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PART I

**ADMINISTRATIVE
LEGISLATION**

Chapter 1

GENERAL PROVISIONS

ARTICLE I
Construction and Penalties

§ 1-2. Word usage.

§ 1-1. General penalty.

ARTICLE II
Adoption of Code

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Construction and Penalties
[Adopted 3-25-1980 as Title IA, §§ 4 and 6, of the 1980 Code of Ordinances]

§ 1-1. General penalty.

Any person who shall violate any provision of any ordinance of this Town for which no other penalty is provided shall be fined not more than \$100.

§ 1-2. Word usage.

- A. As used in this Code, the term "General Statutes" shall mean the General Statutes of the State of Connecticut, as amended from time to time.
- B. Whenever any words in any section of this Code import the plural number, the singular number shall be deemed to be included, and whenever the singular number shall be used, it shall be deemed to include the plural. Any word of masculine gender includes the feminine and the neuter and may refer to a corporation or to a board or other body or assemblage of persons, and when the sense so indicates, words of the neuter gender may refer to any gender. Words used in the present tense include the future.¹

ARTICLE II
Adoption of Code

[An ordinance adopting the Code of the Town of Easton and making certain substantive changes to existing ordinances of the Town will be proposed before the Town Meeting. Upon final adoption, it will be included here as Article II of this chapter.]

1. Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 7

AGING, COMMISSION FOR THE

§ 7-1. Membership; terms of office.

§ 7-4. Appropriations.

§ 7-2. Alternate members.

§ 7-5. Gifts and contributions.

§ 7-3. Duties.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title VIIA of the 1980 Code of Ordinances; amended 4-27-1994. Subsequent amendments noted where applicable.]

§ 7-1. Membership; terms of office. ¹

There shall continue to be a Commission for the Aging to develop and coordinate programs for the aging in the Town. The Commission shall consist of five electors of the Town of Easton, appointed for three-year terms, at least three of whom shall be representative of the age group concerned.

§ 7-2. Alternate members.

- A. There shall be three alternate members of the Commission for the Aging who are electors of the Town of Easton, appointed for three-year terms which are to be staggered at the onset. Not more than two alternate members shall be members of the same political party.
- B. If a regular member of the Commission is absent or is disqualified, the Chair of the Commission shall designate an alternate to so act, choosing alternates in rotation so that they shall act as nearly equal a number of times as possible. If any alternate is not available in accordance with such rotation, such fact shall be recorded in the minutes of the meeting.

§ 7-3. Duties.

The Commission shall:

- A. Study the conditions and needs of elderly persons in Easton in relation to housing, economic, employment, health, recreational and other matters;
- B. Analyze the services for the aged provided by the community, by both public and private agencies;
- C. Develop and coordinate programs; and

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

- D. Make recommendations to the Board of Selectmen regarding the development and integration of public and private agencies in cooperation with state and other services to the extent possible.

§ 7-4. Appropriations.

The Town may make appropriations for the expenses of the Commission and may, with approval of the Board of Selectmen, participate in state, federal and private programs and grants concerning the elderly.

§ 7-5. Gifts and contributions.

The Commission is authorized and empowered to accept gifts or contributions for any of its purposes and shall administer the same for such purposes in accordance with the terms of the gift as a separate fund subject to appropriations approved by the Board of Finance.

Chapter 10

AGRICULTURAL COMMISSION

§ 10-1. Purpose.

§ 10-3. Organization.

§ 10-2. Membership; terms of office.

§ 10-4. Objectives.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 4-25-2011. Amendments noted where applicable.]

GENERAL REFERENCES

Farming — See Ch. 286.

§ 10-1. Purpose.

There shall be an Agricultural Commission which shall act in an advisory capacity to the Board of Selectmen and other Town boards and commissions on agricultural matters.

§ 10-2. Membership; terms of office.

- A. The Commission shall consist of five members who are electors of the Town of Easton. The members of the Commission shall be appointed by the Board of Selectmen. Members shall be appointed for terms of three years, provided that in the first year of the Commission, the terms of three members shall expire on the first business day in January not more than three years after initial appointment and shall expire on the first business day in January for two members not more than two years after initial appointment. In making appointments to the Commission, the Board of Selectmen shall give first consideration to persons engaged or interested in agriculture, farm management or the promotion of agriculture and recommendations made by the Commission.
- B. There shall be two alternates who are electors of the Town of Easton. Alternates shall be appointed by the Board of Selectmen for terms of three years, provided that in the first year of the Commission, the term of one alternate shall expire on the first business day in January not more than three years after initial appointment and the term of one alternate shall expire on the first business day in January not more than two years after initial appointment.

§ 10-3. Organization.

The members of the Commission, at their first meeting and annually thereafter at their first meeting in January, shall elect from among themselves a Chair and a Secretary. They shall establish, and from time to time reestablish, a regular schedule of meetings, with special meetings as required. Special meetings may be called at any time by the Chair or upon written or electronic request of any member. Three members shall constitute a quorum. The

Commission shall report to the Board of Selectmen annually or as may be requested by the Board of Selectmen.

§ 10-4. Objectives.

The Commission shall:

- A. Support, promote, and encourage agriculture and agricultural pursuits.
- B. Serve as a conduit between nonprofit agencies, civic organizations, municipal boards and commissions, elected and appointed government officials at the local, state and federal level, local businesses, local farmers, and persons engaged in agricultural pursuits locally.
- C. Advise the Board of Selectmen on issues relating to agriculture; the land use boards, commissions and officials on land uses and areas deemed especially useful for agricultural purposes and other zoning and planning concerns related to agriculture; and other public bodies and officials on agricultural issues within their respective purview, and shall serve as a resource and have input into policy regarding laws and regulations dealing with agriculture, agricultural equipment, buildings and operations.
- D. Support opportunities for new farmers.
- E. Support local, regional and state vocational agricultural education programs and enrichment programs within the Easton school system with respect to agriculture.
- F. Assist in the resolution of any conflicts between agricultural interests and Town bodies or officials.
- G. Support public education about the value and desirability of agricultural pursuits, including but not limited to developing and updating information and maps regarding agriculture in Easton.
- H. Promote opportunities to preserve and expand farms in Easton and for citizens to value and support local farms.
- I. Conduct surveys of farmers and others in agricultural industry concerning farming and farm-related activities and actions to maintain and enhance agriculture within Easton.
- J. Promote the use of agricultural products through the Town website, displays, fairs, or otherwise.
- K. Have oversight over farming activities on all Town-owned land.

Chapter 13

ASSESSMENT APPEALS, BOARD OF

§ 13-1. Membership.

§ 13-2. Powers and duties.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IIC of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 13-1. Membership. ¹

There shall continue to be a Board of Assessment Appeals consisting of three members. Each such member shall be elected for a term of four years. Not more than two members of said Board shall be members of the same political party.

§ 13-2. Powers and duties.

The Board shall have all the powers and duties set forth in the General Statutes.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 18

BUILDING BOARD OF APPEALS

§ 18-1. Membership.

§ 18-2. Powers and duties.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title XIF of the 1980 Code of Ordinances. Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 252.

§ 18-1. Membership. ¹

There shall continue to be a Building Board of Appeals consisting of five members. Each such member shall be appointed in accordance with § 29-266 of the General Statutes for a term of five years. Not more than four members of said Board shall be members of the same political party.

§ 18-2. Powers and duties. ²

The Board shall have all the powers and duties designated to boards of building appeals as set forth in § 29-266 of the General Statutes.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 29

CONSERVATION COMMISSION

§ 29-1. Membership; terms of office.

§ 29-3. Powers and duties.

§ 29-2. Meetings, records and reports.

§ 29-4. Alternate members.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title XIX of the 1980 Code of Ordinances. Amendments noted where applicable.]

GENERAL REFERENCES

Inland wetlands and watercourses — See Ch. 325.

§ 29-1. Membership; terms of office.

There shall continue to be a Conservation Commission consisting of seven members appointed for three-year terms, but not more than five members shall be members of the same political party.

§ 29-2. Meetings, records and reports.

The Commission shall hold regular meetings. Records shall be kept of all meetings and activities and the Commission shall file an annual report with the Board of Selectmen.

§ 29-3. Powers and duties.

The Commission shall have all the powers and duties provided under §§ 7-131a to 7-131n of the General Statutes, together with the power to regulate activities affecting wetlands and watercourses, pursuant to Chapter 440 of the General Statutes.

§ 29-4. Alternate members. [Added 11-6-1986]

- A. There shall be a panel of alternates consisting of three members. Each alternate shall be appointed by the First Selectman for a term of three consecutive years. Appointments shall be made so that not more than two members of the panel shall be members of the same political party.
- B. Alternate members may attend all meetings and executive sessions of the Conservation Commission, and if a regular member of the Commission is absent or is disqualified, the Chair of the Commission shall designate an alternate to so act, choosing alternates in rotation so that they shall act as nearly equal a number of times as possible. If any alternate is not available in accordance with such rotation, such fact shall be recorded in the minutes of the meeting.

- C. Such alternate members shall, when seated, have all the powers and duties of a member of the Commission. The First Selectman may remove any alternate for cause and may fill any vacancy.

Chapter 43
ELECTIONS

ARTICLE I
Board for Admission of Electors

§ 43-1. Membership.

§ 43-2. Alternate members.

§ 43-3. Quorum.

§ 43-4. Sessions.

§ 43-5. Powers and duties.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Board for Admission of Electors
[Adopted 3-25-1980 as Title IIA of the 1980 Code of Ordinances]

§ 43-1. Membership.

There shall continue to be a Board for Admission of Electors in accordance with § 9-15a of the General Statutes. Said Board shall consist of the Democratic Registrar of Voters, the Republican Registrar of Voters and the Town Clerk.

§ 43-2. Alternate members.

Any member of said Board who is unable to attend a session for the admission of electors shall designate another elected officer of the Town to act for him by filing a statement of such designation in writing in the office of the Town Clerk at any time prior to the opening of the session, provided that if an Assistant Town Clerk is available he shall serve in the absence or inability of the Town Clerk, and if a Deputy Registrar of Voters is available he shall serve in the absence or inability of the Registrar.

§ 43-3. Quorum.

A quorum of said Board shall consist of a bare majority of the members of such Board. An Assistant Town Clerk or a Deputy Registrar or any other Town officer designated by and acting for a member of such Board pursuant to the provisions of § 43-2 shall be included as a member of such Board for purposes of ascertaining the existence of a quorum.

§ 43-4. Sessions.

The Registrars and the Town Clerk are hereby authorized to hold such sessions as in their judgment are advisable and necessary to examine the qualifications of the electors and to administer the elector's oath to those who shall, in accordance with § 9-12 of the General Statutes, be found qualified.

§ 43-5. Powers and duties.

Members of the Board shall have all the powers and duties as provided for in Chapter 143 of the General Statutes.

Chapter 46

EMERGENCY MANAGEMENT

ARTICLE I

Department of Emergency Management

§ 46-2. Director/Coordinator.

§ 46-1. Department continued.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Department of Emergency Management

[Adopted 3-25-1980 as Title IE of the 1980 Code of Ordinances; amended in its entirety at time of adoption of Code (see Ch. 1, General Provisions, Art. II)]

§ 46-1. Department continued.

There shall continue to be a Department of Emergency Management pursuant to § 28-7 of the General Statutes.

§ 46-2. Director/Coordinator.

- A. Said Department shall be under the supervision of a Director or Coordinator of all disaster emergency functions appointed by the First Selectman. The Director/Coordinator of the Department of Emergency Management will serve at the will of the First Selectman and may be removed by the First Selectman at any time. The Director/Coordinator of the Department of Emergency Management shall report directly to the First Selectman and will advise the First Selectman on matters pertaining to civil preparedness and disaster emergency operations.
- B. The Director/Coordinator of the Department of Emergency Management will:
 - (1) Coordinate the activities of all Town agencies in disaster emergency situations, but in no case will he assume command of any agency or department other than the Department of Emergency Management unless directly ordered to do so by the First Selectman;
 - (2) Coordinate the activities of all Department of Emergency Management forces, both full-time and volunteer, and will be responsible for the recruitment and training of needed civil preparedness personnel;
 - (3) Assist the First Selectman in the preparation and updating of Town emergency operations plans and standard operating procedures;
 - (4) Maintain contact with the Connecticut Civil Preparedness Area office designated for the Town of Easton and will cooperate with the State Department of

Emergency Services and Public Protection in preparation of required reports, procedures and other necessary paperwork to ensure that the Town receives all possible funding, equipment and other benefits available to the Town through state and national civil preparedness; and

- (5) Perform such other civil preparedness related functions as may, from time to time, be assigned to him by the First Selectman of the Town of Easton or may be required by the General Statutes or by the Commissioner of Emergency Services and Public Protection.
- C. The Director/Coordinator of the Department of Emergency Management shall receive such compensation for performance of his duties as may be determined by the Board of Selectmen.

