specified** in said **Notice**, which date may be the date of a regular meeting of **the Board**, to hear the **complaint against the Licensee** and to **determine whether his license should be revoked.**
- (d) **Within ten (10) days** from said hearing, the **Board of Selectmen shall make a determination** to (1) **revoke the license under consideration;** (2) **suspend the license** for a period not to exceed three (3) **years;** or (3) **reinstate the license to its status immediately prior to the issuance of the Notice of Revocation.**
- (e) **Notice of the Board of Selectmen's determination shall be sent to the Licensee by certified or registered mail within (3) business days from the date of the determination, and the revocation or suspension, if any, shall thereupon become immediately effective.**

SECTION 11 Special of Solid Waste Collectors' Vehicles

- (a) Every Licensee shall **obtain from the Director a special registration** for each **vehicle used** to transport **Solid Waste and/or Recyclables**, and **will be subject to such inspection as the Director may require, prior** to the issuance of a registration. Special registrations shall not be transferrable from **vehicle to vehicle;** however, **the Director may allow a temporary transfer under special circumstances, such as a breakdown of a registered vehicle, subject to such conditions** as the Director may prescribe.
- (b) All vehicles **registered under this Ordinance shall meet** the following standards and such other, additional, or different standards as the Director may, **from time to time,** require:

(1) All vehicles shall be equipped with automatic unloading-mechanisms;

(2) Vehicles used for transporting liquid or semi-liquid material shall be of watertight construction;

(3) Vehicles with a capacity in excess of ten (10) cubic yards shall be of closed construction; vehicles of smaller capacity may have an open top provided they are equipped with an automatic or semi-automatic furling cover or dumpster-type top.

- (c) A special registration fee shall be payable in the sum of one hundred (\$100.00) dollars for each vehicle having a capacity of ten (10) or more cubic yards and fifty (\$50.00) dollars for each vehicle with a capacity of less than ten (10) yards.
- (d) Whenever a vehicle registered hereunder is transferred to another Licensee, such vehicle must be reinspected before being used to transport Solid Waste and/or Recyclables, but no additional registration fee under this Ordinance shall be required.
- (e) A special registration number will be assigned to each vehicle and such number shall be conspicuously displayed on the left front door of each vehicle, or as may be specified by the Director.

Each Licensee shall prominently display at all times on the left front door of each registered vehicle, in letters at least four (4) inches high, the trade or business name, address and telephone number of the Licensee.

SECTION 12 Suspension of Special Registration

- (a) The Director may suspend a special registration issued under this Ordinance for any violation of Section 11(a), 11(b), 11(d), 11(e), 11(f), 14(a) and/or 14(b) of this Ordinance.
- (b) **Whenever the Director finds that any of the above** violations has occurred, he may send the owner/operator of the vehicle a written notice that the special registration for the vehicle is suspended, effective immediately, until the violation is cured and the vehicle is in compliance.
- (c) The owner/operator shall within 48 hours of receipt of said Notice, surrender the special registration to the Director, and the same shall remain suspended until the Director shall have been advised by the owner/operator that the

violation **has been cured** and the Director **has inspected** the vehicle and **confirmed its compliance with the requirements** of this ordinance.

SECTION 13 Designated Disposal Sites

- (a) All **Licensees shall deliver Solid Waste and/or Recyclables** collected **within the** limits of the Town of Clinton to the **Designated Disposal Sites**, as **applicable**, and shall pay the relevant **disposal charges**.
- (b) **Solid Waste and/or Recyclables delivered to the Designated Disposal Sites shall not include** any Hazardous Waste and may not be of such quality or nature as to (1) materially impair the operation, capacity or structural integrity of the **Designated Disposal Sites** or of any Solid Waste **disposal facility** in the State of Connecticut to which **it may be later transferred; or (2) create** flammable, **explosive, or** other harmful or dangerous conditions.
- (c) **Waste which does not comply with the requirements of Section 13(b) above shall be disposed of as the Director or Recycling Coordinator may determine.** The Director or Recycling Coordinator may **approve the disposal of preseggregated, recyclable material at one or more facilities which accept and process** such material.
- (d) Any Licensee failing to pay any disposal charges within 30 days after the date of **an invoice therefore, shall be liable for** interest on the unpaid charges at the rate of 1% per month or fraction thereof, plus costs of collection, including reasonable **attorney's fees**.

SECTION 14 Licensee's Responsibilities

- (a) **All vehicles** and equipment used to collect, transport and/or dispose of **Solid Waste and/or Recyclables shall be operated** and maintained in good working order and free of obnoxious odors and residual Solid Waste.
- (b) **Solid Waste and/or Recycling vehicles shall be covered at all times** while in **motion on any** public street or highway.
- (c) The Licensee shall update, revise and keep current the information provided under Section 8 of this ordinance, shall provide the **Director** with current **information from time to time** and upon demand, including a current list of the names and addresses of customers serviced by the Licensee.

- (d) If any resident of the Town is unable to **obtain or is refused satisfactory Solid Waste and/or Recyclable collection service, such resident may make application to the Director, who will designate one or more Licensees to provide such service, and failure or refusal of any such Licensee to comply, without good cause shown, shall be a violation of this ordinance.**
- (e) A **Licensee may refuse to provide collection service to any customer who is more than sixty (60) days delinquent in the payment of the Licensee's charges, provided the Licensee gives the Director ten (10) days prior written notice. Once all arrears have been paid in full, the Licensee shall restore collection services to the customer.**

SECTION 15. Clinton Transfer Station

- (a) The **Clinton Transfer Station shall not accept Solid Waste from business or commercial establishments or from Solid Waste Collectors. Owners or occupants of residential property in the Town of Clinton may dispose of their Solid Waste and/or recyclable materials at the Clinton Transfer Station, provided that:**
- the Solid Waste was **generated within** the limits of the Town of Clinton;
 - (2) the resident has **either an annual permit issued for hardship and other special cases, or a prepaid permit issued for a particular quantity or period of time;**

disposal is made only on scheduled days and times, and in compliance with such rules and procedures as may be established by the **Director or Recycling Director;**
 - (4) the Solid Waste **contains no recyclable materials; and,**
 - (5) **recyclable materials are separated in accordance with Section 6.2 of this Ordinance.**
- (b) The Board of **Selectmen may establish and require the payment of reasonable fees for use of the Clinton Transfer Station, to defray the cost of its operation and maintenance.**
- (c) The Town reserves the right to close the **Clinton Transfer Station temporarily, or permanently, at any time.**

SECTION 16 Security and Indemnity

- (a) The Director may require a Licensee to post a bond or provide such other security as may be reasonably necessary or appropriate to ensure payment of all required fees.
- (b) A Licensee, by accepting a license issued under this ordinance, agrees to hold harmless the Authority and the Town from any loss, damage or injury arising from disposal or delivery to any Designated Disposal Sites of Solid Waste and/or Recyclables which does not conform to the requirements of this Ordinance.

SECTION 17 Violations and Penalty

- (a) Any Solid Waste Collector and/or *Bulky* Waste Collector who disposes of more than one (1) cubic foot of Solid Waste at any one time, at a location other than that which is designated by the Town, shall be liable for a civil penalty of ONE THOUSAND (\$1,000.00) DOLLARS for each violation and FIVE THOUSAND (\$5,000.00) DOLLARS for any subsequent violation.
- (b) Any person, firm or corporation who disposes of any Solid Waste in violation of Section 5(d) of this Ordinance shall be liable for a civil penalty of up to TEN THOUSAND (\$10,000.00) DOLLARS for each day such violation continues.
- (c) Any person violating any other provision of this Ordinance, except Section 6, shall be liable to a fine of not more than ONE HUNDRED (\$100.00) DOLLARS for each day such violation continues.
- (d) Any commercial generator who violates any portion of Section 6 of this ordinance shall be liable for a fine of up to FIVE HUNDRED (\$500.00) DOLLARS.

Any Solid Waste collector and/or *Bulky* Waste and/or Recyclables collector shall be liable for a fine of up to ONE HUNDRED (\$100.00) DOLLARS for failure to report on generators or failure to tag violators, or failure to assist the municipality in identifying a bad load delivered to a Designated Disposal Site. Any such collector shall be liable for a ONE THOUSAND (\$1,000.00) DOLLAR fine for the first offense for knowingly mixing recyclables with Solid Waste, and up to a FIVE THOUSAND (\$5,000.00) DOLLAR fine for subsequent violations.

(f) The Authority shall be subject to a warning followed by a FIVE HUNDRED (\$500.00) DOLLARS fine for failure to notify the municipality about the delivery of loads of Solid Waste originating from the municipality containing significant quantities of recyclable items.

SECTION 18 REPEAL OF CERTAIN PRIOR ORDINANCES AND RESOLUTIONS

This ordinance repeals, (a) in its entirety, the ordinance entitled "An Ordinance Regulating the Storage, Collection, Transport and Disposal of Solid Waste" effective on April 28, 1988; (b) in its entirety, a certain resolution regarding disposal of waste material, adopted by the Board of Selectmen on March 25, 1937; and (c) in its entirety a certain Ordinance regarding the Clinton Transfer Station and Bulky Waste area adopted on October 9, 1979 and amendments thereto adopted on October 1, 1985.

THE FOREGOING ORDINANCE SHALL BECOME EFFECTIVE THIRTY DAYS AFTER PUBLICATION.

Dated at Clinton, Connecticut this 24th day of April, 1991.

Virginia D. Zawoy, First Selectman
Edward A. Miller
Leonard M. Cahill
Laura S. Jensen
James M. McCusker, Jr.
Selectmen

Date of Legal Notice - Public Hearing	March 19, 1991
Newspaper	Middletown Press
Date of Public Hearing	April 3, 1991
Date of Enactment by Selectmen	April 24, 1991
Date of Legal Notice of Enactment	May 2, 1991
Newspaper	Middletown Press
Effective Date of Ordinance	June 1, 1991

Notice is hereby given that, at a meeting held *on* June 12, 1991 the Board of **Selectmen of the** Town of Clinton, Connecticut enacted an Ordinance Regulating Peddlers, Hawkers and Solicitors, and repealed certain prior Ordinances and Resolutions, as follows:

AN ORDINANCE REGULATING PEDDLERS, HAWKERS AND SOLICITORS
PEDDLERS, HAWKERS AND SOLICITORS*

Section 10-101. Definitions.

The following words, terms and **phrases**, when used in this article, shall have **the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:**

"Charitable" means as defined in accordance with the Internal Revenue Code, section 501(c)(3).

"Hawker" or **"peddler"** means any person whether principal or agent who goes from **place** to place within the boundaries of the Town selling or bartering or carrying for sale or **barter or exposing therefore any food; goods, wares or merchandise either** on foot or from any vehicle. **This shall include soliciting orders of purchase for future delivery of any goods, wares or merchandise including magazines and other printed matter.**

"Religious" and **"religion"** shall not mean and include the word **"charitable"** as herein defined but shall be given their commonly accepted definitions.

"Solicit" and **"solicitation"** means the request directly of **money, credit, property, financial assistance or other items of value on the plea or representation that such money, credit, property, financial assistance or other items** G* will be **for a charitable or religious purpose.**

Section 10-102. Compliance.

It shall be unlawful to hawk or upon the public streets of the Town **any goods, wares or other merchandise at public or private sale or auction, or to hawk or peddle any such articles from house to house within the Town without first complying with this article and chapter 408 of the General Statutes, as amended.**

Section 10-103. Registration.

An applicant for permission to vend, solicit, hawk or peddle as **described** in section 10-102 shall be required to register the following **information** with the **Board of Selectmen** acting through its Chief of Police or his **designated** authority:

- (1) Name, home and **business** address;

* State law references - Hawkers and peddlers, G.S. Section 21-36 et seq.; ordinances, authorized., G.S. Section 21-37, as amended. -2

(2) Name and address of business, firm or corporation which applicant represents;

(3) General physical description being weight, height, color of hair and eyes;

(4) Description of kind and cost of goods intended for vending, peddling or hawking;

(5) Specific dates, not to exceed one (1) year, in which applicant intends to vend, peddle, hawk or solicit orders in the Town. Simultaneous with the provision of this information, the applicant shall provide the Chief of Police with photographic identification that includes a signature specimen.

Section 10-104. Fee.

Each applicant for permission under this article shall pay a fee of two hundred dollars (\$200.00) which fee shall be used by the Town for the purpose of defraying the costs of enforcing this article.

Section 10-105. Hours of Operation.

No person under any circumstances may sell, barter or carry for sale or barter or expose any food, goods, wares or merchandise either on foot or from any vehicle or solicit contributions for any charitable or religious cause before the hours of 9:00 a.m. or after 7:00 p.m.

Section 10-106. Unlawful Acts.

No person may:

(1) Hawk or peddle on any public street within one thousand (1,000) feet of any school grounds on any day school is in session during the period commencing one (1) hour before school is in session and ending one (1) hour after the session terminates;

(2) Hawk or peddle except when the motor vehicle is lawfully parked or stopped;

(3) Hawk or peddle except from the side of the truck away from moving traffic and as near as possible to the curb or edge of the street;

- (4) Hawk or peddle to a person standing in the roadway;
- (5) Stop on the left side of a one-way street to hawk or peddle;
- (6) Back a motor vehicle to hawk or peddle;
- (7) Allow any person to ride in or on a motor vehicle except for the licensee, his employee or authorized agent.

Section 10-107. Conduct of vendors; issuance of receipts.

Each person who wishes to vend, hawk, peddle or solicit within the Town shall at all times conduct himself in an orderly and lawful manner, and shall give a written receipt for all orders taken within the Town. The receipt shall be signed by the vendor/solicitor and shall set forth a brief description of the goods, wares or merchandise ordered or sold, the total purchase price thereof, and the amount received by the solicitor from the purchaser.

Section 10-108. Exceptions.

(a) Sections 10-101 and 10-109 through 10-113 shall not apply to the following:

- (1) Persons less than sixteen (16) years of age;
- (2) Persons exempted under the General Statutes;
- (3) Persons licensed by the state;
- (4) Persons sell to stores or other business establishments for resale;
- (5) Charitable or religious organizations of their representatives engaging in solicitation where no food, goods, wares or merchandise is offered in exchange for money, credit, property or financial assistance even if such exchange is labeled a donation;

(b) Sections 10-101 through 10-108 shall not apply to the following:

- (1) Sales by farmers and gardeners of the produce of their farms and gardens;
- (2) The sale, distribution and delivery of milk, teas, coffees, spices, groceries, meats and bakery goods;

- (3) Sales on approval;
- (4) Conditional sales of merchandise;
- (5) The taking of orders for merchandise for future delivery when full payment is not required at **the** time of solicitation;
- (6) Participants in specific fund-raising events sponsored by local charitable, *nonprofit organizations*.

However, any individual engaged in any sales described in this section may at his option apply for credentials as described in this article.

Section 10-109. Required application and identification.

Except as provided in section 10-108 no person shall sell or expose or offer for sale or solicit orders for any articles of foods or any goods, wares, merchandise, materials or services or solicit for any contracts within the Town unless he has registered with the police, made application for a license and obtained identifying credentials as hereinafter provided.

Section 10-110. Complaints; revocation of credentials.