Chapter 47

EMERGENCY MEDICAL SERVICES COMMISSION

§ 47-1. Commission established.

§ 47-4. Organization and procedure.

§ 47-2. Membership.

§ 47-5. Powers and duties.

§ 47-3. Term of office; vacancies;
qualifications.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 11-12-1980 (Title IVG of the 1980 Code of Ordinances). Amendments noted where applicable.]

§ 47-1. Commission established. ¹

There is hereby created and established a Commission to be known as the "Emergency Medical Services Commission of the Town of Easton." This Commission is established pursuant to the provisions of Chapter 368D of the Connecticut General Statutes.

§ 47-2. Membership.

The Commission shall be composed of five members to be appointed by the Board of Selectmen.

§ 47-3. Term of office; vacancies; qualifications.

A. The term of office of said Commission shall be as follows:

- (1) One member shall be appointed to serve until January 1, 1982.
- (2) One member shall be appointed to serve until January 1, 1983.
- (3) One member shall be appointed to serve until January 1, 1984.
- (4) One member shall be appointed to serve until January 1, 1985.
- (5) One member shall be appointed to serve until January 1, 1986.

B. All vacancies shall be filled by the Board of Selectmen for the unexpired term being filled.

C. Commission members shall be electors of the Town of Easton. Upon the expiration of such original term, each appointment to the Commission shall be for a term of five years.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 47-4. Organization and procedure.

The Commission shall elect a Chair from among its members and a Secretary, who need not be a member of the Commission. Said Chair and Secretary shall serve terms ending on January 31 of the year next following their respective elections. Said Commission shall keep proper minutes and records of its meetings and activities and shall make an annual report to the Town of Easton in a manner required of other agencies, boards and commissions of the Town of Easton. No more than four members of such Commission shall be of the same political party. The members of said Commission shall receive no compensation but may be reimbursed for actual expenses incurred in the performance of their duties.

§ 47-5. Powers and duties.

- A. The Commission shall have the power, duty and responsibility to train, instruct, and provide a location for sufficient personnel in order to properly maintain an emergency medical services delivery system for the Town of Easton and further have the authority to design and develop an emergency medical services system.
- B. The Commission shall be charged with the exclusive control, management, and administration of all public emergency medical services within the Town of Easton and shall have all other powers and duties conferred or imposed by Chapter 368D of the General Statutes and shall conform to the ordinances of the Town of Easton.²

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 52

ETHICS, CODE OF

§ 52-1. Purpose.

§ 52-4. Disclosure of financial interest.

§ 52-2. Definitions and word usage.

§ 52-5. Board of Ethics.

§ 52-3. Conflicts of interest.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title ID of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 52-1. Purpose.

There shall continue to be a Code of Ethics established in order to acquaint the public with a desired level of ethics in local government; to set suitable ethical standards for all public officials and employees; to set forth general principles of conduct to guide such officials and employees; and to prohibit acts or actions of such officials and employees which are incompatible with the discharge of proper public duties.

§ 52-2. Definitions and word usage.

A. As used in this chapter, the following terms shall have the meanings indicated:

CONFIDENTIAL — Personal matters and financial matters which, if disclosed, would be of detrimental interest to the Town and a violation of the trust placed in that person.

FINANCIAL INTEREST — Any financial interest, direct or indirect, which is more than nominal and which is not common to the interest of other citizens of the Town.

INDIRECT INTEREST — Includes but is not limited to the interest of any subcontractor in any contract with the Town and the interest of any person or his immediate family in any corporation, firm or partnership which has a direct or indirect interest in any transaction with the Town.

TOWN OFFICER — Includes any official, employee, agent, consultant, or member, elected or appointed, of any board, department, commission, committee, legislative body or other agency of the Town of Easton, paid or unpaid, with the exception of employees and agents of the Board of Education who shall be governed by regulations of said Board and the General Statutes.

TRANSACTION — Includes the offer, sale or furnishing of any real or personal property, material, supplies or services by any person, directly or indirectly, as vendor, prime contractor, subcontractor or otherwise, for the use and benefit of the Town for a valuable consideration, excepting the services of any person as a Town officer.

B. Words of the masculine gender shall include the feminine.

§ 52-3. Conflicts of interest.

No Town officer shall engage in any transactions or shall have a financial interest or other personal interest which is incompatible with the proper discharge of his official duties in the public interest or would tend to impair his independence of judgment or action in the performance of his official duties. Without limiting the nature and type of potential conflicts of interest, the following examples of specific conflicts are hereby set forth for the guidance of all Town officers:

- A. Incompatible employment. No Town officer shall engage in or accept private employment or render services for private interest when such employment or service is incompatible with the proper discharge of his official duties or would tend to impair independence of judgment or action in the performance of his official duties.
- B. Use of Town facilities.
 - (1) No Town officer shall request or permit the use of Town-owned vehicles, equipment, facilities, materials, or property for personal convenience or profit except when such is available to the public generally or is provided as Town policy for the use of such Town officer in the interest of the Town.
 - (2) No Town officer shall grant any special consideration, treatment, favor or advantage to any person beyond that which is generally available to residents and taxpayers of the Town.
- C. Gifts and favors. No Town officer or his immediate family shall accept any valuable gift, thing, favor, loan or promise which might tend to influence the performance or nonperformance of his official duties.
- D. Disclosure of confidential information. No Town officer shall, without proper authorization, disclose confidential information concerning the property, government or affairs of the Town, nor shall he use such information to advance the financial or private interest of himself or others.
- E. Appearance before Town agencies. No Town officer shall appear on behalf of private interests before any board, agency, committee or commission of the Town, nor shall he represent private interests in any action or proceeding against the interest of the Town in any litigation to which the Town is a party. Nothing herein shall prohibit a Town officer from appearing before any such board, agency, committee or commission on his own behalf.

§ 52-4. Disclosure of financial interest.

Any Town officer having a financial interest in any transaction with the Town, or in any action to be taken by the Town, shall first divulge and disclose such interest in writing to the committee, board or agency involved, and if no such committee, board or agency is involved, to the Board of Selectmen, and shall further refrain from using his office to exert his influence or vote on such transaction or action.

§ 52-5. Board of Ethics.

There shall continue to be a Board of Ethics in and for the Town which shall be charged with the administration of this Code of Ethics and which shall consist of five members. Not more than three of said members shall be of the same political party, and none of whom shall hold any of the appointed or elected Town offices, or be a Town employee, or be a member of the Town committee of any political party.

- A. Members of the Board of Ethics shall be appointed for two-year terms. No elector may serve for more than six successive years.
- B. The Board shall promulgate and adopt reasonable rules and regulations for the administration of its proceedings. The rules and regulations so promulgated and all amendments thereto shall be made available at the office of the Town Clerk to any elector of the Town.
- C. The Board shall receive all complaints, in writing, of violation of this code, shall investigate the same and, after giving the Town officer concerned an opportunity to be heard, shall, within 35 calendar days, make such findings and recommendations as it may deem appropriate in each case to the Board of Selectmen. The Board of Selectmen shall, thereupon, take such action as it may deem appropriate.
- D. Upon written request of any Town officer, said Board shall render an advisory opinion in writing to such Town officer with respect to this code.

Chapter 60

FINANCE, BOARD OF

§ 60-1. Membership; powers and duties.

§ 60-4. Vacancies.

§ 60-2. Term of office.

§ 60-5. Submission of budgets.

§ 60-3. Officers; meetings.

§ 60-6. Alternate members.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IIIA of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 60-1. Membership; powers and duties.

There shall continue to be a Board of Finance consisting of six members who are electors and taxpayers of the Town of Easton and which shall have all the powers and duties provided by Chapter 106 of the General Statutes.

§ 60-2. Term of office.

The members of said Board shall be elected for a term of six consecutive years in the same manner as the Town officers are elected, with the terms of said members arranged so that not more than two members are elected in any one year and not more than four members are members of the same political party.

§ 60-3. Officers; meetings.

The Board shall elect one of its members to be Chair and one to be Clerk thereof. The Board shall hold such regular meetings and special meetings as may be advisable at any time upon giving at least 24 hours' notice to each member before the time of such meeting. The Clerk shall cause to be prepared and filed with the Town Clerk a copy of the minutes and records of each regular and special meeting within seven days from the date of such meeting. At all meetings of the Board, four members shall constitute a quorum and the concurrence of three votes shall be necessary for the transaction of business.

§ 60-4. Vacancies.

Vacancies from death, resignation or otherwise shall be filled by a majority vote of the remaining members at a special meeting called for such purpose. Any member so elected shall serve until the next Town election and until his successor is elected and qualified. At the next Town election following the occurrence of such vacancy, the electors shall elect a successor to fill the vacancy for the unexpired portion of the term.

§ 60-5. Submission of budgets.

All officers, boards, commissions and departments of the Town entrusted with the expenditure of Town funds shall submit to the Board of Selectmen, at least four meetings before the annual budget meeting, the items and details of their respective budgets for the next fiscal year. The officers, boards, commissions and departments shall thereafter submit the items and details of their respective budgets, in such form and detail as the Board of Finance may from time to time prescribe, to the Board of Finance at least two months before the annual budget meeting. No officer, board, commission, or department shall expend any sum for any purpose unless such expenditure shall first be approved by the Board of Finance and appropriate transfers in such budget shall have been made by the Board.

§ 60-6. Alternate members. [Amended 8-13-1981]

There shall be three alternate members of the Board of Finance who shall be appointed by the Board of Selectmen pursuant to the provision of § 7-340a of the Connecticut General Statutes.

A. The terms of said appointments shall be as follows:

- (1) One member shall be appointed to serve until January 1, 1983.
- (2) One member shall be appointed to serve until January 1, 1985.
- (3) One member shall be appointed to serve until January 1, 1987.

B. Upon the expiration of each of the original terms referred to above, each appointment as an alternate member of the Board of Finance shall be for a six-year term. All vacancies shall be filled by the Board of Selectman.

Chapter 64

FIRE COMMISSIONERS, BOARD OF

§ 64-1. Membership; terms of office.

§ 64-4. Powers and duties.

§ 64-2. Meetings; annual report.

§ 64-5. Expenditures.

§ 64-3. Agreements with volunteer fire companies.

§ 64-6. Fire Marshal.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IVB of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 64-1. Membership; terms of office.

There shall continue to be a Board of Fire Commissioners (hereinafter referred to as the "Board") consisting of five members. One Commissioner shall be appointed annually to serve for a term of five years. Appointments shall be made so that only one Fire Commissioner's term shall expire each year, so that at no time shall more than three Fire Commissioners be members of the same political party, and so that at least one member shall be a member of the Easton Volunteer Fire Company.

§ 64-2. Meetings; annual report.

Meetings of the Board may be called by the Chair or by a majority of the members thereof, and a majority of the members of said Board shall constitute a quorum. In the month of September, said Board shall make an annual report to the Selectmen which shall be published by the Selectmen in the annual report of the Town.

§ 64-3. Agreements with volunteer fire companies.

The Board is authorized to enter into agreements from time to time with any volunteer fire company within the Town for the protection thereof from fire, subject to such conditions as to financial assistance and the observance of the regulations of the Board as it shall deem suitable and adequate in the public interest and as approved by the Board of Finance.

§ 64-4. Powers and duties.

The Board shall have the management and control of all matters pertaining to fire protection within the Town of Easton pursuant to § 7-301 of the General Statutes, except such matters as are vested by law in the Easton Fire District No. 1, Incorporated, or in the Easton Volunteer Fire Company No. 1, Incorporated. Pursuant to such powers and duties, it shall:

- A. Select and recommend to the Board of Selectmen the acquisition of sites for the location of facilities to assure adequate fire protection within the Town.

- B. Review the adequacy of existing fire protection facilities and make recommendations to the Board of Selectmen for such changes as the Board may deem advisable.
- C. Supervise the purchase of fire-fighting equipment and supplies after reviewing with the Volunteer Fire Company its requirements and make recommendations to the Board of Selectmen and Board of Finance relative thereto.
- D. Make recommendations for improvements in the communications service particularly as it pertains to the effectiveness of the fire protection of the Town.¹
- E. Prepare each proposed annual operating budget for the fire protection of the Town and particularly the provisions thereof with respect to the necessary paid personnel and cooperate with the Volunteer Fire Company in determining its budgeted needs with respect to fire-fighting equipment, supplies and services as may be deemed necessary for the coming fiscal year.
- F. Supervise the care of equipment, department and dress of all firefighters paid by the Town and encourage proper training of new recruits.
- G. Coordinate the activities of the Board with the Board of Police Commissioners and civil defense personnel in such manner as to best serve the public interest and safety.²
- H. Explore with proper representatives of adjoining towns the matter of regional cooperation in fire protection matters.
- I. Employ such employees as the Board may deem necessary for adequate fire protection within the Town and prescribe the duties of such employees.³

§ 64-5. Expenditures.

All expenditures of the Board shall be approved by a majority of the members present at a duly held meeting and shall be subject to the approval of the First Selectman.

§ 64-6. Fire Marshal. ⁴

- A. The Board shall appoint a local Fire Marshal and such Deputy Fire Marshals as may be necessary. In making such appointment, preference shall be given to a member of the regular or volunteer fire department of the Town. Such persons being appointed must be certified by the State Fire Marshal in accordance with the provisions of § 29-298 of the General Statutes.
- B. The Clerk shall record acceptance of the position of local Fire Marshal and shall report the same in writing to the State Fire Marshal within 10 days thereafter, giving the name

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

and address of the local Fire Marshal and stating the limits of the territory in which the local Fire Marshal is to serve. Should such Fire Marshal fail to faithfully perform the duties of his office, the Board, after proper inquiry, may dismiss him and appoint another qualified person in his place. Such dismissal shall be in accordance with the provisions of §§ 29-299 and 29-300 of the General Statutes.

Chapter 71

FUNDS

ARTICLE I
Municipal Reserve Fund

ARTICLE II
Agricultural Land Preservation Fund

§ 71-1. Fund created.

§ 71-4. Establishment of fund.

§ 71-2. Payment into fund.

§ 71-5. Definitions.

§ 71-3. Use of fund.

§ 71-6. Sources of fund.

§ 71-7. Use of fund.

§ 71-8. Custody and investment of fund.

§ 71-9. Annual report.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Municipal Reserve Fund
[Adopted 3-25-1980 as Title IIID of the 1980 Code of Ordinances]

§ 71-1. Fund created.

In accordance with Chapter 108 of the General Statutes, a special fund is hereby created to be designated as the "Reserve Fund for Capital and Nonrecurring Expenditures."

§ 71-2. Payment into fund.

Upon the recommendations of the Board of Finance and approval by the Town Meeting, funds may be paid into said Reserve Fund in accordance with § 7-361 of the General Statutes.

§ 71-3. Use of fund.

In accordance with § 7-364 of the General Statutes, the use of said Reserve Fund shall be restricted to the financing of all or part of the planning, construction, reconstruction or acquisition of any specific capital improvement or the acquisition of any specific item of equipment.

ARTICLE II
Agricultural Land Preservation Fund
[Adopted 2-4-1985]

§ 71-4. Establishment of fund.

There is hereby established the Easton Agricultural Land Preservation Fund.

§ 71-5. Definitions.

The following words shall have the following meanings for purposes of this article:

AGRICULTURAL LAND — Any land in the Town suitable by reference to soil types, existing and past use of such land for agricultural purposes and other relevant factors for the cultivation of plants for production of human food and fiber or production of other useful and valuable plant products and for the production of animals, livestock and poultry useful to man and the environment, and land capable of providing economically profitable farm units, and may include adjacent pastures, wooded land, natural drainage areas and other adjacent open areas.¹

CONSERVATION COMMISSION — The Conservation Commission of the Town of Easton.

DEVELOPMENT RIGHTS — The rights of the fee simple owner of agricultural land to develop, construct on, sell, lease or otherwise improve the agricultural land for uses that result in rendering such land no longer agricultural land, but shall not be construed to include:

- A. The uses defined in § 1-1(q) of the General Statutes;²
- B. The rights of the fee owner of agricultural land to develop, construct on, sell the property in its entirety, lease or otherwise improve the agricultural land to preserve, maintain, operate or continue such land as agricultural land, including but not limited to construction thereon of residences for persons directly incidental to farm operation and buildings for animals, roadside stands and farm markets for sale to the consumer of food products and ornamental plants, facilities for the storing of equipment and products or processing thereof or such other improvements, activities and uses thereon as may be directly or incidentally related to the operation of the agricultural enterprise, as long as the acreage and productivity of arable land for crops is not materially decreased and due consideration is given to the impact of any decrease in acreage or productivity of such arable land upon the total farm operation, except that new construction or modification of an existing farm building necessary to the operation of a farm on prime farmland, as defined by the United States Department of Agriculture, of which the state has purchased development rights shall be limited to not more than 5% of the total of such prime farmland;

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

- C. The rights of the fee owner to provide for the extraction of gravel or like natural elements for purposes directly or incidentally related to the operation of the agricultural enterprise; or
- D. The existing water and mineral rights, exclusive of gravel, of the fee owner.

FUND — The fund established pursuant to this article.

TOWN — The Town of Easton.

§ 71-6. Sources of fund.

There shall be deposited in and become part of the fund all moneys received by the Town from whatever sources and by whatever means as:

- A. Gifts for agricultural land preservation purposes;
- B. Grants or loans for agricultural land preservation purposes; and
- C. Appropriations by the Town.

§ 71-7. Use of fund. ³

Upon recommendation by the Conservation Commission to the Board of Finance, such amounts in the fund as may be recommended by the Conservation Commission and approved by the Board of Finance may be used for the acquisition in the name of the Town of development rights of agricultural land and for any expenditure incurred in the preservation of agricultural land, provided that:

- A. The development rights have been voluntarily offered for sale to the municipality by the owner; and
- B. The land has been designated for preservation purposes by the municipality in an open space plan, municipal plan of conservation and development or farmland preservation plan.

§ 71-8. Custody and investment of fund.

The fund shall be in the custody of the Town Treasurer or other officer in charge of funds for the Town. All or any part of the fund may from time to time be invested in any securities in which public funds may lawfully be invested. All income derived from such investments shall be paid into the fund and become a part thereof. The moneys so invested shall at all times be subject to withdrawal from such investment for use as provided in § 71-7.

3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 71-9. Annual report.

Annually the Town Treasurer or other person having custody of the fund shall submit to the Town Meeting a complete and detailed report of the condition of the fund, which report shall be made a part of the annual Town report.

Chapter 86

INCENTIVE PLANS

ARTICLE I

Volunteer Firefighters and Emergency Medical Service Personnel

§ 86-1. Purpose.

§ 86-2. Honorarium.

§ 86-3. Additional honorarium.

§ 86-4. Participation; appropriation.

§ 86-5. Incentive plans.

§ 86-6. Disputes.

§ 86-7. Review by committee.

§ 86-8. Action on committee report.

§ 86-9. Amendments.

§ 86-10. Exemption from taxation.

§ 86-11. Form of honorarium.

§ 86-12. When effective

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Volunteer Firefighters and Emergency Medical Service Personnel [Adopted 4-28-2003; amended 3-19-2012]

§ 86-1. Purpose.

The Town of Easton adopts this article establishing incentive plans for volunteer firefighters and volunteer emergency medical service personnel for the purpose of encouraging volunteerism in the Easton Volunteer Fire Department and the Easton Volunteer Emergency Medical Service and to provide an honorarium for those volunteers who give of their time to provide public safety services.

§ 86-2. Honorarium. ¹

Any volunteer firefighter or EMS volunteer is entitled to an honorarium up to the amount of \$1,000 per fiscal year, provided that such volunteer satisfies the requirements set forth in the incentive plan of the respective organization. "Incentive plan" shall mean the plan developed and approved by the Board of Fire Commissioners (hereinafter referred to as the "Commission") for volunteer firefighters and the plan developed and approved by the EMS Commission for volunteer EMS personnel, as both such plans are also approved by the Board of Finance. Each plan shall detail the requirements to be met in order for a volunteer to be eligible to receive all or a portion of the honorarium. Eligibility will be based upon certification, participation and training. A volunteer in both organizations may receive an honorarium from each organization to a maximum of \$2,000 if the volunteer qualifies under each organization's incentive plan. Qualification shall, however, be independent for each organization, in that attendance at a single incident shall not count both as a volunteer for the

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Fire Department and as a volunteer for the EMS. The honorarium will be prorated for a volunteer who serves for less than a full calendar year.

§ 86-3. Additional honorarium.

In addition to the amount stipulated in the above section, each of the Commissions is authorized to offer an additional \$500 to volunteers who earn the maximum honorarium as defined in § 86-2 and who work a substantial portion of their hours during difficult to cover time periods. The incentive plan developed by each of the Commissions will stipulate those time periods that are considered difficult to cover and the number of hours or calls which must be worked in order to earn the additional honorarium. The stipulations of § 86-2 applying to volunteers who serve both the EMS and fire services shall also apply to this additional honorarium.

§ 86-4. Participation; appropriation. ²

Participation shall be measured on a calendar year basis. A request for an appropriation in the amount sufficient to fund the program for each calendar year for each organization shall be made to the Board of Finance so that payment for the preceding calendar year may be made by August 1 of the succeeding fiscal year.

§ 86-5. Incentive plans.

The initial incentive plan for each organization is on file with the Town Clerk. The incentive plan of each organization may be amended by the organization's Commission with the approval of the Board of Finance, provided that no amendment shall affect any provision of this article, and in the event of any conflict between any amended plan and this article, this article shall control.

§ 86-6. Disputes.

Any dispute concerning the application of a plan to a volunteer shall be submitted to and determined by the organization's Commission with the right of appeal to the Board of Selectmen, whose decision shall be final.

§ 86-7. Review by committee.

No later than September 15 of every third year commencing 2007, or more frequently at the discretion of the Board of Selectmen, the Board of Selectmen shall appoint a committee of not fewer than five resident taxpayers of the Town which will undertake and complete, within 60 days following such appointment, or such longer time as the Board of Selectmen shall authorize, a study and investigation with respect to honoraria for volunteer firefighters and volunteer EMS personnel, and the committee shall prepare a report to the Board of Selectmen which report shall include the following:

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

- A. With respect to the previous three years, the fiscal effect of the program; and
- B. Recommendations with respect to the form and extent of the program for the following three years, including estimates of the annual economic impact.

§ 86-8. Action on committee report.

After receiving the report from the committee, the Board of Selectmen shall provide such comments on the recommendations as it deems appropriate. The committee shall consider the comments of the Board of Selectmen and shall, to the extent deemed necessary and appropriate by the committee, present revised recommendations to the Board of Selectmen. At its discretion, the Board of Selectmen may forward the committee report to the Board of Finance. After receiving the report from the committee, the Board of Finance shall provide such comments on the recommendations as it deems appropriate. The committee shall consider the comments of the Board of Finance and shall, to the extent deemed necessary and appropriate by the committee, present revised recommendations to the Board of Finance. When the Board of Finance is satisfied with the recommendations of the committee, the Board of Finance shall recommend the ordinance for adoption by the Town at a Town Meeting to be scheduled by the Board of Selectmen. The Town Meeting shall, by a majority vote, approve or reject, but not amend, the recommended ordinance. If approved, the ordinance shall remain in effect until such time as a new recommended ordinance is approved by the Town Meeting. If rejected, a new committee, which may but need not contain members of the preceding committee, shall be convened. Until such time as a new ordinance shall be adopted by the Town Meeting, the then current ordinance will remain in effect.

§ 86-9. Amendments.

This article may, but need not, be amended and restated in its entirety in the future. It shall be sufficient to submit as an amendment to this article the provisions of the recommended ordinance.

§ 86-10. Exemption from taxation.

The honoraria provided pursuant to this article shall be free from federal and state taxation to the extent permitted by law.

§ 86-11. Form of honorarium.

The recipient of an honorarium under this article may choose to receive up to \$1,000 of it in the form of a tax abatement. Any remaining amount of the honorarium will be issued in the form of a cash stipend.

§ 86-12. When effective

In accordance with § 7-157 of the Connecticut General Statutes, this article, upon its adoption, shall become effective 30 days after publication and shall provide for a payment commencing

in fiscal year 2012-2013 for services during calendar year 2011 and for subsequent years in accordance with this article.

Chapter 90

INSURANCE COMMISSION

§ 90-1. Membership; term of office.

§ 90-3. Meetings; records.

§ 90-2. Duties.

§ 90-4. Purchase of insurance policies.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title III E of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 90-1. Membership; term of office.

There shall continue to be an Insurance Commission of the Town of Easton, comprised of five members consisting of the First Selectman, or his designee, a member of the Easton Board of Education and three electors of the Town of Easton knowledgeable in the general field of insurance, said electors to be appointed by the Board of Selectmen for terms of three years. At no time shall more than four members of said Commission be members of the same political party.

§ 90-2. Duties.

The duties of said Commission shall consist of studying the insurance needs of the Town, making recommendations to the Board of Selectmen as to the amounts and specifications of insurance coverage for the Town and reporting said recommendations to the Board of Selectmen at least three months prior to the beginning of each fiscal year.