(a) If, upon complaint, the Chief of Police has reason to believe that any provision of this article has been violated by a licensed person, the Chief of Police may revoke that individual's credentials. The Chief of Police shall consider any complaint, whether made orally or in writing, if made by an individual who is a resident, or guest of a resident of the Town. In order to be a valid complaint, any complaint made orally must be received in writing by the Selectman's office within twenty-four (24) **hours of** the original complaint,

(b) Upon such revocation, if the aggrieved party wishes, he may appeal to the Board of Selectmen for reconsideration; however, such appeal must be received in writing within five (5) days of the date of revocation. The date of revocation shall be the date that the certified mail notice is received by the individual at either the home or business address provided on his credentials; however, such revocation is effective immediately from the date it is issued.

(c) The Board of Selectman shall hear the individual's appeal and review the complaint against him at a meeting of the Board to be held not less than five (5) days nor more

than ten (10) days **after receipt of the appeal.** The **Board shall, upon the evidence presented, either affirm the revocation or reinstate the** revoked credentials.

Section 10-111. Penalty.

Any person violating any of the provisions of this article or making any false statements or representations of fact for the purpose of obtaining permission to solicit orders **shall, upon conviction thereof, and** in addition to other penalties provided by law, and herein, be subject to a penalty in the amount of fifty dollars (\$50.00) for each day of violation, or part **thereof.** Each day of violation shall be considered a separate violation. Upon any registered person being convicted of any crime or misdemeanor under this article or a crime involving moral turpitude, the stamped credentials of such person shall be delivered to the First Selectman and the Selectman's stamp thereon shall be cancelled, and such person shall not thereafter solicit orders in the Town.

Section 10-112. Promulgation of regulations.

The Board of Selectmen is hereby authorized to make additional regulations consistent with **this article and section 21-37 of the General Statutes, as amended,** to promote the orderly conduct of solicitors and enforcement of this article. Each regulation shall be in writing and shall become effective upon publication in a newspaper having a general circulation in the Town and filing of a copy with the Town Clerk.

Section 10-113. Itinerant vendors.

(a) 176 person **engage in a temporary or transient** business in the Town without first obtaining a municipal license in accordance with the **provisions hereof and in accordance with chapter 407 of the General Statutes, as amended.**

(b) Each itinerant vendor shall make application for a municipal license to the Chief of Police or **his designee for** a license which shall remain in force as long as the licensee *continuously* keeps and exposes for sale such stock of goods, wares or merchandise but not later than the October 1 following the date of issuance upon the payment of a fee as **established by the Board of Selectmen all** in accordance with title 21, section 29 of the General Statutes, **as amended.** The word "continuously" **as used in this subsection shall be understood** to mean throughout the year, not **necessarily** every day or weekend.

Section 10-114. License.

(a) An applicant for a license to solicit in the Town shall:

Submit, when applicable, a copy of a valid health department **certificate enforceable** for the **same period of time as the requested license;**

- (2) Submit, when applicable, a copy of a certificate from the **state sealer of weights and measures indicating that all weights and measures used by the applicant in his business have been approved and stamped;**

Demonstrate to the satisfaction of the police department that the motor **vehicle to be used** pursuant to the issuance of the license complies with all applicable state laws and motor **vehicle regulations, and** that, if it is a truck, it is equipped with a convex mirror mounted on the front **so the driver in his normal seating position can see the area in front of the truck obscured by the hood;**

- (4) If **applying for an itinerant vendor** license, submit a copy of a valid **state license obtained pursuant to section 21-28 of the General Statutes, as amended;**

Pay a **fee of two hundred dollars (\$200.00)** for a license to hawk or peddle or a fee of two **hundred dollars (\$200.00)** for an license.

(b) The Chief of Police shall **provide the applicant with credentials stamped with Town approval, which credentials shall set forth the name and address of the applicant and his employer, if any; the nature of the goods, wares or merchandise being vended; and the period during which the applicant may vend, hawk or peddle. Notwithstanding any other provisions of this article or regulations, the Chief of Police shall not be required to grant such permission to any person who has been convicted of any crime or misdemeanor involving moral turpitude or having been found to act in violation of this article.**

(c) Each applicant shall **display prominently upon his person his stamped credentials at all times while conducting business in the Town.**

(d) Stamped **credentials** shall be nontransferable and shall **entitle the holder thereof, for the period indicated therein, unless revoked,** to solicit within the Town as specified in his application, provided that the holder shall have his **stamped credentials prominently displayed on his person at all times** while soliciting and shall exhibit the same at any time upon request by any police officer or agent of the Board of Selectmen, or any purchaser or prospective purchaser.

(e) All licenses shall expire **on the October 1 following the** date of issuance unless otherwise specified.

(f) Participants in specific *fund-raising* events sponsored by local charitable, nonprofit organizations shall be **exempt from requirements to obtain a local solicitor's** license.

Section 10-115. Health department certificate regulations.

Any person who wishes to hawk, peddle or vend **food items as defined** in section 19-13-B48 of the **state public health code, as amended,** must:

(1) Apply in **person** to the **director of health for inspection of each vehicle and/or cart** to be used for dispensing **food items;**

(2) Pay a **health department inspection and certification fee of fifty dollars (\$50.00)** (established by the Board of Selectmen); **except that charitable and religious organizations shall be exempt from payment of said fee and their certificate shall expire five (5) days from issuance;**

(3) **Meet and then maintain all of the regulations of section 19-13-B48 of the state public health code, as amended, and the Town ordinance on solicitation;**

(4) **All certificates shall expire on the October 1 following the date of issuance unless otherwise specified.**

Section 10-116. Repeal of Previous Ordinances Regulating Peddlers, Hawkers, Solicitors and Vendors

Ordinances of the Town of *Clinton* in regard to Peddlers, Hawkers, **Solicitors** and Vendors passed on October 2, 1922, October 7, 1929 and any other ordinances passed subsequent on said subject, are hereby repealed.

The foregoing Ordinance shall become effective thirty days after publication.

Dated at Clinton, Connecticut this twelfth day of June, 1991.

Virginia D. Zawoy, First Selectman

Edward A. Miller, III

Leonard M. Cahill

Laura S. Jensen

James M. McCusker, Jr.

SELECTMEN

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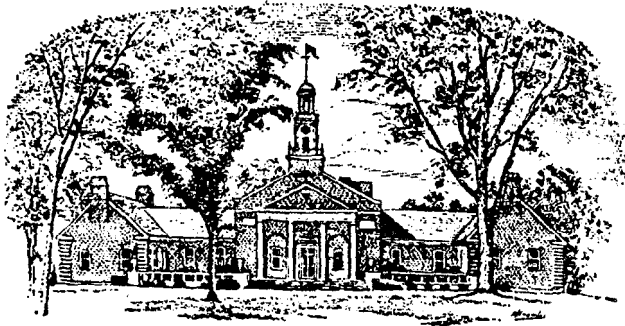


TOWN OF CLINTON, CONNECTICUT 06413-2095
BOARD OF SELECTMEN

ORDINANCES

1. Title: AN ORDINANCE REGULATING PEDDLERS, HAWKERS AND SOLICITORS
2. Date of Legal Notice of Public Hearing: Aril 30, 1991
3. Newspaper of publication: New Haven Register
(not less than 10 days prior to Hearing)
4. Copy to Town Clerk:.. May 10, 1991
5. Date of Public Hearing May 13, 1991
6. Date of Enactment by Selectmen June 12, 1991
(within 30 days of Hearing)
7. **Date** of Legal Notice 20, 1991
8. Newspaper of publication New Haven Register
9. Copy to Town Clerk Au gust 29, 1991
10. Effective date of ordinance July 20, 1991
(30 days after publication, unless petition was filed)

8/20/91
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TOWN OF CLINTON, CONNECTICUT 06413-2095
BOARD OF SELECTMEN

DECLARATION OF STATE OF PUBLIC EMERGENCY
AND ENACTMENT OF EMERGENCY ORDINANCE

WHEREAS, Hurricane Bob is battering the coastline of Connecticut and in particular the Town of Clinton; and

WHEREAS, there is a need to take emergency measures to protect the lives, health and property of citizens and inhabitants of the Town of Clinton;

NOW, THEREFORE, on this 19th day of August, 1991, the Board of Selectmen of the Town of Clinton hereby declares a State of 'Public Emergency, and hereby enacts an Emergency Ordinance to provide for protection of the lives, health and property of citizens and inhabitants of the Town of Clinton;

THEREFORE, Pursuant to Chapter V, Section 5-6 of the Charter of the Town of Clinton, be it ordained that:

1. That the First Selectman shall have the power to contract emergency services to provide for the lives, health and property, to include but not be limited to road, tree, flooding, shelter, and related emergency services.
2. the First Selectman may order closed or used for any emergency purpose any public services, roads or properties, and further, may employ Town personnel for whatever emergency purpose she may deem necessary.
3. The First Selectman, may designate Town personnel to implement the various purposed herein.

This Emergency Ordinance is immediately effective and shall be published in a newspaper having a general circulation in



TOWN OF CLINTON, CONNECTICUT 06413-2095
BOARD OF SELECTMEN

the Town.

This Emergency Ordinance shall be automatically repealed at the sixtieth (60) day following its enactment.

Dated at Clinton, Connecticut this 19th day of August, 1991.

Board of Selectmen

By Virginia D. Zawoy, First Selectman

Leonard M. Cahill

Laura S. Jensen

James M. McCusker, Jr.

FOR PUBLICATION IN THE CLINTON RECORDER AUGUST 23, 1991

LEGAL NOTICE

Notice is hereby given that, at a meeting held on November 13, 1991 the Board of Selectmen of the Town of Clinton enacted an Ordinance Concerning the Parking of Vehicles in the Town of Clinton, as follows:

ORDINANCE CONCERNING THE PARKING OF VEHICLES IN THE TOWN OF CLINTON:

ORDINANCE CONCERNING THE PARKING OF VEHICLES

IN THE TOWN OF CLINTON

This Ordinance establishes the regulations concerning the parking of vehicles in the Town of Clinton and the enforcement thereof. The policy of this Ordinance is to provide for the convenience, comfort and welfare of people who live, work and otherwise travel in and to the Town, to permit traffic safety and efficiency while minimizing or reducing traffic congestion, pollution and nuisance arising out of the unregulated parking of **vehicles.**

This Ordinance is enacted pursuant to the Town's general power so to do; in particular, Section 7-148(b) of the Connecticut General Statutes, as amended. The Board of Police Commissioners constitutes the Traffic Authority of the Town as defined in Section 14-297(6) of the Connecticut General Statutes, as amended.

SECTION 1.1

Pursuant to Section 14-307 of the Connecticut General Statutes, as amended, the Police Commission as Traffic Authority shall have the power to prohibit, limit or restrict the parking of vehicles and to erect and maintain signs designating the time or terms of such prohibition or restriction on any highway or thoroughfare coming under the jurisdiction of the Town of

SECTION 1.2

Members of the Police Department are hereby authorized to **direct all traffic** in accordance with the provisions of **this ordinance and** the Statutes of the State of Connecticut, or **in emergencies** as public safety or **convenience may require, and it shall be unlawful** for any **person to fail or refuse to comply with any** lawful order, **signal or direction of a policeman.**

SECTION 1.3

It shall be unlawful for the driver of any **vehicle to disobey** the instructions of **any** traffic sign or **signal** placed in by the parking authority or in accordance with the laws of the State of Connecticut except as directed by a policeman as provided for in Section 1.2.

SECTION 1.4

The traffic authority may from time to time as the need arises, make temporary rules to the regulation of the parking or vehicles in the Town of Clinton. They shall be posted pursuant to Section 2.4 of this Ordinance. The violation of such temporary **rules shall be** a violation of this Ordinance.

SECTION 2.1

At any time it shall be unlawful to permit any vehicle to park or **stand in any** of the following places, except when necessary to **avoid conflict with other traffic or in compliance with the directions** of a policeman or **traffic** control device:

- (a) In any intersection;
- (b) In a crosswalk;

- (c) In a marked fire lane;
- (d) Within twenty-five (25) feet of any intersection or crosswalk;
- (e) Within ten (10) feet of a fire hydrant;
- (f) At any place where the vehicle would block the use of any driveway;
- (g) Within twenty (20) feet of the driveway entrance to any fire department station;
- (h) On any sidewalk;
- (i) At any place where official signs prohibit parking;
In any parking space designated for the use of handicapped persons if the vehicle and the person operating the vehicle do not comply with the provisions of Section 14-253a of the Connecticut General Statutes, as amended.

SECTION 2.2

No vehicle shall be parked with the left side of such vehicle next to the curb except on one way streets, and it shall be unlawful to stand or park any vehicle in a street other than:

- (1) Parallel to the curb;
- (2) With the two curbside wheels of the vehicle within twelve (12) inches of the regularly established curb lines;
- (3) Within the lines demarcating a curbside parking space if so marked.

SECTION 2.3

It shall be unlawful to park any vehicle on any private property without the consent of the owner of the property.

SECTION 2.4

The parking authority shall cause signs to be posted in all areas where parking is limited, restricted or prohibited, indicating such limitations, restrictions or prohibitions.

SECTION 3.1

Any **person, firm** or corporation violating any provisions of this Ordinance shall be fined in accordance with Section 3.3 following. **The fact that** an automobile which is illegally parked **is registered** in the name of a person shall be **considered** prima **Facie proof that** such **person was** in control of **the automobile at the time** of such **parking except** to the **extent the liability of a lessee** under Section 14-107 of the Connecticut General Statutes, as amended, shall apply.

SECTION 3.2

Any police officer may attach to any vehicle found in violation of this parking **Ordinance, a** Notice to the owner or operator that such a vehicle has been parked in violation of law, which Notice shall indicate the nature of the violation and instruct such owner or operator to pay the penalty for such violation at the Town of Clinton Police Department Headquarters in person or by mailing such Notice of violation, with the amount of the penalty, to the Town of Clinton Police Department.

SECTION 3.3

The penalty to be paid pursuant to Sections 3.1 and 3.2 above for the violation of any provision of this Ordinance shall be set by the Board of Police Commissioners. The highest fine per violation is Twenty-five (\$25.00) Dollars.

SECTION 3.4

Any motor vehicle found parked in violation of any State Statute, or Town of Clinton Ordinance, shall be towed, if such vehicle has previously been issued six (6) or more Town of Clinton parking tickets, which have not been paid.

The vehicle shall be towed under the direction of a member of the Town of Clinton Police Department, to a public garage in the Town of Clinton.

Before a vehicle is released to the owner, towing and storage charges shall be paid, and all parking tickets to the Town of Clinton Police Department, shall also be paid.

SECTION 4.1

The provisions of the Ordinance are severable and if any provision, sentence, subsection, word or part thereof is held illegal, invalid or *unconstitutional*, or inapplicable to any person or circumstance, such illegality, invalidity, unconstitutionality or inapplicability shall not effect or impair the remainder of this Ordinance or the application to other persons or circumstances. It is hereby declared to be the legislative intent that this Ordinance would have been - adopted if such illegal, invalid or unconstitutional part hereof had not

been included herein, or if such person or circumstance to which this Ordinance or part hereof if held unapplicable, had been specifically exempted herefrom.

Dated at **Clinton, Connecticut** the **18th day of November,** 1991

Virginia D. Zawoy

Edward A. Miller, III

Leonard M. Cahill

Laura S. Jensen

James M. McCusker_, Jr.