§ 90-3. Meetings; records.

Said Commission shall conduct such meetings as are necessary at the call of the Chair. It shall keep an accurate record of the minutes of said meetings and prepare and maintain a compilation of all policies held by the Town, the names of the agents of record, the insurance coverages secured thereby and the amounts of the premiums due thereon, which compilation and minutes shall be a part of the record of said Commission and shall be available for public inspection at reasonable times.

§ 90-4. Purchase of insurance policies.

The purchase of any insurance policy recommended by said Commission shall be conducted in accordance with Chapter 160, Purchasing and Competitive Bidding, of this Code, irrespective of the amount of the premium for such policy.

Chapter 105

LAND ACQUISITION AND PRESERVATION

**§ 105-1. Land Acquisition and
Development Authority.**

§ 105-3. Procedure.

**§ 105-2. Guidelines for acquisition of
land or development rights.**

§ 105-4. Land Acquisition Fund.

**[HISTORY: Adopted by the Town Meeting of the Town of Easton 10-18-2005.
Amendments noted where applicable.]**

§ 105-1. Land Acquisition and Development Authority.

- A. The Board of Selectmen shall appoint a Land Acquisition and Development Authority consisting of five members and two alternates to serve terms of three years with terms ending on January 2; provided, however, that at the time of the first appointment, two members and one alternate shall be appointed for a period of two years only or until January 2, 2008, whichever is earlier. No more than three members and one alternate shall be members of the same political party.
- B. The Authority shall evaluate land for possible acquisition in fee by the Town or for the possible acquisition by the Town of development rights to such land. The Authority shall make recommendations to the Board of Selectmen as appropriate. Land will be evaluated for acquisition based upon its potential use for open space, recreation or housing. Before making any recommendation, the Commission shall consult with other Town boards and officials, including the Board of Selectmen, Town Planner, the Conservation Commission, the Planning and Zoning Commission and the Park and Recreation Commission. For purposes of this chapter, "land" shall mean real property with or without improvements thereon located within the Town of Easton. "Development rights" shall mean the rights or combination of rights of owners of land to construct on, sell, lease or otherwise develop or improve such land and shall include any easement, interest or rights in land and any covenants and agreements with owners of land or interests therein to acquire, maintain, improve, protect, limit the future use of or otherwise conserve such land.

§ 105-2. Guidelines for acquisition of land or development rights.

- A. The types of land to be considered for acquisition by the Town must be:
 - (1) Land that has unique features and/or significant scenic, topographic, conservation or wilderness value based on the characteristics of the land.
 - (2) Land that has significant historical or archaeological value based on the character of the land or improvements thereon.

- (3) Land that has recreational value as outlined in the Town Plan of Conservation and Development.
 - (4) Land that has potential value for housing development.
 - (5) Land that has potential value because its acquisition will provide other strategic opportunities for the Town consistent with the purpose of this chapter and the Town Plan of Conservation and Development.
- B. The types of development rights to be considered for purchase by the Town must be consistent with the general purpose of this chapter and may include one or more of the following:
- (1) Development rights which will tend to maintain and enhance the conservation of natural or scenic resources.
 - (2) Development rights which will tend to protect natural topography, streams or water supply.
 - (3) Development rights which will tend to protect historical or archaeological sites.
 - (4) Development rights which will tend to promote conservation of agricultural soils, particularly prime farmland soil.
 - (5) Development rights which will tend to contribute towards the preservation of agriculture in the Town.
 - (6) Development rights which will tend to promote certain publicly desirable uses of the land, at the present time expected to include agricultural, forest and natural uses.
 - (7) Development rights which provide other strategic advantage to the Town consistent with the purpose of this chapter and the Town Plan of Conservation and Development.

§ 105-3. Procedure.

- A. The Authority shall forward recommendations to the Board of Selectmen for consideration. Upon gaining the support of the Board, the Authority will then present a request for appropriation to the Board of Finance.
- B. Upon approval of the Board of Selectmen and the Board of Finance, the decision to acquire the land shall be put to a vote before the Town Meeting.
- C. At the Town Meeting, the Authority shall provide information about the parcel, the proposed purpose for its purchase and the method and sources of funding.

§ 105-4. Land Acquisition Fund.

Pursuant to Connecticut General Statutes § 7-131r and Public Act No. 05-228, the Town hereby establishes a Land Acquisition Fund to be used for the purpose of acquiring and

maintaining land and development rights within the Town of Easton. Such fund shall not lapse at the close of the municipal fiscal year. Such fund shall be held in a separate, interest-bearing account with all interest and income derived from the assets of the fund paid into the fund and added to the assets of the fund. The Land Acquisition Fund may:

- A. Accept donations from the public and private entities and from individuals.
- B. Accept contributions required by the Town Planning and Zoning Commission and the Conservation Commission as a condition for the approval of applications before such Commissions. Such required contributions may be in place of or in addition to any contribution to the Fee in Lieu of Open Space Fund. This chapter is intended to supplement, and not to replace, the Fee in Lieu of Open Space Fund.
- C. Receive funds through an appropriation in the annual budget as allowed by Connecticut General Statutes § 7-131r.
- D. Be used alone or in combination with other public or private funds to acquire and maintain land and development rights.
- E. Be used for the purpose of investigating, testing, appraising, and analyzing the suitability and value of a potential parcel of land for acquisition.
- F. Be used for the purpose of providing for the general maintenance, but not improvement, of such acquired parcels.

Chapter 112

LIBRARY BOARD

§ 112-1. Membership; powers and duties.

§ 112-4. Vacancies.

§ 112-2. Term of office.

§ 112-5. Management of property.

§ 112-3. Officers; meetings.

§ 112-6. Gifts and funds.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title VIII of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 112-1. Membership; powers and duties.

There shall continue to be a Library Board (hereinafter referred to as the "Board") consisting of six members who are electors and taxpayers of the Town of Easton and which shall have all the powers and duties provided by Chapter 190 of the General Statutes.

§ 112-2. Term of office. ¹

The members of said Board shall be elected for a term of six consecutive years in the same manner as the Town officers are elected, with the terms of said members arranged so that not more than two members are elected in any one year and not more than three members of the Board shall be members of the same political party.

§ 112-3. Officers; meetings.

The Board shall elect one of its members to be Chair and one to be Clerk thereof. The Board shall hold such regular meetings and special meetings as may be advisable at any time upon giving at least 24 hours' notice to each member before the time of such meeting. The Clerk shall cause to be prepared and filed with the Town Clerk a copy of the minutes and records of each regular and special meeting within seven days from the date of such meeting. At all meetings of the Board, four members shall constitute a quorum and the concurrence of three votes shall be necessary for the transaction of business.

§ 112-4. Vacancies.

Vacancies from death, resignation or otherwise shall be filled by a majority vote of the remaining members at a special meeting called for such purpose. Any member so elected shall serve until the next Town election and until his successor is elected and qualified. At the next Town election following the occurrence of such vacancy, the electors shall elect a successor to fill the vacancy for the unexpired portion of the term.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 112-5. Management of property.

The Library Board shall have the management and control of all property of the Town devoted to library purposes, except such property as may be under the jurisdiction of the Board of Education, and shall maintain and operate the same. The Board may establish reasonable rules regulating the use of its facilities and may establish and enforce reasonable fines and penalties for the violation thereof and, in addition to its free library services, may provide for the rental of books, periodicals, motion pictures, exhibits or other library facilities. All money which may be collected in the enforcement of such fines and penalties shall be turned over to the Treasurer of the Town. The Board may appoint a librarian and such assistant librarians, clerks and other employees as may be necessary to maintain and operate the library facilities and may determine their duties, terms of service and, subject to the approval of the Board of Finance, their compensation. The Board may, within the limits of the appropriations, from time to time, purchase such books and periodicals, publications, materials and supplies as may be useful or necessary for the operation of the library facilities of the Town. The Board may dispose of the same as may be desirable and necessary for the operation of the library. The proceeds, if any, of such disposal shall be turned over to the Treasurer of the Town.

§ 112-6. Gifts and funds.

Subject to the provisions contained herein and in the General Statutes, the Board may accept any gift of property of any character upon any terms and conditions which the donor may prescribe and which may be acceptable to the Board, provided that no gift which imposes upon the Town any obligation to incur any expense in order to keep, use or maintain the gift may be accepted by the Board unless it is approved by the Town Meeting. The Board may establish with any such gift one or more library funds and shall have the exclusive control and management thereof, may hold title thereto and may manage and invest and reinvest the same in accordance with the laws of the state governing the investment of trust funds. Subject to the terms and conditions upon which any of such property or funds shall be held, the Board shall transfer the gross income thereof quarterly, or more frequently, to the Town Treasurer to be expended by the Town for general library purposes or for such special purposes as may be required to comply with the terms and conditions of any gift. To the extent permitted by the terms and conditions upon which any of such property or funds may have been received, the Board may transfer to the Town Treasurer the whole or any part of the principal of any such library fund to be expended by the Town for general library purposes or for such special purposes as may be required to comply with the terms and conditions of any gift. In connection with the administration and management of any of such property or funds, the Board may employ such agents, experts and other personnel as it may deem advisable.

Chapter 128

OFFICERS AND EMPLOYEES

ARTICLE I

Appointed Officers and Board and Commission Members

- § 128-1. Appointment; term of office.
- § 128-2. Officers.
- § 128-3. Compensation.
- § 128-4. Removal.
- § 128-5. First Selectman.

§ 128-7. Qualifications; compensation.

§ 128-8. Appointment by Board of Selectmen.

§ 128-9. Examining committee.

§ 128-10. Clerical help and assistants.

§ 128-11. Powers and duties.

§ 128-12. Term of office; removal.

§ 128-13. Reappointment.

§ 128-14. Action by Selectmen.

ARTICLE II Assessor

Schedule A, Duties of the Assessor of the Town of Easton

§ 128-6. Office of Assessor.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Appointed Officers and Board and Commission Members [Adopted 3-25-1980 as Title IC of the 1980 Code of Ordinances]

§ 128-1. Appointment; term of office. [Amended 4-15-1982]

- A. Except as otherwise provided in this Code, all appointed officers and members of each board or commission shall be resident electors of the Town of Easton and shall be appointed by vote of a majority of the Board of Selectmen. Beginning in January of 1982, all terms of office shall commence on January 2 in the year of appointment. Any officer, board member or commission member so appointed shall serve for the full term of his office as provided for in this Code of Ordinances or until his respective successor has been appointed and has qualified. In the event that any such officer, board member or commission member dies, resigns or is otherwise incapable of serving during the term of his office, a successor shall be appointed by the Board of Selectmen to serve for the unexpired portion of the term for which such officer, board member or commission member has been appointed.
- B. All officers, board members or commission members whose present terms expire after January of 1982 shall serve until the first of January following such month of expiration. This subsection in no way modifies the existing system of staggered appointments presently provided for in this Code of Ordinances.

§ 128-2. Officers.

Except as otherwise provided herein, each board and commission shall elect annually in the month of January from its members a Chair, a Vice Chair and a Clerk.

§ 128-3. Compensation.

All officers and members of each board or commission shall be sworn to the faithful performance of their duties. Except as otherwise provided, no member of a board or commission shall receive compensation for his services as such, but the necessary expenses of the board or commission, when approved, shall be paid by the Town.

§ 128-4. Removal.

Any appointed officer or member of an appointed board or commission may, except as otherwise provided in this Code, be removed by the vote of a majority of the Board of Selectmen, provided that notice shall first be given in writing of the specific grounds for his removal and an opportunity to be heard in his own defense, alone or with counsel, at a hearing before the Board of Selectmen, held not more than 10 and not less than five days after delivery of such notice. The hearing shall be private unless a public hearing is requested by such officer or member. If said officer is entitled to compensation, he may be suspended without compensation pending any such hearing, and provided, further, that if following such a hearing he is restored to office, he shall be compensated from the date of his suspension.

§ 128-5. First Selectman.

The First Selectman shall be an ex officio member of all appointed boards or commissions.

ARTICLE II

Assessor

[Adopted 4-15-1982 (Title IIIG of the 1980 Code of Ordinances)]

§ 128-6. Office of Assessor. ¹

Pursuant to the authority and provisions of § 7-100k of the Connecticut General Statutes, there shall be one Assessor for the Town of Easton who shall hereinafter be appointed and serve as provided for herein.

§ 128-7. Qualifications; compensation. ²

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II). Original § 1 of this ordinance, which immediately preceded this section and dealt with the incumbent Assessors, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

The Assessor shall be a certified Connecticut municipal assessor. Said Assessor shall receive compensation at a rate determined by the Board of Selectmen within the limits of the appropriation therefor.

§ 128-8. Appointment by Board of Selectmen.

The Board of Selectmen shall make the initial and all subsequent appointments of an Assessor. Any appointment, except as provided for in § 128-13 below, shall be made by the Board of Selectmen from a list of qualified candidates submitted to the Board of Selectmen by the examining committee pursuant to the provisions of § 128-9 below.

§ 128-9. Examining committee.

When an examining committee is required to carry out the provisions of this article, the Board of Selectmen shall convene the same. The examining committee shall be comprised of three individuals, one of whom shall be a representative of the Connecticut Office of Policy and Management and two of whom shall be certified Connecticut municipal assessors, one of whom shall be selected by the majority members of the Board of Selectmen and one of whom shall be selected by the minority member of the Board of Selectmen. The representative of the Connecticut Office of Policy and Management and the Board of Selectmen shall attempt where reasonably possible to select certified Connecticut municipal assessors employed by towns having a similar size and grand list to that then prevailing in the Town of Easton. The examining committee shall personally interview each applicant for the Assessor's office and shall conduct a technical oral examination of each such candidate. The examining committee shall submit a list to the Board of Selectmen containing the names of not more than a simple majority of applicants, to a maximum of three applicants, found by said examining committee to be most qualified for the Assessor's office. Said list shall be submitted in order of the committee's preference. The two certified Connecticut municipal assessors serving on the examining committee shall be paid an honorarium as established by the Board of Selectmen of the Town of Easton for their services.

§ 128-10. Clerical help and assistants.

The Board of Selectmen, with the advice of the Assessor, can and hereby is authorized to employ and/or appoint such clerical help, secretaries, and Assistant Assessors as said Board of Selectmen determines are necessary to assist the Assessor with the performance of the functions of his office. The Board of Selectmen shall establish the rate of compensation for said clerical help, secretaries, and Assistant Assessors to the limits of the appropriation therefor.

§ 128-11. Powers and duties.

The Assessor shall have all the powers and shall perform all the duties as established by the Connecticut General Statutes. In addition, the Assessor shall have those specific duties set

forth in the attached Schedule A.³ On request of the Board of Selectmen, the Assessor shall report in writing concerning any matter pertaining to the duties of his office.

§ 128-12. Term of office; removal.

Any Assessor appointed hereunder shall serve for a term of six years or until his death, resignation, or removal from office for just cause or his inability or unwillingness to perform the duties of his office, including those set forth in the attached Schedule A. Removal shall be by the Board of Selectmen.

§ 128-13. Reappointment.

Upon the expiration of any term of any Assessor then in office, appointed in the manner specified herein, the Board of Selectmen shall be authorized to reappoint said Assessor for additional terms without the necessity of convening the examining committee.

§ 128-14. Action by Selectmen.

As used in this article, the word "Selectmen" means the Board of Selectmen of the Town of Easton. No action shall be taken by the Selectmen, pursuant to the provisions hereof, except by a majority vote thereof.

3. Editor's Note: Schedule A is included as an attachment to this chapter.

OFFICERS AND EMPLOYEES

128 Attachment 1

Town of Easton

Schedule A

Duties of the Assessor of the Town of Easton

1. Discover, price and list all tangible taxable property within the jurisdiction of the Town of Easton, Connecticut.
2. List and file an abstract of all tangible property with the Town Clerk of Easton no later than the prescribed deadline, unless otherwise prescribed by law, in accordance with the Connecticut General Statutes.
3. Inspect tangible property, review plans, and analyze reports to establish fair market value of lands, buildings, inventories, furniture, fixtures, equipment, machinery and motor vehicles and maintain equity within each class of property and between the several classes.
4. Search titles and keep complete property records.
5. Prepare an annual listing of taxable values for each property and keep track of pending state legislation and administrative activity affecting the assessment process.
6. Serve as advisor to the Board of Tax Review upon request.
7. Appear before the courts, if necessary, on behalf of the Town.
8. Assist senior citizens and others eligible for tax relief and prepare the appropriate applications.
9. Establish values for real and personal property equitably and impartially.
10. Devise clerical procedures for assessing.
11. Perform actual physical inspection of properties.
12. Establish and maintain effective working relationships with associates, subordinates, and the public.
13. Properly prepare and administer the Assessor's office budget.
14. Understand and interpret provisions of law pertaining to the assessment and tax exemption of real and personal property.
15. Maintain a working knowledge of state statutes and court decisions governing the assessment of real and personal property.
16. Maintain a working knowledge of the following:
 - (a) Construction materials and methods and ways of pricing.
 - (b) The sources of cost trend data.
 - (c) Accounting techniques, reports and computer utilization.
 - (d) The methods of setting property values.

Chapter 132
ORDINANCES, PUBLICATION OF

§ 132-1. Summary publication of Town ordinances.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 4-25-2011. Amendments noted where applicable.]

§ 132-1. Summary publication of Town ordinances.

- A. Ordinances adopted by the Town Meeting may be published, in summary, in accordance with Connecticut General Statutes § 7-157, as amended.
- B. The summary document is prepared for the benefit of the public, solely for purposes of information, summarization and explanation. The document does not represent the intent of the legislative body of the Town of Easton for any purpose.
- C. The full text of any ordinance is available for public inspection in the Town Clerk's office.

Chapter 136

PARK AND RECREATION COMMISSION

§ 136-1. Membership; term of office.

§ 136-3. Expenditures.

§ 136-2. Powers and duties.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IX of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 136-1. Membership; term of office.

There shall continue to be a Park and Recreation Commission, consisting of seven members, not more than five of whom shall be from the same political party. Each such member shall be appointed to a term of three years.

§ 136-2. Powers and duties.

- A. The Commission shall have full and exclusive power to make rules and bylaws for the transaction of its business and to appoint or employ such supervisors or employees as it may deem necessary and shall prescribe and define their respective duties and shall fix and regulate compensation to be paid to the persons to be employed by the Commission, subject to the approval of the Board of Finance as to the amount of any such compensation.
- B. Said Commission shall have the care, management and control of:
 - (1) All public parks and grounds used for park purposes and all structures therein and all recreational facilities therein, whether now owned or hereafter acquired by said Town of Easton, and all Town-owned greens, monuments and abandoned cemeteries.
 - (2) Such other public grounds and public recreational facilities as may from time to time be delegated to said Commission by the Town of Easton.
- C. Said Commission shall encourage and promote coordinated action among volunteer groups and agencies in the Town interested in recreational activities.
- D. Said Commission shall have the power to make and alter from time to time all needful rules and regulations for the maintenance and order, safety and decency within the parks and other areas and facilities under its care, management and control and to prescribe penalties for disobedience thereof.
- E. Said Commission shall consider the acceptance of gifts, donations, legacies or devises of property, both real and personal, for park and recreation purposes and recommend the acceptance or rejection thereof to the Town.

F. Said Park and Recreation Commission shall make an annual report to the Town of its activities.

§ 136-3. Expenditures.

All expenditures of said Commission shall be approved by a majority of the members present at a duly held meeting, and all checks or orders for the payment thereof shall be signed by either the Chair, the Vice Chair or Secretary of the Commission and by the First Selectman.

Chapter 141

PERSONNEL

**ARTICLE I
Retirement**

**§ 141-1. Participation in Old Age and
Survivors Insurance System.**

**ARTICLE II
Pension and Employee Benefit
Commission**

§ 141-2. Membership; term of office.

§ 141-3. Qualifications.

§ 141-4. Powers and duties.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

**ARTICLE I
Retirement**

[Adopted 3-25-1980 as Title XB of the 1980 Code of Ordinances]

§ 141-1. Participation in Old Age and Survivors Insurance System.

The First Selectman is hereby authorized to execute on behalf and in the name of the Town of Easton any and all agreements with the State Retirement Commission relating to participation by the Town of Easton in the Old Age and Survivors Insurance System under Title II of the Social Security Act, as amended, in accordance with and subject to the provisions of §§ 7-452 to 7-459 of the General Statutes, and subject to the regulations promulgated by the State Retirement Commission pursuant to said statutes.

ARTICLE II

Pension and Employee Benefit Commission

[Adopted 4-15-1982 (Title XA of the 1980 Code of Ordinances)]

§ 141-2. Membership; term of office.

A. There shall be a Pension and Employee Benefit Commission which shall consist of the First Selectman or his nominee and seven appointed electors of the Town of Easton, who shall be appointed by the Board of Selectmen. The term of said appointments shall be as follows:

- (1) Two members shall be appointed to serve until January 1, 1983.
- (2) Two members shall be appointed to serve until January 1, 1984.
- (3) Two members shall be appointed to serve until January 1, 1985.
- (4) One member shall be appointed to serve until January 1, 1986.

- B. Upon the expiration of each of the original terms referred to above, each appointment shall be for a term of four years. No more than five members of said Commission shall be of the same political party.¹

§ 141-3. Qualifications.

The Board of Selectmen shall appoint individuals knowledgeable in the field of pension benefits, employee fringe benefits, personnel management or labor relations.

§ 141-4. Powers and duties.

The Pension and Employee Benefit Commission shall:

- A. Administer the Town Pension Plan.
- B. Make recommendation concerning the investment of pension funds.
- C. Supervise distribution of pension benefits to retiring employees.
- D. Review the actuarial assumptions of the Town Actuary.
- E. Act as the administrative review board with regards to the following items:
 - (1) Past service credits for Town employees.
 - (2) Establishment of original dates of employment.
- F. Inform employees concerning their specific pension benefits at retirement.
- G. Make specific recommendations concerning the group health insurance, accident insurance, sickness-disability insurance, major medical insurance and other fringe benefits to be provided Town employees.
- H. Establish an employee benefit manual.
- I. Assist and advise the Town of Easton concerning the negotiation of employee contracts.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 147

PLANNING AND ZONING COMMISSION

§ 147-1. Membership; term of office.

§ 147-2. Rules, meetings and records.

§ 147-3. Powers and duties.

§ 147-4. Adoption or amendment of master plan.

§ 147-5. Alternate members.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title XIA of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 147-1. Membership; term of office.

There shall continue to be a Planning and Zoning Commission consisting of five members who are electors of the Town of Easton holding no salaried municipal office. The members of said Commission shall be appointed for terms of five years.

§ 147-2. Rules, meetings and records.

The Commission shall adopt rules for the transaction of business, hold regular meetings and keep public records of its activities. The Commission shall hold a public information meeting at least once during each year.

§ 147-3. Powers and duties.

The Commission shall have all the powers and duties given to zoning commissions and to planning commissions by the General Statutes. The Commission shall also have the power and duty to prepare, adopt and amend a master plan for the development of the Town or to amend a master plan previously adopted and shall have control over the subdivision of land. The Commission shall also have the power and duty to make studies and recommendations on matters affecting health, recreation, traffic and other needs of the Town.

§ 147-4. Adoption or amendment of master plan.

Before adopting or amending a master plan, or any portion thereof, the Commission shall hold at least one public hearing, notice of the time, place and purpose of which hearing shall be given by publication in a newspaper of general circulation in the Town in accordance with the General Statutes. The adoption of a master plan or of any part or amendment thereof shall be by resolution of the Commission carried by the affirmative vote of not fewer than three members. The plan shall be a public record, a copy of which shall be kept on file in the office of the Town Clerk.

§ 147-5. Alternate members.

- A. There shall continue to be three alternate members of the Planning and Zoning Commission who shall not be members of the Zoning Board of Appeals. Each alternate shall be appointed for a period of three consecutive years. Not more than two alternate members shall be members of the same political party.
- B. Alternate members may attend all meetings and executive sessions of the Commission, and if a regular member of the Commission is absent or is disqualified, the Chair of the Commission shall designate an alternate to so act, choosing alternates in rotation so that they shall act as nearly equal a number of times as possible. If any alternate is not available in accordance with such rotation, such fact shall be recorded in the minutes of the meeting.
- C. The Commission, including any alternate member, when seated as herein provided, shall have all the powers and duties set forth in the General Statutes for such Commission and its members.

Chapter 152

POLICE COMMISSIONERS, BOARD OF

§ 152-1. Membership.

§ 152-2. Officers; meetings; annual report; vacancies.

§ 152-3. Powers and duties.

§ 152-4. Police Chief.

§ 152-5. Term of office.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IVA of the 1980 Code of Ordinances; amended 9-24-1990; 10-21-1992; 12-16-2002. Subsequent amendments noted where applicable.]

§ 152-1. Membership.

There shall continue to be a Board of Police Commissioners (the "Board"). The Board shall consist of five resident electors of the Town of Easton appointed by the Board of Selectmen. At no time shall more than four Police Commissioners be members of the same political party.