FOR PUBLICATION IN THE CLINTON RECORDER NOVEMBER 26, 1991

ORDINANCE

1. Title: AN ORDINANCE CONCERNING THE PARKING OF VEHICLES IN THE TOWN OF CLINTON
2. Date of Legal Notice of Pub: Hearing: October 08, 1991
3. Newspaper of publication: Clinton Recorder
4. Copy to Town Clerk: October 08, 1991
5. Date of Public Hearing: October 23, 1991
6. Date of Enactment by Selectmen: November 13, 1991
7. Date of Legal Notice of Enactment: November 26, 1991
8. Newspaper of publication: Clinton Recorder
9. Copy to Town Clerk: November 18, 1991
10. Effective date of ordinance: December 26, 1991
(30 days after publication,
unless petition was filed)

LEGAL NOTICE
TOWN OF CLINTON
AMENDMENTS TO AN ORDINANCE

The Board of Selectmen of the Town of Clinton, Connecticut voted to accept the Resolution enacting the following Amendments to the "Ordinance Prohibiting Massage Establishments, Masseurs and Masseuses", at their meeting February 11, 1992:

RESOLVED: That Sections 3 and 4.5 of the Ordinance adopted November 24, 1981 effective December 31, 1981 titled, "An Ordinance Prohibiting Massage Masseurs and Masseuses" be amended as follows:

Section 3. Prohibition

Until such time as the Commissioner of Health Services has adopted regulations pursuant to the authority granted by Title 19a, Section 14 of the Connecticut General Statutes of Connecticut as amended, no person shall allow a massage establishment to be conducted in Clinton and no masseur and/or masseuse shall engage in the practice of massage as defined herein in Clinton.

Section 4. Exempted Persons and **Organizations**

This ordinance shall not apply to the following *individuals* while engaged in personal performance of the duties of their respective professions:

4.1 Physicians, surgeons, chiropractors, osteopaths, or physical therapists who are *duly* licensed to practice their respective professions in the State of Connecticut.

4.2 Nurses who are registered under the laws of the State of Connecticut.

4.3 Barbers and Beauticians who are duly licensed under the laws of the State of Connecticut, except that this exemption shall apply solely to the massaging of the neck, face, scalp, and hair of the customer, or client, for cosmetic or beautifying purposes.

4.4 Hospitals, nursing homes, clinics or rehabilitation facilities operating or licensed under other provisions of the laws of the State of Connecticut or to the employees working under the direction of such facilities.

4.5 Those persons who are eligible to use the title, "Connecticut-Certified Massage Therapist" under the provisions of the Connecticut General Statutes, Title 20, Section 206 a, b, and c; or persons who *hold* an American Massage Therapy Association Certificate of Massage Therapy; or persons who have successfully completed a course of study of not less than five hundred (500) hours, with the instructor present, at a school of massage therapy which is accredited by an accrediting agency

recognized by the U.S. Department of Education and which provided, at the time of graduation, a curriculum which was approved by the American Massage Therapy Association. **The applicant must document qualifications to the satisfaction of the** Town Clerk

4.5(a) Permit required.

No person shall engage in, **conduct, or carry on or permit to be engaged in, conducted, or carried on, in or upon the premises in the** town, the operation of a massage establishment without first having obtained a permit from the Town Clerk.

Persons claiming exemption under Section 4.5 of this ordinance shall file an application with the Office of the Town Clerk. The application for exemption shall be approved or denied based upon Section 4.5 criteria by the Town Clerk within ten (10) working days. Any permit or exemption permit issued under this section shall either be posted at his/her place of business or be on his/her person.

Said permits shall be for a one (1) year term and may be renewed annually, provided **the applicant qualifies in every respect** for its reissuance.

This **ordinance** shall take effect thirty (30) days after its publication.

Paul W. Austin

Leonard M. Cahill

Laura S. Jensen

Bruce C. Larson

James M. McCusker, Jr.
Selectmen

1. Title: AMENDMENTS TO AN ORDINANCE PROHIBITING MASSAGE ESTABLISHMENTS, MASSEURS AND MASSEUSES, WHICH BECAME EFFECTIVE DECEMBER 31, 1981
2. Date of Legal Notice of Public Hearing ___ 1/22/92
3. Newspaper of publication Clinton Recorder
(not less than 10 days prior to Hearing)
4. Copy to Town Clerk ___
5. Date of Public Hearing 2/06/92
6. Date of Enactment by Selectmen 2/11/92
(within 30 days of Hearing)
7. Date of Legal Notice of Enactment 2 5192
8. Newspaper of publication Clinton Recorder
9. Copy to Town Clerk 2/19/92
10. Effective date of ordinance 3/26/92
(30 days after publication, unless petition was filed)

LEGAL NOTICE
TOWN OF CLINTON
ORDINANCE

The Board of Selectmen of the Town of ClLinton, Connecticut voted to enact the following Ordinance at their meeting on May 20, 1992:

An Ordinance Establishing Schedule of Fees in Regard to Planning and Zoning, and Zoning Board of Appeals **Matters**

WHEREAS, the Planning and Zoning Commission and Zoning Board of Appeals have heretofore collected fees for processing permits and publishing which have become outpaced by the costs of the same by the passage of time; and,

WHEREAS, Connecticut General Statutes Section 8-1c provides for establishment by ordinance for the schedule of reasonable fees for the same;

NOW, THEREFORE, be it Ordained that the following schedule of fees shall be established for the **processing of applications** and publishing by the Planning and Zoning Commission and Zoning Board of Appeals:

1.	Zoning Permit	\$ 15.00
2.	Zoning Permit issued after construction	250.00
3.	Zoning Map	7.00
4.	Zoning Regulations	8.50
5.	Coastal Area Management (CAM) Application (including microfilming)	Residential 30.00 Commercial 50.00
6.	Amendment Requests for Regulation or Zone change, plus actual cost of legal notices in excess of \$50.00	100.00
7.	Gravel excavation and dumping Six month permit Renewals or Extensions, per year	100.00 100.00
8.	Subdivision Application Plus, per Lot	50.00 25.00
9.	Resubdivision Application Plus, per Lot	100.00 25.00
10.	Special Exception - P & Z Plus, microfilming	100.00 5.00
11.	Special Exception - multi unit structure, i.e. Elderly Housing, hospitals, motels, hotels, schools, nursing homes, etc. Plus, per bedroom	100.00 15.00

	Plus, microfilming	5.00
12.	Subdivision Regulations	5.00
13.	Public Hearing Signs	3.00
14.	Site Plan Application	100.00
	Plus, per 1,000 sq. ft. of building	15.00
	Plus, per parking space	5.00
15.	Town Plan of Development, with Coastal Plan	5.00
	Plus, for each accompanying map	7.00

Zoning Board of Appeals

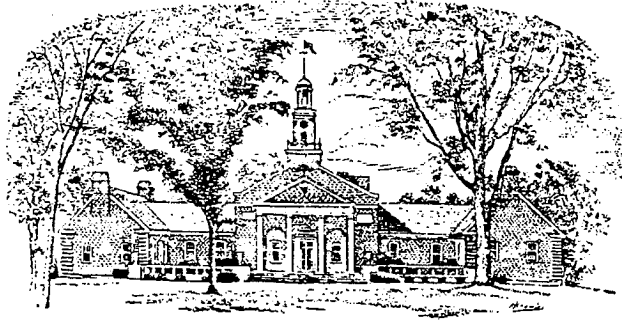
16.	Zoning Board of Appeals Application	100.00
	Plus, microfilming fee	5.00
17.	Coastal Area Management (CAM) Application	25.00
	Plus, microfilming fee	5.00
18.	Special Exception	25.00
	Plus, microfilming	5.00

This ordinance shall take effect thirty (30) days after its publication.

Paul W. Austin
Leonard M. Cahill
Laura S. Jensen
Bruce C. Larson
James M. McCusker, Jr.
Selectmen

FOR PUBLICATION IN THE CLINTON RECORDER JUNE 2, 1992

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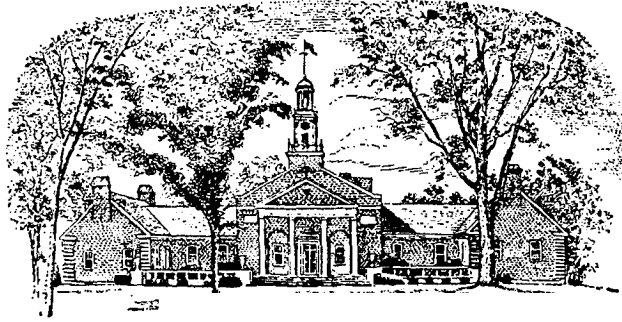
TOWN OF CLINTON, CONNECTICUT 06413-2095



ORDINANCES

1. Title: An Ordinance Establishing Schedule of Fees in
Regard to Planning and Zoning, and Zoning Board of Appeals
Matters
2. Date of Legal Notice of Public Hearing 3-31-92
3. Newspaper of publication Clinton Recorder
(not less than 10 days prior to Hearing)
4. Copy to Town Clerk 3-31-92
5. Date of Public Hearing 4-22-92
6. Date of Enactment by Selectmen 5-20-92
(within 30 days of Hearing)
7. Date of Legal Notice of Enactment 6-2-92
8. Newspaper of publication Clinton Recorder
9. Copy to Town Clerk 5-26-92
10. Effective date of ordinance 7-2-92
(30 days after publication, unless petition was filed)

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TOWN OF CLINTON, CONNECTICUT 06413-2095
BOARD OF SELECTMEN

DECLARATION OF STATE OF PUBLIC EMERGENCY
AND ENACTMENT OF EMERGENCY ORDINANCE

WHEREAS, a coastal storm is battering the coastline of **Connecticut and in particular the Town of Clinton;**
and

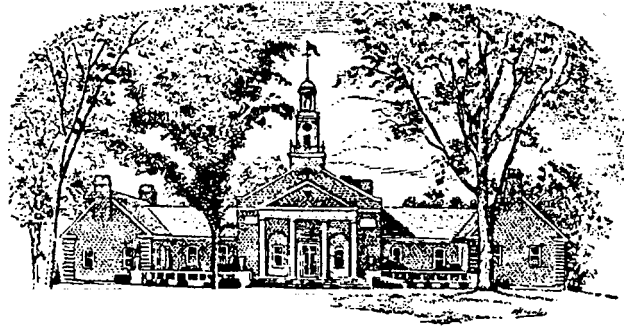
WHEREAS, there is a need to take emergency measures to **protect the lives, health and property of citizens and inhabitants of the Town of Clinton;**

NOW, THEREFORE, on this 11th day of **December, 1992** the Board of Selectmen of the Town of Clinton hereby declares a State of **Public Emergency**, and hereby enacts an **Emergency Ordinance** to provide for **protection of the lives, health and property of citizens and inhabitants of the Town of Clinton;**

THEREFORE, Pursuant to Chapter V, **Section 5-6 of the Charter** of the Town of Clinton, be it ordained:

1. That **the First Selectman shall have the power** to contract emergency services to provide **for the lives, health and property, to include but not be limited to road, tree, flooding, shelter, and related emergency services.**
2. The First Selectman may order closed or used for any **emergency purpose any public services, roads or properties, and further, may employ Town personnel for whatever emergency purpose** he may deem necessary.
3. The First Selectman may designate Town personnel to implement the various proposals herein.

This Emergency Ordinance is immediately effective and shall be published in a newspaper having a general circulation in



TOWN OF CLINTON, CONNECTICUT 06413-2095
BOARD OF SELECTMEN

the Town.

This Emergency Ordinance shall be automatically repealed at the sixtieth (60) day following its enactment.

Dated at Clinton, Connecticut this 11th day of December, 1992.

Board of Selectmen

Paul W. Austin
By Paul W. Austin, First Selectman

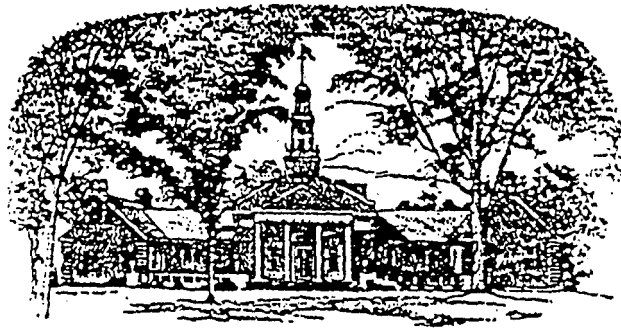
Leonard M. Cahill
Leonard M. Cahill

Bruce C. Larson
Bruce C. Larson

James M. McCusker, Jr.
James M. McCusker, Jr.

FOR PUBLICATION IN THE NEW HAVEN REGISTER

FOR PUBLICATION IN THE CLINTON RECORDER



TOWN OF CLINTON. CONNECTICUT 06413

DECLARATION OF STATE OF PUBLIC EMERGENCY
VT OF EM

a coastal storm is battering the coastline of Connecticut and in particular the Town of Clinton and

WHEREAS, there is a need to take emergency measures to protect the lives, health and property of citizens and inhabitants of the Town of Clinton;

NOW, THEREFORE, on **this 13th day of** March, 1993 **the** Board of Selectmen of the Town of Clinton hereby declares a State of Public Emergency, and hereby enacts an Emergency ordinance to provide for protection of the lives, health and property of citizens and inhabitants of the Town of Clinton;

T E Pursuant to Chapter V, Section 5-6 of the Charter of the Town of Clinton, be it ordained:

^hat no first selectman shall have the power to contract emergency services to provide for the lives, health and property, to include out not cc limited to road, tree, flooding, shelter, and related emergency services.

2. **The First Selectman may order closed or used for any emergency purpose any public services, roads or properties, and further, may employ Town personnel for whatever emergency purpose he may deem necessary.**
3. **The First Selectman may designate .Town personnel to implement the various proposals herein.**

This Emergency ordinance is immediately effective and shall be published in a newspaper having a **general circulation** in



TOWN OF CLINTON. CONNECTICUT 06413

the Town.

This Emergency ordinance shall be automatically **repealed** at the sixtieth (60) day following its enactment.

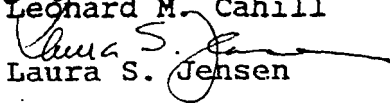
Dated at Clinton, Connecticut this 13th day of March, 1993.

Board of Selectmen

By Paul W.

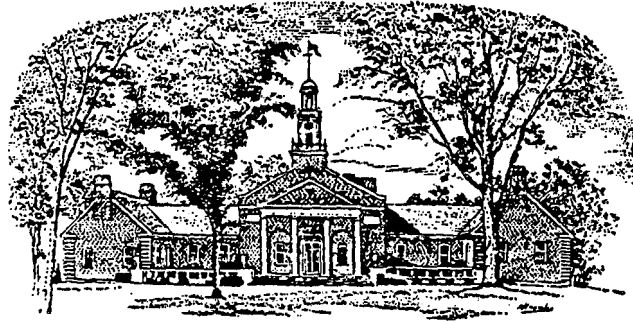
Selectman


Leonard M. Cahill


Laura S. Jensen

FOR PUBLICATION IN THE NEW HAVEN REGISTER MARCH 19, 1993

FOR PUBLICATION IN THE CLINTON RECORDER MARCH 23, 1993



TOWN OF CLINTON, CONNECTICUT 06413 - 2095

TOWN OF CLINTON
LEGAL NOTICE
HOUSING PARTNERSHIP RESOLUTION

The Board of Selectmen of the Town of Clinton, Connecticut unanimously approved a Resolution forming a Local Housing Partnership, at their meeting on September 20, 1989. The Resolution follows:

HOUSING

RESOLVED:

The Board of Selectmen of the Town of Clinton hereby declares that a local housing partnership be formed, in accordance with Connecticut Public Act 88-365 (CGS §8-336) in order to develop ways to increase the supply and availability of affordable housing in the Town of Clinton. Further, the Board of Selectmen recognizes that CGS. 8-336 provides certain stated benefits for towns that create such a Partnership which fulfills the mandate herein.