§ 152-2. Officers; meetings; annual report; vacancies.

- A. The Board shall elect one of its members to serve as Chair and one of its members to serve as Clerk and shall hold regular meetings and keep records of the same. Meetings of the Board shall be called by the Chair or by a majority of the Board, and a majority of the members of the Board shall constitute a quorum.
- B. In the month of September of each year, the Board shall make an annual report to the Selectmen which shall be included with and published by the Selectmen in the annual report of the Town.
- C. All vacancies occurring in the membership of the Board shall be filled by the Board of Selectmen, and the Board of Selectmen may remove any Commissioner for cause in accordance with ordinances of the Town of Easton.

§ 152-3. Powers and duties.

The Board shall have all powers of boards of police commissioners pursuant to § 7-276 of the Connecticut General Statutes, as it may be amended from time to time, and shall maintain, control and manage the Police Department of the Town. Pursuant to such powers, it shall:

- A. From time to time, fix the number of members of the Police Department and designate one who shall be Chief of Police. The Chief of Police shall be the chief administrative officer of the Board and shall be responsible to the Board for the efficiency of the Department and for the execution of all laws, rules and regulations prescribed by state statute, the ordinances of the Town or the Board.

- B. From time to time, appoint such police officers as may be required, and such police officers, when so appointed, shall have all such authority with respect to the service of criminal process and enforcement of criminal laws as is vested by the state statutes in police officers. The police officers shall receive a salary, and no officer shall receive fees for service in any criminal matter except his salary as fixed by the Town. All fees for services rendered by any officer in any criminal matter in the Town shall be paid to the Treasurer of the Town and deposited in the general fund. The Board may prescribe the duties of police officers, whether regular or supernumerary. The Board shall make such rules and regulations governing the Police Department as it may, from time to time, deem necessary and consistent with the provisions of this chapter. Any such person appointed as a police officer by the Board, under the provisions of this chapter, shall remain in office during good behavior and until removed for cause by the Board. The Board may remove, suspend or discipline, in accordance with the state statutes and any applicable collective bargaining agreement or contract and in such manner as the Board may prescribe, any police officer, provided that the charge against such officer shall have been filed in writing with the Board and the officer so charged shall have had ample opportunity to appear before the Board to be heard and answer to the charge.
- C. Have control and management of all apparatus, equipment and buildings owned and used by the Town for the purposes of the Police Department and, subject to the approval of the Board of Selectmen and in accordance with the ordinances of the Town of Easton and funding pursuant to the General Statutes, purchase all equipment for the Police Department and prepare an annual budget and submit the same to the Board of Finance.
- D. Be the sole and exclusive traffic authority under the provisions of § 14-297 of the General Statutes, as it may be amended from time to time, for and within the limits of the Town.

§ 152-4. Police Chief.

The Chief of the Police Department shall serve in office during good behavior and until removed for cause by the Board, and prior to dismissal he shall be entitled to the notice, hearing and appeal required by § 7-278 of the General Statutes as it may be amended from time to time.

§ 152-5. Term of office.

Members of the Board of Police Commissioners shall be appointed for three-year terms.

Chapter 155
POLICE DEPARTMENT

ARTICLE I
Administrative Division

§ 155-1. Purpose.

§ 155-2. Personnel.

§ 155-3. Obligations and duties of officers.

§ 155-4. Pension benefits.

Exhibit I

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Administrative Division
[Adopted 4-26-1999]

§ 155-1. Purpose.

The Administrative Division shall serve to provide assistance and support to the Chief of Police of the Easton Police Department relating to the discharge of his duties and obligations with regard to the Department.

§ 155-2. Personnel. ¹

The personnel of the Administrative Division shall consist of a captain and such other personnel as may be authorized by the Easton Board of Police Commissioners or by the Town, provided that such personnel shall not be authorized in violation of any collective bargaining agreement between the Town and the bargaining representative of the uniformed police officers.

§ 155-3. Obligations and duties of officers. ²

The officers of the Administrative Division shall have such obligations and duties as may be established by the Easton Board of Police Commissioners or the Chief of Police from time to time.

§ 155-4. Pension benefits.

Each officer in the Administrative Division shall be entitled to participate in the MERF Fund B of the State Retirement Fund. Participation in the fund is approved by the legislative body

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 155-4

EASTON CODE

§ 155-4

of the Town of Easton in accordance with the resolution adopted by the Town at the same meeting as this article is adopted and attached to this article as Exhibit I.

POLICE DEPARTMENT

155 Attachment 1

Town of Easton

Exhibit I

RESOLVED, that the ordinance for the establishment of an administrative division of the Easton Police Department which was adopted on March 31, 1998, is repealed.

RESOLVED, that the ordinance for the establishment of an administrative division of the Easton Police Department dated April 26, 1999 as set forth in the exhibit attached to this resolution is adopted.

RESOLVED, The Town of Easton, a municipality as defined by Section 7-425(1) of the Connecticut General Statutes, Revised to January 1, 1995, accepts Part II of Chapter 113 of the Connecticut General Statutes, as amended, for participation in Fund B of the Connecticut Municipal Employees' Retirement System as to the Administrative Division of the Easton Police Department consisting of the Easton Police Captain. Such acceptance shall not repeal, amend or replace, or affect the continuance of, any pension system established in this municipality by or under the authority of any special act and all such special acts shall remain in full force and effect until repealed or amended by the General Assembly or as provided by Chapter 99. The acceptance of this part by the Town of Easton shall not affect the right of this municipality to accept it in the future as to any other department, departments or division.

Chapter 160

PURCHASING AND COMPETITIVE BIDDING

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| <p>§ 160-1. Purchasing authority.</p> <p>§ 160-2. Purchasing guidelines.</p> <p>§ 160-3. Disclosure of interest.</p> <p>§ 160-4. Endorsement by Treasurer.</p> <p>§ 160-5. Claims against Town.</p> <p>§ 160-6. Applicability.</p> | <p>§ 160-7. Waiver for continuing purchases.</p> <p>§ 160-8. Waiver for emergencies.</p> <p>§ 160-9. Definition.</p> <p>§ 160-10. Exceptions.</p> <p>§ 160-11. Recurring services.</p> |
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[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IIB of the 1980 Code of Ordinances; amended 7-20-2005; 4-25-2011. Subsequent amendments noted where applicable.]

§ 160-1. Purchasing authority.

The Board of Selectmen shall be the general purchasing authority of the Town. All supplies, materials, equipment, other commodities and work or services required by any department, office, agency, board or commission of the Town, including the Board of Education, shall be purchased by the purchasing authority on requisition, in such form as the Selectmen may prescribe, signed by the head of the department, office or agency or chair of the board or commission. No contract or requisition for any purchase shall be valid until it has been also signed by the First Selectman and the Treasurer or by an officer or officers of the Town designated for such purpose by the purchasing authority to act in place of either or both such officers and unless there are sufficient unencumbered funds to make payment. A copy of each requisition and supporting contract or other supporting information shall be submitted to the First Selectman and the Treasurer. The First Selectman shall administer purchasing and bidding for the purchasing authority unless the Board of Selectmen prescribes otherwise. The Superintendent of the Schools shall administer purchasing and bidding for the Board of Education for the purchasing authority unless the Board of Selectmen prescribes otherwise.

§ 160-2. Purchasing guidelines.

- A. Purchases of \$2,500 or less shall be made pursuant to policies and procedures established by the purchasing authority.
- B. Before any purchase is made involving an expected expenditure of more than \$2,500 but less than \$7,500, the requisitioner shall procure proposals from at least three sources which are reasonably expected to be competitive, and such proposals may be provided by any vendor who shall conform to the regulations which may be imposed by the purchasing authority when the proposals are requested. The requirements of this subsection may be waived with the written approval of the First Selectman, or with respect to purchases for the Board of Education with the written approval of the Superintendent of the Schools, in any case in which compliance with this subsection shall

be deemed to be impractical or not in the best interests of the Town. Each waiver of this subsection shall contain a statement of the reasons for such waiver and shall be kept on file in the office of the purchasing authority with the requisition where it shall be open to public inspection.

- C. If any purchase involves an expected expenditure of \$7,500 or more, the purchasing authority shall invite sealed bids or proposals giving at least 10 days' notice by at least one publication in a newspaper having a substantial circulation in the Town and such other notice, if any, as the purchasing authority deems appropriate. The purchasing authority shall make the purchase from the lowest responsible bidder meeting the specifications, or if there are two or more such responsible bidders who submit bids which are equal and lowest, to one of the lowest responsible bidders, or shall reject all bids or proposals. If the purchasing authority rejects a bidder as not responsible, the purchasing authority shall state its reasons for such determination which shall be kept on file in the office of the purchasing authority where it shall be open for public inspection. Any advertisement for bids shall contain a statement reserving the right to reject all bids. The requirements of this subsection may be waived to the extent permitted by Connecticut Statutes with the written approval of the Board of Selectmen in any case in which compliance with this subsection shall be deemed to be impractical or not in the best interests of the Town. Each waiver of this subsection shall contain a statement of the reasons for such waiver and shall be kept on file in the office of the purchasing authority where it shall be open to public inspection.

§ 160-3. Disclosure of interest.

No purchase shall be made nor shall any services be obtained from any Town officer or from any partnership, corporation or other legal entity of which a Town officer is a partner, officer, director or holder of an interest of more than 5% unless such relationship and the fact that such purchase is contemplated shall be made known in writing to the Board of Selectmen, which writing shall be posted on a public bulletin board in the Town Hall for at least five days before the purchase is made or the services obtained. The provisions of this section shall not apply to any contract awarded to a lowest responsible bidder after public advertisement as provided in § 160-2C.

§ 160-4. Endorsement by Treasurer.

No requisition or contract for any purchase shall be valid unless it bears the endorsement of the Town Treasurer. The Town Treasurer shall endorse a requisition or contract only after he or she has examined the same and found that it conforms to the requirements of this chapter and that there is or will be a sufficient unencumbered balance of an applicable appropriation to pay the same. The Town Treasurer shall record the amount of the requisition or of any approved contract as an encumbrance against the appropriation from which it is to be paid, and if by making any requisition for purchase or by execution of any contract the budget allowance of the office, department, commission or board requesting the same shall be exceeded, the Treasurer or the purchasing authority shall bring the request to the attention of the office, department, commission, or board, which shall request action by the Board of Finance and secure its approval before the purchase or execution of the contract is made.

§ 160-5. Claims against Town.

No voucher, claim or charge against the Town shall be paid until it has been approved by the purchasing authority and the Town Treasurer for correctness and legality. Appropriate checks shall be drawn by the Town Treasurer for approved claims or charges and the same shall be signed by the Treasurer and one Selectman unless the Board of Selectmen shall prescribe otherwise. If more than one Selectman signs, signature by one of the Selectmen may be by facsimile, but signature by the other Selectman shall not be by facsimile. Payroll checks may bear up to two facsimile signatures but shall always have at least one nonfacsimile signature.

§ 160-6. Applicability.

This chapter shall apply whenever a Town check is to be issued and thus covers purchases even if made under grants, from special funds, or any other source.

§ 160-7. Waiver for continuing purchases.

In circumstances where compliance with this chapter for continuing purchases would be impractical or not in the best interests of the Town, the Board of Selectmen may waive, by written approval, compliance with this chapter for up to a maximum period of one year. Such waivers may be renewed for additional one-year periods. Each waiver shall contain a statement of the reasons for such waiver and shall be kept on file in the office of the purchasing authority where it shall be open to public inspection.

§ 160-8. Waiver for emergencies.

In an emergency, the First Selectman or his or her designee may waive compliance with this chapter, provided that the waiver and the nature of the emergency shall be brought to the Board of Selectmen for ratification as soon as reasonably practical.

§ 160-9. Definition.

For purposes of § 160-3, "Town officer" shall be defined as in Chapter 52, Ethics, Code of, and shall also include the spouse, children, parents, and siblings of the Town officer.

§ 160-10. Exceptions.

- A. The following purchases shall not be subject to the requirements of this chapter:
- (1) Services by Town employees, whether full-time, part-time, or temporary;
 - (2) Purchases where there is reasonably only a single source to purchase from, such as service contracts for a specific piece of equipment properly purchased under this chapter;
 - (3) Purchases where, as a practical matter, purchasing should be from a single source, as, for example, utilities or publication in newspapers; and

- (4) Requests for proposals for a purchase which is of a unique nature, such as for a computer system or program or insurance.
- B. A record of any purchase claimed to fall within the exceptions of this section shall be kept on file in the office of the purchasing authority where it shall be open for public inspection. No specifications for any purchase by bid shall be written in such manner that only a single supplier can meet the specifications.
- C. The Board of Selectmen may, from time to time, in policies and procedures adopted pursuant to this chapter, specify purchases or classes of purchases which shall not be subject to the provisions of this chapter. If there is any question that any purchase may be exempt pursuant to this section, it should be submitted to the Board of Selectmen for confirmation that it is exempt.