NOW, THEREFORE, BE ENACTED BY THE TOWN OF CLINTON:

Sec. 1 There is hereby created the Town of Clinton Housing Partnership, appointed by the Board of Selectmen of the Town. The Partnership shall consist of the following members:

a. The First Selectman, whose Partnership terms shall be coincident with his term as First Selectman;

b. One representative from each of the following boards and commissions: Planning and Zoning Commission, Inland Wetlands Water pollution Control Com., Housing Authority and Economic Development Commission, each representative's term hereon being coincident with his term on his board/commission;

c. Two representatives of the local business community, whose terms shall be for two years;

d. Two representatives of the public interest; whose terms shall be for two years;

e. **Two** local *of local industry* **whose**
terms shall be for two years.

Sec. 2 The Town of Clinton Housing Partnership shall have the following responsibilities:

a. It shall authorize the Town Clerk to **submit a copy of this** Ordinance and documentation of the empanalment to the State Of Connecticut Commissioner of Housing;

b. It shall submit **evidence** to the **Commissioner of Housing of the commitment of local** resources to the purposes and support **of the Partner:** consistent with State and local law, regulation **and Charter;**

c. It shall identify needs and opportunities for affordable **housing in the Town of Clinton, by examining:**

1. The availability of state, municipal, and other public and private land suitable **for the development (or redevelopment) of affordable** housing;

2. The Town Plan of Development and Zoning, Subdivision, Coastal Area Management, and Inland Wetlands and, Watercourses Regulations and determine their **impact on the (re)development of affordable housing in the** Town of Clinton;

3. Such other issues of the Town which the Partnership foals have a substantial impact on the availability **of affordable housing in** the Town of Clinton.

d. It shall recommend to the Board of Selectmen for their action, or reference to any board or commission whose action is required* such regulations, ordinances or other rules of the Town, or a division thereof, which would assist in reducing any adverse impact now existing on the availability of affordable housing the Town of Clinton.

e. It as tablish priorities and develop a long-range plan to meet and identify. needs for. affordable the Town,. consistent with regional housing needs;'

f. It shall establish such procedutes, **as it deems necessary,** consistent.with federal, state and local law and **Charter, for the development** of a written proposal intended to-meet and-provide for the implementation of such Plan; and

g. It shall.recommend the commencement of an.activity, development or project designed-to create **additional affordable housing in the Town of Clinton.**

4, This Resolution shall be ..cons trued.so'-as **to not conflict with any** Federal, State or local rule or regulation, :or.the Charter 'of. **6S Town of Clinton.**

5. The effective date of this. Resolution shall be fifteen..(15) days after publication upon its passage.

Dated at Clinton, Connecticut September 20, . 1989

Virginia D. Zawog
Virginia D. Zawog
James M. McCusker, Jr.
James M. McCusker, Jr.
Edward A. Miller, III
Edward A. Miller, III
Patricia A. Swaun
Patricia A. Swaun
Daniel Vece, Jr.
Daniel Vece, Jr.

FOR PUBLICATION IN THE CLINTON RECORDER OCTOBER 31, 1989

LEGAL NOTICE
TOWN OF CLINTON
ORDINANCE

Notice is hereby given that at a meeting held on April 13, 1994 the Board of Selectmen of the Town of Clinton, Connecticut, enacted an ordinance regulating the activities and responsibilities of those persons who purchase, lease, or rent alarm systems, devices or services, as follows:

FALSE ALARM ORDINANCE

SECTION 1 PURPOSE:

This ordinance is intended to regulate the activities and responsibilities of those people who purchase, lease, or rent, alarm systems, devices or services. It is also intended to improve the reliability of those alarm systems, devices or services, and to insure that the police department will not be unduly diverted from responding to an actual criminal activity as a result of responding to false alarms. The provisions of this ordinance shall not apply to alarms owned and/or operated by the Town of Clinton.

SECTION 2 DEFINITIONS:

For the purpose of this ordinance the following definitions shall apply:

- A. Alarms Device: Any device which when activated, transmits a signal to police headquarters, or transmits a signal to a person or business, who relays the information to police headquarters, or produces an audible or visual signal to which the police department is expected to respond. Excluded from this ordinance are fire alarms, and medical alert alarms.
- B. Alarm User: The owner or occupant of any premises in which an alarm is used or provided.
- C. Automatic Dial Alarm: A telephone device or attachment that mechanically or electronically solicits a telephone line to police headquarters and produces a pre-recorded voice message to report a criminal act or other emergency (excluding fire and/or medical alert)

requiring a police response.

- D. Central or Control Station: An office to which remote alarm devices transmit signals, where operators monitor these signals and relay the information to police headquarters.
- E. Keyholder: The individual(s) designated by the alarm user to respond to the premises of the alarm when notified by the police department.
- F. False Alarm: The activation of any alarm device or automatic dial alarm through mechanical failure, improper installation, or negligence of the use and/or his agent *including* any signal or oral communication transmitted to the police department, requesting, requiring, or resulting in the response of the police department, when in fact there has been no unauthorized *intrusion*, or attempted unauthorized intrusion into said premises. Excluded from this definition are those activations caused by power outages, or extreme natural *conditions* such as trees falling, breaking lines.

SECTION 3 REGISTRATION:

- A. *Anyone* who, on or after the date of adoption of this ordinance, installs or *maintains* a new or existing alarm device or automatic dial alarm as defined herein shall register with the *Clinton* Police Department. Such registration shall be by completion of a form supplied by the Department *containing* the following information: (a) location of property; (b) name of owner; (c) name of occupant, if different than owner; (d) name(s) and telephone number(s) of keyholder(s) and person(s) to respond to reset alarm; (e) name and type of alarm system; and (f) such other *information* as the department may reasonably deem necessary.
- B. Any new installation on or after the adoption of this ordinance shall be registered in accordance with this section within thirty (30) days of the date of said installation. Any user with an alarm device or automatic dial alarm existing as of the date of this ordinance shall register same in accordance with this section within six (6) months from the date of the adoption hereof.

SECTION 4 CONTROL AND CURTAILMENT OF AUDIBLE SIGNALS:

All alarm devices which use an audible bell, horn, or siren,

shall be equipped with an automatic shut-off device which will deactivate the audible signal within fifteen (15) minutes. All users of an audible bell, horn, or siren, must comply with this section within one year of this ordinance.

SECTION 5 FALSE ALARMS:

- A. The Clinton Police Department will respond to all reported alarms. Upon determining that the alarm is false, the responding officer will leave a copy of the Clinton Police Department alarm report, which shall serve as a warning, with the user. If the user or his agent is not available, or the business or premises is closed and unoccupied, the officer will leave a copy under the door or in the mailbox. If neither of these can be accomplished, the notice will be mailed to the user.

SECTION 6 PENALTIES:

- A. Any alarm user who fails to register in accordance with Section 3 of this ordinance, or who fails to comply with Section 4 of this ordinance, shall be given a written notice of violation, and said user shall be subject to a fine in the amount of Fifty Dollars (\$50.00) payable to the Town of Clinton if the user does not comply within ten (10) days of the notice.
- B. Fines for false alarms shall be imposed as follows per calendar year:
- (1) For the first two false alarms there will be a written warning.
 - (2) For the third and fourth false alarms Fifty Dollars (\$50.00).
 - (3) For the fifth and each subsequent false alarm, One Hundred Dollars (\$100.00).
- C. Upon receiving the fourth false alarm, the police department shall send a letter to the user requesting that the alarm device be inspected by a certified contractor and the contractor notify the chief of police in writing of his findings. If the alarm has been activated by employee error, the employer shall re-train the employee and notify the chief of police in writing that this has been complied with.
- D. Intentionally activating a false alarm shall be a violation of this ordinance. The user may be subject to a fine of Fifty Dollars (\$50.00) or criminal charges, or both.

SECTION 7 TESTING:

No alarm device which is designed to transmit a signal directly to the police department, shall be worked on, tested or demonstrated, without first calling the police department and obtaining permission from the desk officer. Permission is not required when the signal goes to a central or control station. An unauthorized test constitutes a false alarm and shall be subject to the false alarm procedure contained herein.

a

SECTION 8 ENFORCEMENT:

This ordinance shall be enforced by the Clinton Police Department. Any person found to be in violation of any section hereof may appeal such finding to the Board of **Police commissioners, who shall hear such appeals** and may uphold, modify or revoke any fine imposed hereunder.

This ordinance shall take effect thirty days after publication.

Dated at Clinton, Connecticut this 19th day of April, 1994.

Paul W. Austin

Leonard M. Cahill

Laura S. Jensen

James M. McCusker, Jr.

Dan D. Shaw
Selectmen

FOR PUBLICATION IN THE CLINTON RECORDER APRIL 26, 1994

TOWN OF CLINTON, CONNECTICUT

ORDINANCE

1. Title: FALSE ALARM ORDINANCE

2. Date of Legal Notice of Public Hearing: 3-01-94

3. Newspaper of publication: Clinton Recorder
(not less than 10 days prior to Hearing)

4. Copy to Town Clerk 2-24-94

5. Date of Public Hearing 3-23-94

6. Date of Enactment by Selectmen 4-13-94
(within 30 days of Hearing)

7. Date of Legal Notice of Enactment 4-26-94

8. Newspaper of publication Clinton Recorder

9. Copy to Town Clerk 4-19-94

10. Effective date of ordinance 5-26-94
(30 days after publication, unless petition was filed)

SM

LEGAL NOTICE
TOWN OF CLINTON
AMENDMENTS TO AN ORDINANCE

The Board of Selectmen, at their meeting August 9, 1995 voted to enact the following Amendments to the "Ordinance Creating a Harbor Management Commission:

The ordinance entitled "An Ordinance Creating a Harbor Management Commission, which became effective on December 5, 1988, is hereby amended as follows:

Section 10 Applicability - The provisions of this Ordinance as amended, shall be applicable and shall govern the use of harbor waters and facilities under the jurisdiction of the Town of Clinton Harbor Management Commission.

Section 11 Invalidity of Provisions - Should any provision or provisions of this ordinance be held invalid or inoperative, the remainder shall continue in full force and effect as though such invalid or inoperative provisions had been determined.

Section 12 Regulations - The Town of Clinton has, pursuant to an ordinance adopting a certain Harbor Management Plan entitled "The Management Plan for Clinton Harbor", adopted certain regulations governing the use of

harbor waters and facilities. All new regulations, and any amendments to such regulations previously adopted, shall be adopted by ordinance. The Harbor Management Commission shall have the authority to propose regulations governing the use of harbor waters and facilities in accordance with C.G.S. 22a-113m of the Harbor Management Act. Said regulations shall be reviewed by all appropriate jurisdictions prior to their being forwarded to the Board of Selectmen, which shall consider and act upon said proposals as ordinances in the manner set forth in the Town Charter.

Section 13 Authorities - The Harbormaster or duly designated Deputy Harbormaster shall have the authority to carry out harbor management directives and enforce all provisions of the Harbor Management Plan, *including* the authority to issue citations by way of warnings and impose fines for violations pursuant to Section 14 of this Ordinance. The Harbor Management Commission shall be responsible for the administration of the Harbor Management Plan, and may review and make recommendations to the appropriate jurisdictional entities regarding all applications for permits or approvals for all floats, structures, and other marine facilities within harbors under its jurisdiction in accordance with C.G.S. 27a-113p of the Harbor Management Act. The Harbor Management Commission

shall also submit recommendations to the DEP and the US Army Corps of Engineers as well.

Section 14 Violations - Any violation of this ordinance or any regulations in the Harbor Management Plan or any subsequent regulations adopted by ordinance shall be a municipal infraction and is punishable by a fine not to exceed \$100.00, or by imprisonment for not more than 6 months, and shall be imposed for each violation hereunder as provided under Connecticut General States Section 7-148(c)(10); provided, however, the violator has first been issued a written warning for said violation. Each day of violation shall be considered a separate offense and subject to separate citations. A fine not to exceed \$100.00 shall be imposed for each **offense**. Nothing in this section shall preclude the imposition by other jurisdictional authorities of a greater penalty as provided for under Federal Statutes or the laws of the State of Connecticut.

Section 15 Harbor Management Fund - Pursuant to Connecticut General Statute 22-133t, a Harbor Management Fund is hereby created to receive for deposit **monies for harbor management purposes as set forth** in said statute.

Section 16 Water Use Plan Map - Proposed uses, structures, and **activities within the harbor shall be consistent with the** adopted Water Use Plan Maps. The Water

Use Plan **Maps may** be amended by the Harbor Management Commission in **accordance with the procedure for** Harbor Management Plan modifications in the Commission in accordance with the procedure for Harbor Management Plan modifications in the Connecticut Harbor Management Act, Section 22a-113m.

These Amendments shall become effective thirty days after publication in the New Haven Register on August 14, 1995.

Dated at Clinton, Connecticut this 10th day of August, 1995.

James M. McCusker, Jr.

Lewis J. Perry, Jr.

James R. Cave

Paul D. Jakubson

Dan D. Shaw

Selectmen

FOR PUBLICATION IN THE NEW HAVEN REGISTER AUGUST 14, 1995

ORDINANCES

AMENDMENTS TO THE "ORDINANCE CREATING A
HARBOR MANAGEMENT COMMISSION"

L . Date of - Pub-211.c He ri c: 25, 1995
of publica New Haven Register
10 days prior to

4. Conv to Town Clerk July 24, 1995
7 1995

o'. Date of Enactme by Selectmen August 9, 1995
days of Hearing

/ . Date C2 of Enactment August 14, 1995

3. Newspaper of Publclatlon New Haven Register

9. C:,pv to Town Clerk 10, 1995

10. date of ordinance
(30 days attar publication, *unless* was =__=d)

LEGAL NOTICE
TOWN OF CLINTON

Notice is hereby given that the Board of Selectmen of the Town of Clinton, Connecticut, at their meeting May 15, 1996 enacted two ordinances concerning certain tax bills, as follows:

ORDINANCE CONCERNING WAIVER OF TAX BILLS LESS THAN FIVE DOLLARS

RESOLVED: Pursuant to Connecticut General Statutes Section 12-144c, as amended by P.A. 95-283 Section 10, the Tax Collector of the Town of Clinton is hereby authorized to waive any payment due from a taxpayer provided the amount of the tax is less than five dollars.

and

AN ORDINANCE CONCERNING REFUND OF EXCESS TAX PAYMENTS

RESOLVED: Pursuant to Connecticut General Statutes Section 12-129, as amended by P.A. 95-283 Section 10, the Tax Collector is hereby authorized to retain for the benefit of the Town any payment received which is in excess of the amount due from any taxpayer, provided the amount of the excess payment is less than five dollars. Any excess payment by any taxpayer in an amount greater than five dollars shall be refunded in accordance with the provisions of Connecticut General Statutes Section 12-129, as amended as aforesaid.

These ordinances will become effective thirty days after publication.

Dated at Clinton, Connecticut this 29th day of May, 1996

James M. McCusker, Jr.
Lewis J. Perry, Jr.
James R. Cave
Paul D. Jakubson
Dan D. Shaw
Selectmen

FOR PUBLICATION IN THE HARTFORD COURANT MAY 30, 1996

ORDINANCES

1. Title: AN' ORDINANCE CONCERNING REFUND OF EXCESS TAX PAYMENTS

2. Date of Legal Notice of Public Hearing: April 12, 1996
3. Newspaper of publication: Hartford Courant
(not less than 10 days prior to Hearing) April 11, 1996
4. Copy to Town Clerk
5. Date of Public Hearing 24, 1996
6. Date of Enactment by Selectmen May 15, 1996
(within 30 days of public hearing)
7. Date of Legal Notice of Enactment May 30, 1996
8. Newspaper of publication Hartford Courant
9. Copy to Town Clerk May 30, 1996
10. Effective date of ordinance (30 days after publication,
unless petition was filed) June 30, 1996



Please see p. 301
for amendments.

TOWN OF CLINTON, CONNECTICUT

LEGAL NOTICE
TOWN OF CLINTON

The Board of Selectmen of the Town of Clinton, Connecticut, at their meeting June 26, 1996
voted to enact the following revised ordinance:

AN ORDINANCE ESTABLISHING SCHEDULE OF FEES IN REGARD TO PLANNING
AND ZONING, AND ZONING BOARD OF APPEALS MATTERS

An Ordinance Establishing Schedule of Fees in Regard to Planning and Zoning, and Zoning Board of Appeals Matters.

WHEREAS, The Planning and Zoning Commission and Zoning Board of Appeals have heretofore collected fees for processing permits and publishing notices which have become outpaced by the cost of the same by the passage of time, and,

WHEREAS, Connecticut General Statutes Section 8-1c provides for establishment by ordinance for the schedule of reasonable fees for the same;

NOW, THEREFORE, be it Ordained that the following schedule of fees shall be established for the processing of application and publishing by the Planning and Zoning Commission and Zoning Board of Appeals:

1.	Zoning Permit	\$ 15.00
2.	Zoning Permit (issued after construction)	\$250.00
3.	Zoning Map	\$ 7.50
4.	Zoning Regulations	\$ 11.35
5.	CAM (Coastal Area Management) Application	
	Residential	25.00
	Commercial	\$ 45.00
6.	Amendment Requests for Regulation or Zone <i>Change</i>	\$100.00
	Plus actual cost of legal notices in excess of \$50.00	
7.	Gravel Excavation or Dumping	
	6 month permit	\$100.00
	Renewals or Extensions (per year)	\$100.00
8.	Subdivision Application	\$ 50.00
	Plus, per lot	\$ 25.00
9.	Resubdivision Application	\$100.00
	Plus, per lot	\$ 25.00
10.	Special Exception, P&Z	\$100.00
11.	Special Exception - multi-unit structure, i.e. Elderly Housing, Hospitals, Motels, Hotels, Schools, Nursing Homes, etc.	\$100.00
	Plus, per bedroom	\$ 15.00
12.	Subdivision Regulations	\$ 3.40
13.	Public Hearing Signs	\$ 3.00
14.	Site Plan Application	\$100.00
	Plus, per 1,000 sq. ft. of building	\$ 15.00

	Plus, per parking space	5.00
15.	Town Plan of Development w/Coastal Plan	5.00
	Plus each accompanying map	7.50

ZONING BOARD OF APPEALS

16.	Zoning Board of Appeals Application	100.00
17.	CAM (Coastal Area Management) Application	25.00
18.	Special Exception	\$100.00
19.	Appeal of Decision of Zoning Enforcement Officer	\$100.00

ADD \$15.00 TO ALL ABOVE APPLICATIONS FOR PLANNING AND ZONING AND ZONING BOARD OF APPEALS (TO COVER THE FOLLOWING COSTS: \$10.00 DEPARTMENT OF ENVIRONMENTAL PROTECTION AND \$5.00 MICROFILMING).

THIS ORDINANCE WILL BECOME EFFECTIVE THIRTY DAYS AFTER PUBLICATION.

DATED at Clinton, Connecticut this 17th day of July, 1996

James M. McCusker, Jr.
 Lewis J. Perry Jr.
 James R. Cave
 Paul D. Jakubson
 Dan D. Shaw

Selectmen

FOR PUBLICATION IN THE HARTFORD *COURANT ON JULY* 1996

TOWN OF CLINTON CT



TOWN OF CLINTON, CONNECTICUT 06413-2095
BOARD OF SELECTMEN

ORDINANCES

1. Title: An Ordinance Establishing Schedule of Fees in Regard to
Planning and Zoning, and Zoning Board of appeals Matters

2. Date of Legal Notice of Public Hearing. 6/7/96

Newspaper of publication

(not less than 10 days
before Hearing)

Copy to Town Clerk: 6/7/96

3. Date of Public Hearing: 6/19/96

4. Date of Enactment by Selectmen:
(within 30 days of Hearing)

5. Date of Legal **Notice of Enactment**: 7/19/96

Newspaper of publication The Hartford
Courant

Copy to Town Clerk 7/19/96

6. Effective date of Ordinance: 8/18/96
(30 days after publication of
Legal Notice **of Enactment**,
unless petition **has been**
received)

TOWN OF CLINTON, CONNECTICUT

LEGAL NOTICE
TOWN OF CLINTON
ORDINANCE

Notice is hereby given that at a meeting held on November 13, 1996 the Board of Selectmen of the Town of Clinton, Connecticut enacted an ordinance concerning certain ambulance-type motor vehicles, as follows:

RESOLVED,

Any ambulance-type motor vehicle which is used exclusively for the purpose of transporting any medically incapacitated individual, except any such vehicle used to transport any such individual for payment, is exempt from personal property taxation.

For the purposes of this section, the term "ambulance-type vehicle" means any motor vehicle that is specially designed or constructed, and equipped, and is intended to be used for and is maintained or operated for the transportation of invalid or incapacitated human beings.

Application for such exemption shall be made annually upon such forms as may be prescribed by the Town Assessor and shall contain:

- (a) The name and address of the applicant and the owners of the ambulance-type vehicle.
- (b) A description of each such vehicle, including the make, model, year of manufacture, vehicle identification number, current state license number, and the length of time the ambulance-type vehicle has been in use.
- (c) The location and description of the place or places from which it is intended to operate.
- (d) Such other information as the Town Assessor shall deem necessary to comply with this section.

Such application for exemption shall be made not later than November 1st following the assessment data with respect to which such exemption is claimed. For vehicles purchased after October 1st and before August 1st of the assessment year for which such exemption is requested said application shall be made within thirty (30) days of said purchase.

This section shall be applicable to the assessment year which commenced October 1, 1996 and succeeding assessment years thereafter.

Applications for exemptions relative to the assessment year which commenced on October 1, 1996, shall be made not later than thirty (30) days following the effective date of this section, or for vehicles purchased after said effective date, but before August 1, 1997, not later than thirty (30) days after such purchase.

This ordinance becomes effective thirty days after publication.

Dated at Clinton, Connecticut this 14th day of November, 1996

James M. McCusker, Jr.

Lewis J. Perry, Jr.

James R. Cave

Paul D. Jakubson

Dan D. Shaw

FOR PUBLICATION IN THE CLINTON RECORDER NOVEMBER 26, 1996

5-9-97
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TOWN OF CLINTON, CONNECTICUT
BOARD OF SELECTMEN
LEGAL NOTICE
TOWN OF CLINTON
AMENDMENTS TO AN ORDINANCE

The Board of Selectmen of the Town of Clinton, Connecticut, at their meeting April 2, 1997 voted to enact the following amendments to the "Ordinance Establishing Schedule of Fees in Regard to Planning and Zoning, and Zoning Board of Appeals Matters", which became effective on July 2, 1992:

AMENDMENTS TO "AN ORDINANCE ESTABLISHING SCHEDULE OF FEES IN REGARD TO PLANNING AND ZONING AND ZONING BOARD OF APPEALS"

1. Delete number 3, Zoning Map
2. Delete number 4, Zoning Regulations
3. Delete number 12, Subdivision Regulations
4. Delete number 13, Public Hearing Signs
5. Add the following paragraph to the end of the ordinance:

The following items may be purchased at cost from the Planning and Zoning Commission: current prices may be obtained by contacting the Land Use Office at the Andrews Memorial Town Hall: Zoning Map Zoning Regulations, Subdivision Regulations, public hearing signs, Town Plan of Development with Coastal Plan, each accompanying man to Town Plan, and Recent Amendments.

Dated at Clinton, Connecticut this 3rd day of April, 1997.

James M. McCusker, Jr.
Lewis J. Perry, Jr.
James R. Cave
Paul D. Jakubson
Dan D. Shaw
Selectmen

FOR PUBLICATION IN THE CLINTON RECORDER APRIL 15, 1997

ORDINANCES

1. Title: AMENDMENTS TO "AN ORDINANCE ESTABLISHING SCHEDULE OF FEES IN REGARD TO PLANNING ZONING, AND ZONING BOARD OF APPEALS MATTERS"
2. Date of Legal Notice of Public Hearing: March 16, 1997
3. Newspaper of publication: **Clinton Recorder**
(not less than 10 days prior to Hearing)
4. Copy to Town Clerk February 27, 1997
5. Date of Public Hearing March 26, 1997
6. Date of Enactment by Selectmen April 02, 1997
(within 30 days of public hearing)
7. Date of Legal Notice of Enactment **April 15, 1997**
8. Newspaper of publication Clinton Recorder
9. Copy to Town Clerk
10. Effective date of ordinance (30 days after publication, unless petition was filed) May 15, 1997
11. Copy of schedule to Town Clerk May 12, 1997

1 V TICE
TOWN OF CLINTON

The Board of Selectmen of the Town of Clinton, Connecticut, at their meeting October 15, 1997 enacted the following amendment to 'AN ORDINANCE CONCERNING CERTAIN AMBULANCE-TYPE MOTOR VEHICLES', which became effective on December 25, 1996:

RESOLVED:

Any ambulance-type motor vehicle which is used exclusively for the purpose of transporting any medically incapacitated individual, except any such used to transport any such individual for payment, is exempt from personal propeny taxation.

For the purposes of this section, the term "ambulance-type vehicle" means any motor vehicle that is specially designed or constructed, and equipped, and is intended to be used for and is maintained or operated for the transportation of invalid or incapacitated human beings.

Application for such exemption shall be made upon such forms as may be prescribed by the Town Assessor and shall contain:

- (a) The name and address of the applicant and the owners of the ambulance-type vehicle.
- (b) A description of each such vehicle, including the make, model, year of manufacture, vehicle identification number, current state license number, and the length of time the ambulance-type vehicle has been in use.
- (c) The location and description of the place or places from which it is intended to operate.
- (d) Such other information as the Town Assessor shall deem necessary to comply with this section.

Furthermore, the Assessor retains the right to review any vehicle claiming an exemption, at any in order to either continue or remove.the exempt status.

Initial application for exemption shall be made not later than November 1st following the assessment date with respect to which such exemption is claimed. For vehicles purchased after October 1st and before August 1st of the initial assessment year for which such exemption is requested, said application shall be made not later than November 1st following. the date of purchase. Once approved, subsequent applications need not be filed unless a new motor vehicle is purchased.

This shall be applicable to the assessment uear which commenced October 1, 1997 and succeeding assessment years thereafter, and will become effective thirty days after publication.

Dated at Clinton, Connecticut this 28th day of October, 1997.

James M. McCusker, Jr.
Lewis J. Perry, Jr.
James R. Cave
Paul D. Jakubson
Dan D. Shaw
Selectmen

FOR PUBLICATION IN
CLINTON RECORDER
OCTOBER 28, 1997

ORDINANCES

1. Title: **AMENDMENT TO AN ORDINANCE CONCERNING CERTAIN
 AMBULANCE-TYPE MOTOR VEHICLES**

2. Date of Legal Notice of Public Hearing: September 9, 1997

3. Newspaper of publication Clinton Recorder
 (not less than 10 days prior to Hearing)

4. Copy to Town Clerk September 4, 1997

5. Date of Public Hearing September 24, 1997

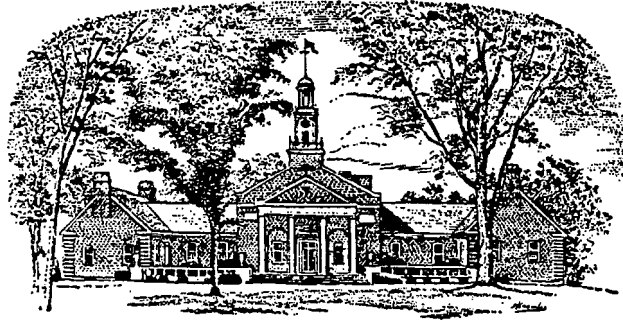
6. Date of Enactment by Selectmen October 15, 1997
 (within 30 days of public hearing)

7. Date of Legal Notice of Enactment October 28, 1997

8. Newspaper of publication Clinton Recorder

9. Copy to Town Clerk October 16, 1997

10. Effective date of ordinance (30 days after publication,
 unless petition was filed) November 27, 1997



TOWN OF CLINTON, CONNECTICUT

LEGAL NOTICE
TOWN OF CLINTON
ORDINANCE

Notice is hereby given that the Board of Selectmen of the Town of Clinton, Connecticut, at their meeting August 19, 1998 enacted the following ordinance:

**Town of Clinton, Connecticut
Tree Ordinance**

- I. **PURPOSE:** The main purpose of the ordinance is to protect our valuable urban forest resource. Trees play important roles for the community by providing air purification, habitats for animals, control of noise pollution, stabilization of soils, providing shade and creating esthetic beauty along town roads, in public parks and on town owned areas. It is also the **intent of the ordinance to promote and protect the public health and safety on** town property and roads by maintaining the town's trees.

- II. **SCOPE:** By this ordinance, the town of Clinton will regulate and control on town property the planting, removal, maintenance and protection of town trees to **ensure the safety of the public and maintain the** beauty of our town trees.

- III. **DEFINITIONS:**
 - A. Urban Forest: Trees that are integrated along streets, in public areas and parks.
 - B. Trees: A woody plant that has a well-defined trunk and a crown attaining a height of over 8 feet.
 - C. Town Property. **Any land that the Town of Clinton** owns or has a right of way.
 - D. Planting: The permanent placement of any tree.
 - E. Removal: Actual physical removal or the *effective* removal through chemical application or other direct or indirect action resulting in the death of a tree.
 - F. Maintenance/Protection: All operation of trimming, pruning, spraying, **injecting, fertilizing, treating, bracing, surgery and cutting above or below the ground.**

- IV. **TOWN TREE WARDEN:** The Town of Clinton Tree Warden shall be appointed by the Board of Selectmen and shall have all powers, duties, and authorities ascribed to him/her as set out in the Connecticut Public Shade Statutes, particularly Connecticut General Statutes Sec. 23-58, 23-59, 23-60, 23-65, as may be amended, and the Town of Clinton Tree Ordinance. The Tree Warden should be a resident of the Town of Clinton. The Tree Warden should be an arborist. **The Town Tree warden will inform the** Town Tree Committee of any action prior to the removal or planting of town trees.