§ 160-11. Recurring services.

For services of a recurring nature but without a definite scope of work, such as plumbing or electrical repairs, bids may be solicited on an annual basis for unit rates for labor and the basis for pricing of materials. Orders for services covered by the bid may then be placed with the low bidder based on those rates without further bidding.

Chapter 173

REGIONAL COUNCILS

**ARTICLE I
Regional Council of Governments**

**ARTICLE II
Regional Council of Elected Officials**

§ 173-1. Election to join.

§ 173-4. Findings.

§ 173-2. Representative.

§ 173-5. Formation.

§ 173-3. Powers and duties.

§ 173-6. When effective.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

**ARTICLE I
Regional Council of Governments
[Adopted 3-25-1980 as Title XIB of the 1980 Code of Ordinances]**

§ 173-1. Election to join.

The Town of Easton does hereby join with such of the towns and cities within its planning region as defined by the Secretary of the Office of Policy and Management of the State of Connecticut, or his designee under the provisions of § 16a-4a of the Connecticut General Statutes, as may enact a similar ordinance to create a Regional Council of Governments as said Council is defined by §§ 4-124i to 4-124p, inclusive, of the Connecticut General Statutes.

§ 173-2. Representative.

The representative to said Regional Council of Governments shall be the First Selectman.

§ 173-3. Powers and duties.

The Regional Council of Governments shall have such powers, purposes, responsibilities and duties as stated in §§ 4-124i to 4-124p, inclusive, of the Connecticut General Statutes.

**ARTICLE II
Regional Council of Elected Officials
[Adopted 4-25-2011]**

§ 173-4. Findings.

The Town of Easton recognizes that formation of a Regional Council of Elected Officials will improve the continued operation of the Greater Bridgeport Regional Planning Agency (the "Agency") as the designated regional planning organization of the Greater Bridgeport Planning Region (the "Region") by providing a policy board to guide the Agency regarding

the study of issues of mutual concern to two or more members. The Region is comprised of the municipalities of Bridgeport, Easton, Fairfield, Monroe, Stratford and Trumbull.

§ 173-5. Formation.

In accordance with the provisions of §§ 4-124c through 4-124h, inclusive, of the Connecticut General Statutes, as amended, the Town of Easton hereby agrees to form and join a regional organization known as the "Greater Bridgeport Regional Council of Elected Officials" as the designated policy board to guide the Agency.

§ 173-6. When effective.

This article shall become effective upon the enactment and approval of a similar ordinance by all other members of the Region that will comprise the Greater Bridgeport Regional Council of Elected Officials.

Chapter 179

ROAD COMMISSION

§ 179-1. Membership.

§ 179-3. Duties.

§ 179-2. Term of office; quorum.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title VIA of the 1980 Code of Ordinances. Amendments noted where applicable.]

GENERAL REFERENCES

Streets and sidewalks — See Ch. 421.

§ 179-1. Membership.

There shall continue to be a Road Commission comprised of three members, who shall be civil engineers or experienced in the field of road construction. Not more than two members shall be of the same political party.

§ 179-2. Term of office; quorum.

Each member of the Commission shall serve for a term of three years. Two members of the Commission shall constitute a quorum.

§ 179-3. Duties.

It shall be the duty of the Commission to assist the Board of Selectmen by advising said Board upon the following matters:

- A. The extent of the maintenance and repair required for existing roads.
- B. The location and layout of new roads and bridges.
- C. The construction of new roads in approved subdivisions in strict accordance with the Easton Road Regulations.
- D. The strict compliance with requirements of the Easton Road Regulations relative to the disturbance of the surface of any road.
- E. The winter care of roads and bridges to ensure safe travel conditions.
- F. The employment of such personnel and the hiring of such equipment as may be necessary to perform the required work on roads and bridges.
- G. The purchase of such equipment as may be necessary for the maintenance, new construction and winter care of roads.

H. The revision and amending of the Easton Road Regulations for the Town of Easton.

Chapter 200

TOWN MEETING

§ 200-1. General powers.

§ 200-3. Special Town Meeting.

§ 200-2. Legislative body.

§ 200-4. Moderator.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IB of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 200-1. General powers.

The Town of Easton shall continue to govern its affairs under and be subject to the applicable provisions of the General Statutes and applicable special acts of the Legislature. To the extent permitted by the General Statutes it shall, acting through the Board of Selectmen and Town Meeting, adopt such ordinances, amendments and resolutions as are necessary or appropriate to the general health and welfare of its inhabitants.

§ 200-2. Legislative body.

Subject to the provisions of Chapter 90, Title 7, of the General Statutes, the legislative body of the Town shall be the Town Meeting.

§ 200-3. Special Town Meeting.

A Special Town Meeting may be convened for any proper purpose by the Selectmen of the Town or by a petition of 50 inhabitants qualified to vote at such meeting submitted in accordance with Chapter 90 of the General Statutes.

§ 200-4. Moderator.

Each Town Meeting shall elect a Moderator who shall preside over said meeting in accordance with §§ 7-7 and 7-8 of the General Statutes.

Chapter 215

ZONING BOARD OF APPEALS

§ 215-1. Membership; term of office.

§ 215-3. Alternate members.

§ 215-2. Officers; meetings.

§ 215-4. Powers and duties.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title XIX of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 215-1. Membership; term of office.

There shall continue to be a Zoning Board of Appeals consisting of five members who are electors of the Town of Easton and are not members of the Planning and Zoning Commission. Said Board shall be elected for a term of five consecutive years, and the terms of office shall be arranged so that the terms of not more than three members shall expire in any one year and so that not more than four members are members of the same political party.

§ 215-2. Officers; meetings.

The Board by vote of its regular members shall elect a Chair from among its members. Meetings of such Board shall be held at the call of the Chair and at such other times as the Board determines and shall be open to the public.

§ 215-3. Alternate members.

- A. There shall also continue to be a panel of alternates consisting of three members who shall not be members of the Planning and Zoning Commission. Each alternate shall be appointed for a term of three consecutive years. Appointments shall be made so that not more than two members of the panel shall be members of the same political party.
- B. If a regular member of the Board is absent or is disqualified, the Chair of the Board shall designate an alternate from the panel, choosing alternates in rotation so that they shall act as nearly equal a number of times as possible. If any alternate is not available in accordance with such rotation, such fact shall be recorded in the minutes of the meeting.

§ 215-4. Powers and duties.

The Board, including any alternate member, when seated, shall have all the powers and duties as set forth in the General Statutes for such Board and its members.

PART II

**GENERAL
LEGISLATION**

Chapter 226

ALARM SYSTEMS

- | | |
|-----------------------------------|---|
| § 226-1. Definitions. | § 226-7. Noise control. |
| § 226-2. Permit required. | § 226-8. Revocation of permit. |
| § 226-3. Application for permit. | § 226-9. Annual fee. |
| § 226-4. Approval of application. | § 226-10. Fee charged for false alarms. |
| § 226-5. Right of inspection. | § 226-11. Penalties for offenses. |
| § 226-6. Restricted numbers. | |

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IVF of the 1980 Code of Ordinances; amended 8-22-1991; 9-23-1997. Subsequent amendments noted where applicable.]

§ 226-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BURGLAR ALARM — Any mechanism, equipment or device designed to transmit an audible alarm to the exterior of a dwelling or other building.

PRIVATE ALARM SYSTEM — Any mechanism, equipment or device designed to transmit to others, including but not limited to private alarm services, notice of intrusion or other emergency.

TELEPHONIC ALARM SYSTEM — Any mechanism, equipment or device which is designed to operate automatically through the use of public telephone facilities to transmit a signal, message or warning to another location.

§ 226-2. Permit required.

No person shall operate or maintain a telephonic alarm system or a private alarm system which automatically or through a third party transmits a signal, message or warning to the Town of Easton Police Department or Fire Department telephone line or other emergency line without first obtaining a permit as required by this chapter.

§ 226-3. Application for permit. ¹

Application for permits to install, maintain or operate a telephonic alarm system or private alarm system which is intended to automatically or through a third party transmit a signal, message or warning to the Town Police Department or Fire Department telephone line or other emergency line shall be filed with the Chief of Police on forms supplied by the Town of Easton, together with an application fee of \$25. Said application shall set forth the name,

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

address, and telephone number of both the installer of the system and the person on whose premises the system will be installed, as well as a description of the system and the location where it is proposed to be installed.

§ 226-4. Approval of application.

- A. The Chief of Police may approve such application if he finds, among other things, that:
- (1) The use of said alarm system to transmit a signal, message or warning to a designated Town Police Department or Fire Department telephone line or other emergency line will not interfere with the orderly conduct of Town business.
 - (2) The person and/or company installing the system maintains an adequate service organization to repair, maintain and otherwise service telephonic alarm systems or private alarm systems sold or leased by him and/or it.
- B. Said Chief of Police shall have the authority and is hereby empowered to impose reasonable conditions on the exercise of said permit.

§ 226-5. Right of inspection.

Said Chief of Police or designee shall have the right to inspect any telephonic alarm system or private alarm system on the premises where it is intended to function prior to issuance of any permit for its operation, and he may cause an inspection of such system to be made at any time after issuance of a permit to determine whether it is being used in conformity with the terms of the permit and the provisions of this chapter.

§ 226-6. Restricted numbers.

It shall be unlawful for any person, firm or corporation to install, operate or maintain a telephonic alarm system or private alarm system which automatically transmits a signal, message or warning to any Town Police Department or Fire Department telephone line or other emergency line except to such telephone number or numbers as designated by the permit issued under the provisions of this chapter. (Telephone dialers will be prohibited in any new systems. Preexisting dialers must not send more than two signals to the receiving center for notice of an alarm.)

§ 226-7. Noise control. ²

Alarms installed after the adoption of this chapter must contain an automatic timing device to shut down after 40 minutes. Existing systems must provide a key holder or an outside shutoff. Police may be key holders in such cases.

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 226-8. Revocation of permit.

Said Chief of Police may revoke any permit issued pursuant to the provisions of this chapter. Notice to the permit holder of intent to revoke said permit shall be by registered or certified mail. The permit holder shall be entitled to a hearing before said Chief of Police within 15 days of the date of issuance of the notice of intent to revoke. If, after said hearing, said Chief of Police determines that the telephonic alarm system or private alarm system installed pursuant to said permit has been installed, maintained, or operated in violation of the provisions of this chapter, or of any term or condition of said permit, or for failure to pay the annual service fee specified in § 226-9, he may order said revocation.

§ 226-9. Annual fee.³

Each permit holder shall pay to the Town of Easton on or before July 1 of each year a use fee as may be established by the Board of Police Commissioners from time to time.

§ 226-10. Fee charged for false alarms.

Any person, firm or corporation having a burglar alarm, telephonic alarm system, private alarm system or any other type of intrusion alarm shall be charged a fee of \$10 after the second false alarm responded to by the Easton Police Department within the period of a year, \$20 after the third occurrence and \$40 each after each subsequent occurrence. If the possessor of the alarm system appears in person before the Police Chief and shows to the satisfaction of the Police Chief that the false alarm was not the result of negligence, inadequately informed employees or service personnel or improper maintenance, such fee(s) may be waived.

§ 226-11. Penalties for offenses.

Any person, firm or corporation violating any provision of this chapter shall be fined \$50 for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 230

ALCOHOLIC BEVERAGES

ARTICLE I
Possession by Minors

§ 230-1. Definitions.

§ 230-2. Possession.

§ 230-3. Hosting events.

§ 230-4. Sale or delivery of alcoholic liquor.

§ 230-5. Penalties for offenses.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Possession by Minors
[Adopted 4-26-2004]

§ 230-1. Definitions.

"Alcoholic liquors" or "alcoholic beverages" include alcohol, beer, spirits and wine and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed by a human being for beverage purpose as more fully defined in § 30-1 of the Connecticut General Statutes which is incorporated herein by reference.

§ 230-2. Possession. ¹

No person under the age of 21 shall be in possession of alcoholic liquors or alcoholic beverages nor shall he be in the possession or control of containers of alcoholic liquors or alcoholic beverages, whether opened or closed, within the Town of Easton except when accompanied by or in the presence of his or her parent, guardian, or spouse who has attained the age of 21 years as provided for in § 30-89(c) of the Connecticut General Statutes.