- V. **TOWN TREE COMMITTEE:** There shall be a Tree Committee which shall be composed of no less than 2 no more than 8 members appointed for a term of 2 years by the Board of Selectmen. The requirements and duties of these members shall be:
 - A. To have **working knowledge of the habitat, planting, growth, care and placing of trees.**
 - B. To develop and maintain a working relationship with the Town Tree Warden.

- C To assist the Tree- Warden in _____ trees are planted in _____ locations.
- D. To help develop and maintain a Town Tree inventory.
- E. To work to educate the residents of Clinton on the importance of the urban forest.
- F. To raise funds for tree planting as deemed necessary.
- G. To coordinate and direct the work of any volunteers who wish to contribute their time.

PROTECTION OF TREES

1. ~~Damage to trees: No person, company, _____ or gov _____ an town owned property in the Town of Clinton. pme, remove, deface cut pai mark, injure, _____ 101. or destroy any tree or permit any animal under their control to do so, permit any fire to injure any portion of any tree, permit any toxic chemical to seep, drain or be emptied on or about any tree. During construction any contractor (public or private) shall ere le protective own trees which may l may be injured as a result of construction activity.~~

~~? Fastening materials to trees: No person shall fasten any sign, notice, advertisement, rope, wire, climbing spurs or other materials to, around, or any town except in an _____ is an emergency, such as storms or Public utilities: Public _____ work affecting trees shall be limited to the of-the-service of the company. The Town Tree Warden shall view such work at least 2 months prior to bei _____ and such work done in a neat and professional manner.~~

EFFECTIVE DATE: This Ordinance shall _____ 'thirty (30) days after publication thereof in a newspaper having circulation in the Town of Clinton

James M McCusker, Jr,
First Selectaman

FOR PUBLICATUON IN THE CLINTON RECORDER SEPTEMBER 1, 1998

8-20-98
105
P



TOWN OF CLINTON

ORDINANCES

1. **Title:**

TREE ORDINANCE
2. Date of Legal Notice of Public Hearing 7-07-98
3. **Newspaper of publica** Clinton Recorder
(not less than **10** days prior to Hearing)
4. Copy to Town Clerk 7-08-98

Date of Public Hearing 7-22-98
6. Date of Enactment by Selectmen 8-19-98
(within 30 days of Hearing)
7. Date of Legal Notice of Enactment 9-01-98
8. Newspaper of publication Clinton Recorder
9. Copy to Town Clerk 8-20-98
10. **Effective date of ordinance** 10-01-98
(30 days after publication, unless petition was filed)

12/1/98
3:20p

Town of Clinton

Septage Disposal

Ordinance

Clinton Water Pollution Control Commission
Andrews Memorial Town Hall
54 East Main Street
Clinton, CT 06413

SECTION 1
PREAMBLE

1.1 Commission Authority

The Clinton Water Pollution Control Commission is the Town's designated water pollution control authority, as provided in Chapter 103, Section 7-245 et seq., of the Connecticut General Statutes, as amended; and has the powers and responsibilities conferred by said statutes, along with the Town ordinance creating the Commission, which became effective on March 26, 1983. The Commission is directly responsible for the planning, design and oversight of all water pollution control facilities in the Town of Clinton, in accordance with federal, state and local regulations.

1.2 Purpose

The purpose of these regulations is to protect the public health and welfare of the Town of Clinton through the prevention of public health nuisances and hazards, and environmental degradation that might have a detrimental impact on the quality of the Town's surface and subsurface water supplies.

Because Clinton is entirely dependent upon soil.renovation for treatment of its domestic sewage, and draws its potable water from substantially the same land area, it is important that standards are established and continually updated that will ensure the continued viability of this treatment mode and the Town's Septage Disposal Facility.

SECTION 2
DEFINITIONS

For the purpose of this ordinance, the following words and terms shall have the meaning hereto assigned. The word "shall" is always mandatory.

COMMISSION - the Clinton Water Pollution Control Commission.

DOMESTIC SEWAGE - means sewage consisting of water and human excretions or other water born wastes incidental to the occupancy and use of a building as may be detrimental to the public health or the environment, but not including manufacturing process water, cooling water, wastewater from water-softening equipment, blow-down from heating or cooling equipment, water from cellar or floor drains, surface water from roofs, paved surfaces or yard drains, wastewater from marine toilets or other such chemical toilets or holding tanks, or hazardous or toxic wastes.

GREASE - means oil, grease, fat and attendant wastewater from kitchen sinks and drains that flow into food service facility grease traps.

GREASE TRAP - means a tank or series of tanks designed to separate oil, grease and fat from wastewater at food service facilities.

HAZARDOUS OR TOXIC WASTE - means any solid, liquid, or gas waste that may cause or significantly contribute to serious illness or death, or that poses a substantial threat to human health or the environment when improperly managed. The four main classifications of hazardous waste, as defined by the Federal Environmental Protection Agency (E. P. A.), are: (a) ignitability, (b) corrosivity, (c) reactivity, and (d) toxicity. Examples of such wastes are:

- (a) wastes posing a fire hazard during routine management. Fires not only present immediate dangers of heat and smoke but can also spread harmful particles over wide areas.
- (b) wastes requiring special containers because of their ability to corrode standard materials, or require segregation from other wastes because of their ability to dissolve contaminants.
- (c) wastes that when improperly managed may release toxicants in sufficient quantities to pose substantial hazard to human health or the environment.

PERSON - means any individual, partnership, association, firm, corporation, or authorized officer or representative of such entity.

POLLUTION - means man-made or man-induced alteration of the chemical, physical, biological, or radiological integrity of any part of the environment.

SEPTAGE - means biodegradable waste that is pumped from septic tanks, cesspools, dry wells or privy vaults that are used for the on-site disposal of domestic sewage by residences, commercial establishments or industries. Septage shall have a **minimum** residence time in the tank, cesspool, dry well or privy vault of one year and does not include domestic sewage, manufacturing process water, cooling water, wastewater from water softening equipment, blow-down from heating or cooling equipment, water from cellar or floor drains surface water from roofs, paved surface or yard drains, wastewater from marine toilets or other such chemical toilets or holding tanks, or hazardous or toxic wastes.

SEPTIC TANK - means a water-tight receptacle which is used for the treatment of domestic sewage and is designed and constructed so as to permit the settling of solids, the digestion of organic matter by detention and the discharge of the liquid portion (effluent) to a leaching system.

SUBSURFACE SEWAGE DISPOSAL SYSTEM - means a system consisting of a building sewer (pipe), a septic tank followed by a leaching system, any necessary pumps and siphons, and any groundwater control system on which the operation of the leaching system is dependent.

TOWN - means the Town of Clinton.

SECTION 3 PUMPING, HANDLING AND DISPOSAL

3.1 - General Provisions

- (a) All "septage" generated in the Town of Clinton shall be disposed of at the Clinton septage Disposal Facility unless otherwise approved by the Commission in writing.
- (b) No "septage" generated outside Clinton Town borders shall be disposed of within Clinton unless specifically authorized by the Commission in writing.
- (c) Only "septage", as defined in Section 2 of this ordinance, shall be disposed of in the Town Septage Disposal Facility. No "grease", as defined in Section 2 of this ordinance, shall be disposed of at the Clinton Septage Disposal Facility unless approved by the Commission or its agent in writing.
- (d) "Domestic "sewage", as defined in Section 2 of this ordinance, may be disposed of in the Town Septage Disposal Facility at the discretion of the Clinton Water Pollution Control Commission or its agent. Such discharges will be permitted only as part of planning and effecting a repair to a failing subsurface sewage disposal system under the supervision of the Clinton Health Department.
- (e) No "hazardous or toxic waste" material, or industrial waste containing such material, as defined in Section 2 of this ordinance, shall be disposed of within the Town and/or in the Town Septage Disposal Facility.
- (f) No person may discharge into the Town Septage Disposal Facility unless they are properly registered with the Commission, as outlined in Section 3.2 of this ordinance, and possess an approved Permit to Discharge.
- (g) Operating hours of the Town Septage Disposal Facility, as established by the Clinton Board of Selectmen through the recommendation of the Commission, shall be posted in the office of the Commission and at the Disposal Facility office.
- (h) Arrangements for emergency discharge, at times other than posted hours, may be established by the Commission and shall be in accordance with this ordinance and the Commission's posted Fee Schedule. Such procedure shall be posted in the office of the Commission and at the Disposal Facility office.

(i) A schedule of Fees shall be established by the Clinton Board of Selectmen through the recommendation of the Commission, and amended from time to time, to help defray the costs of operating and maintaining the Town Septage Disposal Facility. Such Fee Schedule shall be posted in the office of the Commission and at the Disposal Facility office.

3.2 - Permit to Discharge

(a) Any person may apply to the Commission for a permit to discharge septage at the Clinton Septage Disposal Facility provided that:

(1) Said applicant attests that all persons engaged in the work of cleaning and/or transporting septage for his/her company are certified by the State of Connecticut to perform such work.

(2) Said applicant completes the registration form specified by the Commission and files it, with the appropriate fee, with the Commission or its agent.

(3) Said applicant provides evidence of current liability insurance coverage in an amount specified by the Commission covering all vehicles to be used to discharge at the disposal site. The Town of Clinton must be named as additional insured on the policy.

(4) Said applicant agrees to abide by the Clinton Septage Disposal Ordinance in their entirety.

(5) Said applicant has not been permanently barred previously by the Commission from using the Town Septage Disposal Facility for violation of this ordinance.

(b) Permits to discharge shall be valid until January 31 of the year following the year of issue. The fee for a permit shall be paid in advance of the granting of said permit. The permit fee shall be established by the Clinton Board of Selectmen through the recommendation of the Commission.

3.3 - Pumpout and Inspection Procedures

(a) All septic tanks in Clinton shall be pumped out, cleaned and inspected at least once every five (5) years. A tank pumped more often than once a year, shall be referred to the Clinton Department of Health for inspection as to the adequacy of the building's subsurface sewage disposal system

(b) Substantially all liquid, scum and sludge shall be removed from the septic tank, leaving it as nearly empty as possible. Pipes, inlets, outlets, baffles and tank integrity shall be inspected for damage or deficiency, and ground surface in the general vicinity of the leaching system should be checked for signs of failure characteristics. Any point of damage or deficiency from current State Health Code standards or Clinton Health Code standards, or any observed characteristics of leaching system failure should be recorded by the cleaner/hauler on the Application for Disposal form provided by the Commission.

(c) Cleaner/haulers shall use special caution to prevent damage to the subsurface sewage disposal systems they service with vehicles or equipment. Accidental spillages of septage/grease shall be immediately removed so as to prevent a public health hazard.

3.4 - Handling and Spillage Requirements

(a) All material removed from any septic tank, privy, sewer, subsurface sewage disposal system, sewage holding tank toilet, sewer plumbing system, or grease trap shall be transported in watertight vehicles or containers in such manner that no nuisance or public health hazard is created. All vehicles used for the transportation of sewage, septage or grease shall be registered as such with the Commission and shall be subject to inspection by the Commission or the Director of Health or his designee at any reasonable time. No such vehicle shall be used to collect or transport hazardous or toxic materials at any time. Such vehicles shall bear the name of the company of licensee and shall be equipped with a sight gauge or other measuring device approved by the Commission which will accurately indicate the volume of its contents. All vehicles, containers and equipment used for pumping and hauling sewage, septage shall be maintained in a clean exterior condition at all times, whether in use or being stored. No defective or leaking vehicle, container or equipment shall be used at any time.

(b) Water used for rinsing vehicles, containers or equipment used in pumping or transporting sewage, septage shall be considered sewage and shall be disposed of in a sanitary manner approved by the Commission.

(c) All cleaner/hauler truck operators shall be responsible for the immediate clean-up of any spills which occur during collection, transportation and/or discharge operations. All spillages that occur during transportation shall be immediately reported to the Commission and the Health Department of Clinton.

- Disposal of Pumpage

(a) All cleaner/hauler truck operators shall adhere to the following discharge procedures established by the Commission.

(b) An Application for Disposal of Septic Tank Pumpage form shall be completed for each septic tank pumped, cleaned and inspected, as outlined in Section 3.3 (b) of this ordinance. All information requested on the Disposal Application must be completed by the pumper for each address pumped, and must be signed by the lagoon attendant. An incomplete form shall be grounds for denial of permission to discharge the load until such form is properly completed.

(c) The discharge fee as established by the Clinton Board of Selectmen through the recommendation of the Commission shall be paid at time of discharge at the lagoon.

SECTION 4 PENALTIES

4.1 - Denials and Suspensions for Non-Compliance with this Ordinance.

(a) The Commission shall deny a Septage Disposal Facility Permit to Discharge to any applicant who refuses to supply the information requested on Discharge Permit form, or who refuses to signify by his/her signature on such form a willingness to comply with all provisions of this ordinance.

(b) The Commission shall suspend a cleaner/haulers' Permit to Discharge should it find that the ordinance hereto set forth have been violated, or if it finds that a cleaner/hauler has disposed of wastes, other than septage, including hazardous or toxic waste as defined in Section 2 of this ordinance at the Clinton Septage Disposal Facility and/or any other location in Clinton. Notification of such denial or suspension shall be in person or by certified mail to the address provided by the hauler on his registration application.

(c) The cleaner/hauler may appeal in writing to the Commission within ten (10) days of notice of the denial or suspension, and shall be granted a hearing by the Commission within thirty (30) days of the receipt of such appeal in the Commission's office. Filing such an appeal will stay suspension or revocation until the commission issues a decision as stated below.

(d) At such hearing the Commission may uphold, modify, or revoke such denial or suspension, based upon information presented at the hearing and on the information which caused the denial or suspension to be issued originally.

(e) The cleaner/hauler may request a hearing with the Clinton Board of Selectmen, after the above noted process has taken place. The request shall be in writing to the Clinton Board of Selectmen within ten (10) days of notice of the denial or suspension as noted by subsection (d) above. The Clinton Board of Selectmen at such hearing the Board of Selectmen may uphold, modify, or revoke such denial or suspension, based upon information presented at the hearing and on the information which caused the denial or suspension to be issued originally.

4.2 - Fines for Violation of Ordinance

(a) Violation of the above ordinance may result in:

1. First offense: Letter of warning.
2. Second offense: Requirement that hauler post a \$500.00 bond in form satisfactory to the town for a period of one (1) year.
3. Third offense: Forfeiture of \$500.00 bond, and/or registration suspension for one (1) year.

(b) Any septage hauler operating within the town of Clinton either without the registration required in this ordinance or while its registration has been suspended, shall be subject to a maximum fine of \$99.00 for each day such hauler operates within the town.

(c) In addition, Clinton Board of Selectmen through the recommendation of the Commission shall fine any person an amount equal to the cost of cleaning up a spillage of sewage, septage or grease or discharge of hazardous or toxic waste material which can be proven to have been done by such person. Such fine shall also include the cost of determining responsibility for such violation of this ordinance, plus any legal or court costs incurred through enforcement of this ordinance. The Clinton Board of Selectmen may in addition to the above seek reimbursement of all such costs by a civil action brought in a court of competent jurisdiction.

4.3 - Court Appeal

Any person aggrieved by denial of a permit or suspension of a permit or by the imposition of a fine may appeal the decision of the Commission to a court of competent jurisdiction.

SECTION 5 MISCELLANEOUS

5.1 -Effective Date of Ordinance

The Clinton Water Pollution Commission's Septage Disposal Ordinance shall become effective thirty (30) days after enactment by the Board of Selectmen in accordance with the Town Charter.

5.2 - Amendment of Ordinance

This Ordinance may be amended from time to time by the Town of Clinton as set forth through the Clinton Town Charter.

and Applicability

If a court of competent jurisdiction finds any provision of this ordinance to be invalid or ineffective, in whole or in part, the effect of such decision shall be limited to the particular provision which is expressly held to be invalid or ineffective, and all other provisions of this ordinance shall continue to be separately and fully effective.



BOARD

ORDINANCES

Title.

SEPTAGE DISPOSAL ORDINANCE

2. Date of Legal Notice of Public Hearing September 29, 1998
3. Newspaper of publication Clinton Recorder
(not less than 10 days prior to Hearing)
4. Copy to Town Clerk October 8, 1998
5. Date of Public Hearing October 14, 1998
6. Date of enactment by Select
(within 30 days of Hearing)
7. Date of Legal Notice of Enactment
8. Newspaper of publication
9. Copy to Town Clerk
10. Effective date of ordinance -/D-
(30 days after publication, unless petition was filed)

LEGAL NOTICE
TOWN OF CLINTON

The Board of Selectmen of the Town of Clinton, Connecticut, at their meeting December 8, 1999 enacted the following ordinance:

AN ORDINANCE ESTABLISHING A DESIGN ADVISORY BOARD

An Ordinance **Establishing a** Design Advisory Board

1. Establishment: Pursuant to the provisions of Section 5-5 of the Charter of the Town of Clinton, there is hereby established a Design Advisory Board for the Town of Clinton.
2. Purpose: The purpose of the Design Advisory Board is to provide an advisory group with the town's permitting process that will evaluate applications for site, building and sign development or redevelopment and construction from an architectural and aesthetic with the goal of preserving the quality of our heritage and environment. The Board will work with owners, builders and developers to foster the improvement of the town's appearance. In the review process, the board will seek to avoid both excessive uniformity and excessive variety in architectural styles and, instead, strive to promote harmony between the various elements and the surroundings. Through its action, the Design Advisory Board shall strive to preserve and enhance property values.
3. Scope: All recommendations of the Design Advisory Board shall be advisory in nature. The Board's reviews shall pertain to all projects other than single family homes in all Business, Industrial and Marine zones. Development or redevelopment in the Village Zone shall not be subject to review by the Design Advisory Board since the regulations for that zone include specific design criteria
4. Members: The Design Advisory Board shall consist of five (5) members and two (2) alternates, appointed in accordance with the Town Charter, Chapter 2, Section 2-3, with due consideration given to candidates nominated by the Planning and Zoning Commission. Members of the Planning and Zoning Commission are not ineligible for membership on the Design Advisory Board. There shall be no more than one (1) member from the Planning and Zoning Commission- Three (3) of said members and one (1) of said alternate members shall be appointed for an initial term of two years, and two (2) of said members and one (1) of said alternate members shall be appointed for an initial term of one year. Following the expiration of the initial terms in office, all subsequent appointments shall be for terms of three (3) years. Any vacancy on the Board shall be filled by the Board of Selectmen for the un-expired portion of the term
5. Qualifications In appointing members of the Design Advisory Board, the Board of shall seek to appoint a mix of knowledgeable experts and laymen. The experts shall have knowledge of such fields as architecture, urban planning, landscape architecture, site planning, professional engineering, graphic design interior design and other related

fields. The laymen shall be drawn from individuals demonstrating a high level of interest and commitment to the work of the board. All members shall be electors of Clinton.

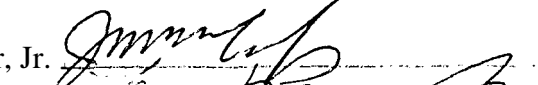



6. Reviews: The Planning and Zoning Commission and Zoning Board of Appeals shall submit any matter within the scope of the Design Advisory Board for review, evaluation and recommendation to the developer by the board. The above board and commission shall also have the option of directing any matter to the Design Advisory Board for preliminary review, evaluation and recommendation to the developer prior to their consideration. Owners, developers and builders may also seek advice from the Design Advisory Board separate from any direction by the Planning and Zoning Commission or the Zoning Board of Appeals.

No review of an application by the Design Advisory Board shall affect the timeliness of decision for any application by the Planning and Zoning Commission. Therefore, the review is to be conducted within the first month after the official receipt of the application, i.e., before the first Regular Monthly Meeting at which the Commission might render its decision on the application. There shall be two meetings of the Design advisory Board scheduled each month, any meeting to be canceled if there is no project to review.

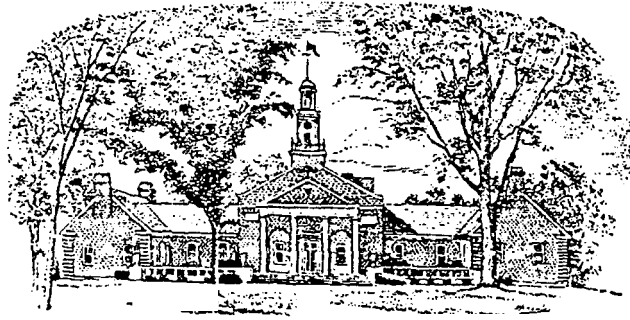
As the Design Advisory Board's role is advisory, its report to the Planning and Zoning Commission shall state solely whether it has conducted its review of the project, with no reference made as to the findings of its review.

7. Regulations: The Design Advisory Board may from time to time adopt standards that will assist applicants in understanding what design features, materials and components are considered to be acceptable for consideration for developments in the town. The Board may also from time to time submit to the Planning and Zoning Commission proposals for zoning regulations for their consideration governing signs, site plans, new building construction and building renovations, in order to further the Board's goal of improving the appearance and aesthetic quality of the town. Such proposed standards and
may require that the applications be evaluated in terms of overall quality, attainment of the goals of the Board, and ability to harmonize with the surroundings. Prior to adoption of any standards, the Design Advisory Board shall hold a public hearing in order to give due consideration to the concerns and suggestions of the public. Notice of time and place of such hearing shall be published pursuant to the requirements set forth in Section 8-3c(b) of the Connecticut General Statutes.

Dated at Clinton, Connecticut the 9th day of December, 1999.

James M. McCusker, Jr.	
Lewis J. Perry, Jr.	
Dolly G. Mezzetti	
Leonard M. Cahill	
AL Hawkes	
Selectmen	

FOR PUBLICATION IN THE CLINTON RECORDER DECEMBER 14, 1999



BOARD OF SELECTMEN

ORDINANCES

1. Title: AN ORDINANCE ESTABLISHING A DESIGN
ADVISORY BOARD

2. Date of Legal Notice of Public Hearing 11-09-99

3. Newspaper of publication Clinton Recorder
(not less than 10 days prior to Hearing)

4. Copy to Town Clerk 12/09/99

5. Date of Public Hearing 12-01-99

6. Date of Enactment by Selectmen 12-08-99
(within 30 days of Hearing) 12-21-99

7. Date of Legal Notice of Enactment acceptable)

8. Newspaper of publication **Clinton Recorder**

9. Copy to Town Clerk - 1-05-00
- 1-19-2000

10. Effective date of ordinance
(30 days after publication, unless petition was filed)

TOWN OF CLINTON
LEGAL NOTICE
ORDINANCE

The Board of Selectmen of the Town of Clinton, Connecticut enacted the following ordinance at their meeting May 10, 2000:

SCENIC ROADS ORDINANCE

SECTION 1. STATEMENT OF PURPOSE

The purpose of this ordinance is to help preserve Clinton's rural character and beauty by enabling property owners to preserve scenic rural roads abutting their property.

SECTION 2. DELEGATION OF RESPONSIBILITY

The power to designate scenic rural roads is hereby delegated to the Planning and Zoning Commission, such designation to be made in accordance with the standards and procedures set forth herein; however, those powers regarding the same which are reserved unto the Board of Selectmen are specified hereafter.

SECTION 3. PROCEDURES FOR DESIGNATING A SCENIC RURAL ROAD

A. Property owners may petition the Planning and Zoning Commission (PZC) for a designation of a town road or portion of a town road as a scenic rural road. The petition shall state what road or portion of road is requested to be designated as a scenic rural road and describe those characteristics of the road which qualify it for scenic rural road status, as well as other characteristics which enhance the scenic character of the road.

The petition shall be signed by the owners of a majority of lot frontage abutting the road or portion of road in question, stating that they approve of designating the road or portion of road a scenic rural road, and indicating, to the best of their knowledge, their lot frontage along the road or portion of road in question. Each signer of the petition shall indicate his or her address. The petition shall include the names and addresses of owners of lot frontage abutting the road or portion of the road who did not sign the petition. The petition must contain the name, address and signature of the circulator of the petition, who must be a resident of Clinton. Said petition shall also have a signed statement by the circulator that the circulator either knows each individual who signed the petition or that the signer satisfactorily identified himself or herself to the circulator.

B. The original of the petition shall be submitted to the Planning & Zoning Commission with the application **form designated for a Scenic Road Designation, and a copy shall be filed by the circulator with the Town Clerk.**

C. The petition shall be processed and considered by the Planning & Zoning Commission, which shall verify road frontage and ownership as set forth on the petition pursuant to Sub-paragraph A above. A Public

Hearing shall be held. All time limits for receipt of application, opening and closing of public hearing, and decision, shall be as specified in the Connecticut General Statutes 8-3.

- D. The Planning & Zoning Commission may approve the Petition and designate the road or portion of road that is the subject of the Petition as a Scenic Rural Road. Such designation shall specify what characteristics of the road or portion of road qualify it for scenic rural road status and what other characteristics enhance its scenic character. Upon designation, the road in question shall be protected under Section 5 of this Ordinance, provided that alterations or improvements may be made pursuant to Section 6 of this Ordinance.
- E. The Planning & Zoning Commission may deny the Petition, and state its reasons for the denial on the record.
- F. If the Petition is approved, The Planning & Zoning Commission shall provide notice of its decision pursuant to CGS Section 8-3(d), including written notice to the circulator.
- G. The Town Clerk shall maintain a list of all the roads or portions of roads designated as scenic rural roads, and said list, along with any maps of designated scenic roads submitted to the Planning & Zoning Commission, shall be available to the public for inspection.

SECTION 4. STANDARDS FOR DESIGNATION OF A SCENIC RURAL ROAD

The Planning & Zoning Commission shall designate a road or portion of road a scenic rural road if the following standards are met:

- 1. The road or portion of road is free of intensive commercial development; and
- 2. The road or portion of road is free of intensive vehicular traffic; and
- 3. Owners of a majority of the lot frontage abutting the road or portion of road having signed the petition indicating that they approve of the designation; and
- 4. The road or portion of road meets at least two (2) of the following criteria:
 - a) It is unpaved;
 - b) It is bordered by mature trees or stone walls;
 - c) The traveled portion of the road is no more than twenty feet in width;
 - d) It offers scenic views;
 - e) It blends naturally into the surrounding terrain;
 - f) It parallels or crosses over brooks, streams, lakes or ponds.

SECTION 5. PROTECTION OF SCENIC RURAL ROADS FROM ALTERATIONS AND IMPROVEMENTS

- A. After a road or portion of road has been designated a scenic rural road, the Town shall continue to **maintain it as it had prior to such designation. No repair, alterations or improvements shall be made** therein except
 - 1) as specifically permitted by decision of the Board of Selectmen, or
 - 2) as made necessary as a result of a natural disaster and permitted pursuant to Sub-paragraph B of this Section, or

- 3) as has been previously approved prior to the effective date of this ordinance, or
- 4) as necessary to mediate an unsafe condition.

Any such repair shall be made with consideration of the rural characteristics of the road and with as little change as feasible to those characteristics which qualified this road or portion of road as a scenic road.

Otherwise, no material changes shall be made in the width of **the right-of-way or the traveled portion, the alignment, the grade, or the elevation of the** road, or in the type of roadway surface. Within the right-of-way, no trees may be cut or removed, no stone walls or portions thereof may be torn down or destroyed, no boulders may be removed, and no trees or other vegetation within the untraveled portion of the road may be disturbed, except as permitted herein.

Routine road maintenance shall include removal of dead or seriously diseased or damaged branches of tress, trimming of three branches that encroach on the traveled portion of the road below the height needed to allow school buses and emergency vehicles to pass; trimming and removal of brush and removal of boulders or other obstacles that encroach on the traveled portion of the road; necessary trimming for utility lines; **trimming** of brush to enhance and protect scenic views, stone walls, mature trees, and other characteristics of the scenic rural road set forth in the decision designating it as a scenic rural road; correction of **drainage problems, and graveling, retreatment and** repair of existing roadway surfaces. All routine road maintenance shall be performed in a manner to protect and enhance those characteristics of the road which are specified in the decision designating the scenic rural road as is practicable.

Nothing herein shall prohibit a land owner from permanently removing a portion of a stone wall or a tree in order to construct or improve a driveway, or in the case of subdivision, to connect a subdivision road with a designated scenic rural road. A property owner may make improvements to that portion of an existing driveway which lies within the right-of-way, including paving, presuming necessary permits have been obtained for such work.

- B. In case of a natural disaster in which the scenic rural road becomes impassable or unsafe for public travel and access must be provided, emergency repairs may be made as needed; they shall be made consideration to repairing in a manner which will avoid or reduce adverse effects on the characteristics of the road specified in the decision designating it a scenic rural road. Reconstruction of the scenic rural road shall be done in a manner to restore the road to the extent possible to its scenic character at the time of designation.
- C. Paving of the unpaved traveled portion of the scenic rural road shall be permitted if
 - 3) the Board of Selectmen approve and authorize said paving, and
 - 4) the owners of a majority of lot frontage along the unpaved portion of the scenic rural road indicate their approval of the paving by signing a written statement agreeing to the paving and filing with the Town **Clerk and the Board** of Selectmen. The statement shall describe the unpaved traveled portion of the scenic rural road to be paved, indicate each signer's knowledge, each signer's lot frontage along the unpaved portion of the scenic rural road, the lot frontage of property owners who have not signed, **and the percentage of total lot frontage represented by signers as compared to the total lot frontage of the portion of the road to** be paved.
- D. No fewer than twenty (20) days prior to the start of paving or of any work on the road preparatory to paving, the Selectmen shall cause written notice be sent, certified mail, return receipt requested, to the owners of lot frontage along the unpaved portion on the scenic rural road to be paved who did not sign the written statement. Said notice shall state the date on which paving work or work preparatory to paving is to begin, describe the unpaved portion of the scenic rural road to be paved, and indicate that the statement approving the paving may be examined at the office of the Town Clerk. If, within 15 days of receipt of said notice by said property owners, no claim is made that the signers of the written statement are not

owners of a majority of lot frontage on the unpaved portion of the scenic rural road to be paved, the paving or work preparatory to paving may proceed on the scheduled date. If such a claim is made, the Town Clerk shall immediately notify the Board of Selectmen. If the Selectmen decide that the written statement is signed by the owners a a majority of lot frontage abutting the unpaved portion of the scenic rural road to be paved, the paving and work preparatory to paving may proceed. If it decides that the written statement is not so signed, the unpaved portion of the scenic rural road may not be paved. Paving of the unpaved portion of a scenic rural road pursuant to this Subsection shall not abrogate any other protections of scenic rural roads set forth in Subsections A and B of this section.

SECTION 6. PROCEDURES AND STANDARDS FOR ALTERING OR IMPROVING A SCENIC RURAL ROAD TO CORRECT A HAZARD TO THE SAFETY OF THE TRAVELING PUBLIC

If the Board of Selectmen, or their designated agent, find that specific alterations or improvements need to be made in the road to correct a hazard, whether such hazard to the safety of the public is in existence at this time this ordinance becomes effective or not, a Public Hearing shall be held regarding such alterations or improvements, after necessary Legal Notice, after which the Board of Selectmen shall render a decision as to whether to undertake the alteration or improvement.

In rendering said decision, the Selectmen shall consider the nature of the hazard and procedures for improvement which would cause the least damage to the character of the scenic rural road, as well as costs for the same. Stone walls which are interrupted for purposes allowed under this ordinance shall be rebuilt except where their existence would interfere with the construction or existence of the improvement.

SECTION 7. PROCEDURES FOR RESCINDING A SCENIC RURAL ROAD DESIGNATION

The procedure as to the petition, legal notice, public hearing, decision, and notice of decision as set forth for **designating a scenic road in Section 3 of this ordinance shall be followed with regard to a petition for** rescinding a scenic road designatlon. In addition, the application to rescind the designation shall include the reason(s) why the scenic road designation should be rescinded.

If the decision rescinds the scenic rural road status of the road or portion of road on question, the Town Clerk shall correct the list and map of scenic roads accordingly. If the decision denies the petition for rescission, the road or portion of road in question shall continue to be designated as a scenic rural road protected by the provisions of this ordinance.

SECTION 8. TOWN RESPONSIBILITIES

Nothing in this Ordinance shall be construed to require the Town of Clinton to undertake improvements, repairs, alterations or maintenance, including pavement, to any scenic rural road that the Town, through its **designated bodies, shall not choose to do.**

This Ordinance shall be come effective on the 30th day after publication.

Dated at Clinton, Connecticut this 11th day of May, 2000.

James M. McCusker, Jr.

Lewis J. Perry, Jr.

Dolly G. Mezzetti

Leonard M. Cahill

Al Hawkes

Selectmen

FOR PUBLICATION IN THE CLINTON RECORDER MAY 23, 2000

ORDINANCE

1. Title: SCENIC ROADS ORDINANCE

2. Date of Legal Notice of Public Hearing April 15- 2000
3. Newspaper of Publication Clinton Recorder
(not less than 10 days prior to Hearing)
4. Copy to Town Clerk April 17, 2000
5. Date of Public Hearing April 26, 2000
6. Date of Enactment by Selectmen May 10, 2000
7. Enactment Denied by Selectmen
8. Date of Legal Notice of Enactment May 23, 2000
- 9.. Newspaper of Publication Clinton Recorder
10. Copy to Town Clerk May 12, 2000

10. Effective Date of Ordinance June 22, 2000
(30 days **after publication, unless
petition is filed**)

cc: Town Clerk
Selectmen
Planning and **Commission**
Inland Wetlands Commission
Assessor

LEGAL NOTICE
TOWN OF CLINTON

The Board of Selectmen, at their meeting August 2, 2000 enacted the following two ordinances, which become effective thirty days after publication:

JUSTICES OF THE PEACE

Pursuant to Connecticut General Statutes Section 9-183b, and effective as of the date of the next election, the number of Justices of the Peace for the Town of Clinton shall be fifteen (15), and said Justices to be elected, and vacancies filled, in accordance with state statute.

AN ORDINANCE PROVIDING FOR PARTICIPATION IN THE
CONNECTICUT RIVER VALLEY COUNCIL OF ELECTED OFFICIALS

I. Authorization to form and join the Connecticut River Valley Council of Elected
Officials

To authorize the Board of Selectmen, pursuant to Section 4-124c of the Connecticut General Statutes, to form and join a regional organization known as the Connecticut River Valley Council of Elected Officials with those powers and for those purposes set forth in Sections 4-124c through 4-124h of the Connecticut General Statutes as the same may, from time to time, be amended.

II. Representation

The representative to the Connecticut River Valley Council of Elected Officials shall be the Chief Elected Official of the Town of Clinton.

Dated at Clinton, Connecticut this second day of August, 2000.

James M. McCusker, Jr.

Lewis J. Perry, Jr.

Dolly G. Mezzetti

Leonard M. Cahill

Al Hawkes
Selectmen

FOR PUBLICATION IN THE CLINTON RECORDER AUGUST 15, 2000

ORDINANCE

1. Title: JUSTICES OF THE PEACE

2. Date of Legal Notice of Public Hearing 7-11-00

3. Newspaper of Publication CLINTON RECORDER
(not less than 10 days prior to Hearing)

4. Copy to Town Clerk

5. Date of Public Hearing 7-26-00

6. Date of Enactment by Selectmen 8-02-00

7. Enactment Denied by Selectmen

8. Date of Legal Notice of Enactment 8-15-00

- 9.. Newspaper of Publication NTON RECORDER

10. Copy to Town Clerk 9-14-00

10. Effective Date of Ordinance 9-15-00
(30 days after publication, unless
petition is filed)

ORDINANCE

1. Title: THE CONNECTICUT RIVER VALLEY COUNCIL OF
ELECTED OFFICIALS

2. Date of Legal Notice of Public Hearing 7-11-00

3. Newspaper of Publication Clinton Recorder
(not less than 10 days prior to Hearing)

4. Copy to Town Clerk 7/05/00

5. Date of Public Hearing

6. Date of Enactment by Selectmen 8/02/00

7. Date of Legal Notice of Enactment 8/15/00

8. Newspaper of Publication Clinton Recorder

9. Copy to Town Clerk 9/15/00

10. Effective Date of Ordinance 9/14/00
(30 days after publication, unless
petition is filed)

LEGAL NOTICE
TOWN OF CLINTON

The Board of Selectmen, at their meeting November 8, 2000 enacted the following ordinance, to be retro-active to the Grand List of October 1, 2000:

TOWN OF CLINTON
VOLUNTEER FIRE DEPARTMENT TAX EXEMPTION PROGRAM
PA 99-272
(As Amended by PA 00-120)

WHEREAS, the Active Members of the Clinton Volunteer Fire Department provide an outstanding service to the Town; and

WHEREAS, pursuant to Public Ac 99-272 (as amended by PA 00-120), a municipality may by local ordinance grant either property tax abatements or property tax exemptions to eligible individuals, and

WHEREAS, the Town of Clinton is desirous of showing its appreciation for the exemplary services rendered and encouraging others to become members of the Clinton Volunteer Fire Department within the Town of Clinton;

NOW THEREFORE, be it ordained by the Board of Selectmen of the Town of Clinton that the following ordinance be and hereby is adopted pursuant to the provision of Public Act 99-272 (as amended by PA 00-120), Section 10 effective on the Grand List of October 1, 2000.

DEFINITION: Active Members hereinafter referred to, as "MEMBERS" as defined by the Department's BY-LAWS are members of the Fire Fighter Division, the Emergency Medical Service Division, and the Fire Police Division.

APPLICABILITY: This program is applicable to Active Members of the Clinton Volunteer Fire Department who meet the requirements as set forth in the BY-LAWS and the Town of Clinton Volunteer Tax Exemption Program.

PURPOSE: Such property tax relief shall be in the form of an exemption to lessen or pay a member's tax liability, not to exceed \$1000 per Tax Year. Upon review of a member's compliance with the BY-LAWS and attendance records, the Fire Chief shall attest to the accuracy of the list of qualifying members. The list shall be provided to the Board of Selectmen prior to their first meeting in December. Upon approval it will be forwarded to the Assessor by December 15th for the preceding October Grand List for appropriate action.

INSTRUCTIONS:

The following graduated scale will be used to determine the amount of Tax Exemption realized in any given tax year:

- After completing One year of service and up to Ten years a member may apply for a Tax Exemption equivalent so as to reduce the member's taxes by a maximum of \$400 (the "benefit") provided the minimum requirements set forth herein are met.

After the 10th year anniversary and up to Twenty years a member may apply for a Tax Exemption equivalent so as to reduce the member's taxes by a maximum of \$700 (the "benefit") provided the minimum requirements set forth herein are met.

After the 20th year anniversary, or if a member holds a Line, or Administrative Office, independent of the years of service, provided members meet minimum requirements, the member may apply for the Maximum Tax Exemption equivalent so as to reduce the member's taxes by a maximum of \$1000 (the "benefit") provided the minimum requirements set forth herein are met.

Transfer Members will be credited with the actual number of years of active service served at their previous Department up to and including ten calendar years of service. Transfer Members with more than ten calendar years of service from a previous Department will only be granted ten calendar years of service towards the Tax Exemption program. Transfer Members SHALL provide DOCUMENTATION certifying Active Membership in their previous Department. The Membership Committee will verify this information.

ELIGIBILITY: Members shall meet the minimum requirements set forth in the BYLAWS for responding to emergency calls, attending department meetings, drills, activities, and special events within the timeframe of December 1st through November 30th annually. A "SWIPE" method shall be instituted prior to the implementation of this program to record the member's presence at the events or response. If any Member is caught falsifying either the "SWIPE" method or signature on the department roster, they will forfeit the Tax Exemption. The Adjudicating Board of the Clinton Volunteer Fire Department may remove a Member from Tax Exemption eligibility as part of the discipline.

APPLICATION: Each member who has served the Town of Clinton and meets the criteria set forth in the preceding instructions, and shall have any real and or motor vehicle property taxes owed to the Town of Clinton may receive a tax exemption calculated on the schedule provided. Upon receipt of the information set forth above, the Assessor shall apply a tax exemption against property assessed in the name of the qualifying Member, the amount of which shall reduce the Member's estimated tax liability to the Town of Clinton equal to the amount of benefit for which the Member qualifies hereunder. In no event may a member receive a benefit greater than the tax owed to the Town of Clinton. The tax exemption shall be applied first against real property owned by the eligible Member, and the balance thereof, if necessary, against any personal property assessment of the individual. In the event that the real property is transferred during the year following the date of assessment of that property, the exemption shall be pro-rated for the balance of the assessment year. Said exemption shall not be carried over from one fiscal year to another.

REVISIONS: The program pursuant to this ordinance shall be revisited for the grand list of 2002 in accordance with PA 99-272 (as amended by PA 00-120), as may be amended.

EFFECTIVE: This ordinance will become effective thirty days after publication.

Dated at Clinton, Co the 8th day of November, 2000

James M McCusker, Jr
Lewis J. Perry, Jr.
Dolly, G. Mezzetti
Cahill
Al Hawkes

FOR PUBLICATION IN THE HARBOR NEWS NOVEMBER 16, 2000

ORDINANCE

1. Title: TOWN OF CLINTON VOLUNTEER FIRE DEPARTMENT
TAX EXEMPTION PROGRAM

2. Date of Legal Notice of Public Hearing **10-26-00**

3. Newspaper of Publication Harbor News
(not less than 10 days prior to Hearing)

4. Copy to Town Clerk **11-02-00**

5. Date of Public Hearing 11-08-00

6. Date of Enactment by Selectmen 11-08-00

7. Date of Legal Notice of Enactment

8. Newspaper of Publication
Harbor News

9. Copy to Town Clerk 11-13-00

10. Effective Date of Ordinance **12-16-00**
(30 days after publication, unless
petition is filed)

4-18-200

LEGAL NOTICE
TOWN OF CLINTON
ORDINANCE

The Board of Selectmen of the Town of Clinton, Connecticut enacted the following ordinance at their meeting on March 21, 2001:

OPEN SPACE ADVISORY COMMITTEE

An Open Space Advisory Committee is hereby established.

Section 1. Purposes. The Open Space Advisory Committee shall serve in an advisory capacity to all town agencies, including but not limited to the Board of Selectmen, Planning and Zoning Commission, and Inland Wetlands and Conservation Commission. The Committee shall study the Town's Open Space needs and make recommendations concerning same.

Section 2. Membership. The Committee shall consist of eight members, to be appointed by the Board of Selectmen. The initial terms of office shall be: four persons appointed to terms ending June 30, 2002, and four persons appointed to terms ending June 30, 2003. Terms shall then be for two years each. Any vacancy shall be filled by the Board of Selectmen. The Committee shall select its own chairman and secretary.

Section 3. Compensation. The members of the Committee shall not receive any compensation for their services. All records of the Committee shall be filed with the Town Clerk and open to public inspection in accordance with applicable state statutes.

Section 4. Powers and Duties. The Committee shall have the following powers and duties:

- a) To consult with and provide advice to the Board of Selectmen, Planning and Zoning Commission, Inland Wetlands and Conservation Commission and any other relevant town board or commission and with members of the public, concerning current Open Space areas and the need for future Open Space areas, including proposed locations for same;
- b) To provide all town agencies a report, at least annually, briefly summarizing the activities and Open Space needs of the town;
- c) To assist in the application for any grants that may be available to the Town of Clinton for open space acquisition and maintenance.

This ordinance will become effective thirty days after publication.

Dated at Clinton, Connecticut the 22nd day of March, 2001.

James M. McCusker, Jr.
First Selectman

PUBLISHED IN THE HARTFORD COURANT MARCH 29, 2001

LEGAL NOTICE
ENACTMENT OF AN ORDINANCE

The Board of Selectmen, at their meeting April 11, 2001 enacted the following ordinance:

**AN ORDINANCE CONCERNING THE APPOINTMENT OF
ADDITIONAL MEMBERS TO THE BOARD OF ASSESSMENT APPEALS**

Pursuant to the provisions of Connecticut General Statutes Section 9-199 (c), the Board of Selectmen, being the legislative body of the Town of Clinton, is hereby authorized to appoint up to three (3) additional members to the Board of Assessment Appeals for the revaluation assessment year beginning October 1, 2000 and for the assessment year immediately following such year of revaluation. This ordinance will become effective (30) thirty days after publication.

Dated at Clinton, Connecticut this 11th day of April, 2001.

James M. McCusker, Jr.
First Selectman

FOR PUBLICATION IN THE HARTFORD COURANT APRIL 13, 2001

ORDINANCE

AN ORDINANCE CONCERNING THE APPOINTMENT OF ADDITIONAL MEMBERS TO THE BOARD OF ASSESSMENT APPEALS

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| 1. | Date of Legal Notice of Public Hearing | March 31, 2001 |
| 2. | Newspaper of Publication
(not less than 10 days prior to Hearing) | Hartford Courant |
| 3. | Copy to Town Clerk | March 31, 2001 |
| 4. | Date of Public Hearing | April 11, 2001 |
| 5. | Date of Enactment by Selectmen | April 11, 2001 |
| 6. | Enactment Denied by Selectmen | |
| 7. | Date of Legal Notice of Enactment | April 13, 2001 |
| 8. | Newspaper of Publication | Hartford Courant |
| 9. | Copy to Town Clerk | April 18, 2001 |
| 10. | Effective Date of Ordinance
(30 days after publication, unless
a petition is filed) | May 13, 2001 |

OrdBdApl