§ 230-3. Hosting events. ²

No person shall host an event or permit an event or gathering to take place on or in property under that person's control or where the host is present which allows the consumption, dispensing, or other use of alcoholic liquors or alcoholic beverages to or by a person or persons under the age of 21, except as provided in § 30-89(c) of the Connecticut General Statutes. This prohibition shall apply to events or gatherings on both public and private property.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).
2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 230-4. Sale or delivery of alcoholic liquor. ³

Except as provided in § 30-86(b)(3) of the Connecticut General Statutes, no person shall sell, deliver, offer or expose for sale or delivery, or own or keep with the intent to sell or deliver alcoholic liquors or alcoholic beverages to any person under the age of 21 within the Town of Easton.

§ 230-5. Penalties for offenses.

Any person violating any provision of this article shall be subject to a fine of \$100.

3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 241

BAZAARS AND RAFFLES

§ 241-1. Adoption of statutory provisions.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title IVE of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 241-1. Adoption of statutory provisions.

The Town of Easton hereby ratifies its adoption of §§ 7-170 to 7-186 inclusive of the General Statutes, which statutes set forth the regulation by which bazaars and raffles may be operated by qualified sponsoring organizations and the requirement for permits therefor.

Chapter 252

BUILDING CONSTRUCTION

§ 252-1. Enforcement of State Building Code.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title XIE of the 1980 Code of Ordinances. Amendments noted where applicable.]

GENERAL REFERENCES

Building Board of Appeals — See Ch. 18.

§ 252-1. Enforcement of State Building Code.

Any person, firm or corporation who or which shall violate any provision of the State Building Code as adopted by the Town and as amended from time to time or shall fail to comply with any of the requirements thereof or shall erect, construct, alter or repair a building or structure in violation of any approved plan or directive of the Building Official, or of a permit or certificate issued under the provisions of the State Building Code, shall be served with a stop order by the Building Official, and thereafter any person, firm or corporation who or which shall continue to work in or about a building, except such work as he or it is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than \$100 for the first day of any such violation and \$25 for each day that such violation continues in addition to all other penalties imposed by the State Building Code.

Chapter 257

BUILDINGS AND LOTS, NUMBERING OF

**ARTICLE I
General Provisions**

- § 257-1. Purpose.
- § 257-2. Definitions.

**ARTICLE II
Numbering Policy**

- § 257-3. Authority.
- § 257-4. Numbering records.
- § 257-5. Policy.

**ARTICLE III
Identification and Enforcement**

- § 257-6. Identification and display required.
- § 257-7. Specifications.
- § 257-8. Display of unassigned numbers.
- § 257-9. Maintenance.
- § 257-10. Building inspection; certifications.
- § 257-11. Noncompliance; enforcement.
- § 257-12. Penalties for offenses.
- § 257-13. Exemption.
- § 257-14. Appeals and variances.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 2-1-2000. Amendments noted where applicable.]

**ARTICLE I
General Provisions**

§ 257-1. Purpose.

- A. Assignment of numbers. This chapter establishes a formal program of assignment of street numbers (the "program") as authorized by § 7-148(c)(6)(C)(i) of the Connecticut General Statutes. The purpose of the program is to:
 - (1) Devise a systematic method of assigning numbers to real property in the Town of Easton; and
 - (2) Devise, administer, implement and enforce a program of visual identification of assigned street numbers in order to facilitate and ensure the response of emergency and other public services to such real properties.
- B. Other regulations. This chapter shall not supersede any other ordinance or regulations, including, without limitation, planning and zoning regulations, and this chapter shall not create by implication any use not otherwise permitted.

§ 257-2. Definitions.

The following definitions shall apply for the purpose of this chapter only:

BUILDING — A structure on a lot intended for human occupancy.

LOT — All contiguous land in one ownership, as evidenced by a deed or deeds recorded in the land records of the Town of Easton. For the purposes of this chapter, "lot" shall also mean parcel.

UNIT — A self-contained area of occupancy within a building. A unit may be used for any permitted purpose and may consist of either an owned or leased area.

ARTICLE II Numbering Policy

§ 257-3. Authority.

The Assessor shall devise, administer, implement and enforce the program and shall have the authority to assign street numbers for all lots, buildings and units within the Town. The Assessor may consult with the Planning and Zoning Department and the Fire Marshal and the Building Official and such other Town officials as may be appropriate in carrying out such assignment.

§ 257-4. Numbering records.

- A. Records. The Assessor shall maintain and be the office of record of all street numbers assigned pursuant to the program.
- B. Issuance of numbers. Any person applying for a building permit for new construction on a lot or parcel of land must first obtain from the Assessor a street number for each lot or parcel of land for which a permit has been applied, which assigned street number (or numbers as the case may be) shall appear on all applications and documentation relating to such construction.
- C. Existing numbers. Street numbers existing in the records of the Assessor or in other Town records upon the date of enactment of this chapter shall continue to be the street number of record for each such lot, building or unit unless otherwise revised by the Assessor for good cause.

§ 257-5. Policy.

The Assessor, within 90 days of the effective date of this chapter, shall issue a written policy for the assignment of street numbers. The policy shall take into account consecutive numbering for single building and single lot development and special numbering needs necessitated by multi-unit or unique development patterns. The Assessor shall periodically review the policy for revision necessitated by community needs or changing methods of development.

ARTICLE III
Identification and Enforcement

§ 257-6. Identification and display required.

The owner of each lot upon which a building or unit is located shall permanently affix and display the street number which has been assigned by the Assessor, in the manner specified below.

§ 257-7. Specifications.

- A. Design. The assigned street number shall be displayed by numerals no less than three inches in height. Written, printed or scripted words shall not be used as the required display.
- B. Color. The color of the numerals shall be in sharp contrast to their background, so as to be plainly visible and legible from the center line of the street at all times.
- C. Location of number display. The assigned street number shall be displayed on or near the front entrance of the building or each unit. The front of the building or unit shall be that side facing the street for which a number has been assigned to that building or unit. Where a building or unit is set back more than 60 feet from the edge of the street or the assigned street number or numbers are not clearly visible from the center line of the street, the number shall be displayed on a freestanding sign or other device or mailbox. Such display shall be located and shall comply with all specifications enumerated in this section, where applicable, and shall be near the main entrance of the property on one of the following:
 - (1) The front entrance of the building or each unit;
 - (2) A freestanding sign or other device set back no more than 25 feet from the edge of the street; or
 - (3) A mailbox located at the edge of the street. The number display shall appear on both sides of the mailbox unless the mailbox is one of a group serving multiple buildings or units, in which case the number display shall appear on the front of each mailbox.
- D. Obstruction. The assigned street number shall be displayed so that its view from the street is not wholly or significantly obstructed by the mailbox, flag, trees, shrubbery, porches, building architecture or other physical impediments.
- E. Multiple lots off the same drive. Where there are multiple lots off the same drive, each branch in the drive shall be clearly marked to show the direction to take for each assigned number, and in such cases, each building or unit shall also have the assigned number displayed on it or at the edge of the property in accordance with this section.

§ 257-8. Display of unassigned numbers.

The display of any street number other than that assigned by the Assessor is expressly prohibited.

§ 257-9. Maintenance.

It shall be the responsibility of the lot, building or unit owner (or the lessee, where applicable) to maintain at all times the number display as required by and in accordance with the provisions of this chapter.

§ 257-10. Building inspection; certifications.

- A. New construction. All lots for which new construction has been approved (as evidenced by issuance of a building permit) shall display their assigned street numbers (in accordance with the provisions of § 257-7 of this article) prior to the performance of any construction inspection.
- B. Completed construction. No certificate of occupancy shall be issued until the assigned street number is permanently displayed in accordance with the provisions of § 257-7 of this article.

§ 257-11. Noncompliance; enforcement.

- A. Noncompliance deemed a violation. The owner (or owners jointly and severally) of each lot, building or unit failing to display an assigned street number as prescribed under the provisions of this chapter shall be deemed to be in violation of this chapter.
- B. Determination and warning. Upon the determination of any such violation, the Board of Selectmen or its designee shall issue a warning of violation, which warning shall provide a thirty-day period from the date of issuance in which to correct such violation.
- C. Summons. Upon failure to comply with the provisions of this chapter within the thirty-day warning period, the Board of Selectmen or its designee shall issue a citation for violation of this chapter.
- D. Continuing violation. Each day beyond the thirty-day warning shall be deemed a separate violation subject to the issuance of a new summons.

§ 257-12. Penalties for offenses.

Any person violating any provision of this chapter shall be punished by a fine of \$50 per violation. The amount of such fine shall be payable to the Town of Easton.

§ 257-13. Exemption.

The owners of all existing lots, buildings or units in the Town of Easton shall be exempt from any violation of the provisions of this chapter until 30 days after the Assessor issues a written policy and publishes notice of it.

§ 257-14. Appeals and variances.

Any appeal or request for a variance shall be taken to the Board of Selectmen, the majority decision of which shall be final.

Chapter 273

DRIVEWAYS

§ 273-1. Permit required.

§ 273-3. Penalties for offenses.

§ 273-2. Application for permit.

§ 273-4. Work done by Town.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title VID of the 1980 Code of Ordinances. Amendments noted where applicable.]

GENERAL REFERENCES

Streets and sidewalks — See Ch. 421.

§ 273-1. Permit required.¹

No owner of land shall construct or reconstruct a driveway in or permanently surface any area between the paved portion of any road and the abutting property line without first obtaining a permit therefor from the Town Engineer. The Town Engineer shall be empowered to grant a waiver of such permit upon recommendation by the Road Commission.

§ 273-2. Application for permit.

Applications shall set forth the name and address of the owner of the land, location and layout of the driveway, together with contours at two-foot intervals, and a drainage plan.

§ 273-3. Penalties for offenses.

Any person, firm or corporation failing to comply with the provisions of this chapter or applicable road regulations shall, for each such offense, be subject to a fine of not more than \$100.

§ 273-4. Work done by Town.

In addition to the penalty provided for in § 273-3 of this chapter, if the owner shall, after written notice, neglect or refuse to comply with any of the provisions of this chapter for a period of 60 days, the Town may cause such work to be done as it deems necessary in order to comply with this chapter and collect the actual costs thereof from the owner of the land upon which the work was done.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 286

FARMING

§ 286-1. Purpose and intent.

§ 286-2. Definitions.

§ 286-3. Right to farm.

§ 286-4. Assistance in resolution of disputes.

§ 286-5. Impact upon Town agencies.

§ 286-6. Willful or reckless conduct not protected.

§ 286-7. Authority.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 4-28-2014. Amendments noted where applicable.]

GENERAL REFERENCES

Agricultural Commission — See Ch. 10.

Agricultural Land Preservation Fund — See Ch. 71, Art. II.

§ 286-1. Purpose and intent.

- A. Agriculture is a significant part of the Town of Easton's heritage and is an integral part of the Town's future. The Town officially recognizes the importance of farming to its rural quality of life, heritage, public health, scenic vistas, tax base, wetlands and wildlife, open space and local economy. This right to farm chapter:
- (1) Encourages the pursuit of agriculture.
 - (2) Promotes agriculture-based economic opportunities.
 - (3) Protects farmland within Easton by allowing agricultural uses and related activities to function with minimal conflict with abutting property holders and Town agencies, consistent with the Town Master Plan of Conservation and Development.
 - (4) Acts as a policy statement providing an opportunity to educate Town residents from both the farming and nonfarming communities about a farmer's right to farm under Connecticut General Statutes §§ 1-1(q) and 19a-341.
- B. It is the declared policy of the Town of Easton to conserve, protect and encourage the maintenance and improvement of agricultural land for the production of food and other agricultural products, for protection of the quality of the public water supply watershed, and for conservation of the natural and ecological value of Easton's land. It is hereby further determined that any impact caused to others through generally accepted agricultural practices shall be considered offset and ameliorated by the benefits of farming to the neighborhood, community and society in general.

§ 286-2. Definitions.

The terms "agriculture" and "farming" shall have those meanings set forth in § 1-1(q) of the Connecticut General Statutes, as amended.

§ 286-3. Right to farm.

- A. No present or future agricultural operation which is conducted or maintained in a manner consistent with generally accepted agricultural practices¹ and engaged in the act of farming as defined in this chapter shall become or be considered a nuisance solely because such activity resulted or results in any changed condition of the use of the land. Agricultural operations may occur any time provided such activities do not violate applicable health, safety, fire, zoning, wetlands, life safety, environmental or building codes and regulations. The term "agricultural operations" shall include:
- (1) The incidental noise from livestock, poultry or farm equipment used in generally accepted farming practices.
 - (2) Odors from livestock, manure, fertilizer or feed.
 - (3) Dust and fumes associated with generally accepted farming practices.
 - (4) Use of chemicals, provided such chemicals and the method of application conform to practices approved by the Commissioner of Energy and Environmental Protection or where applicable the Commissioner of Public Health.
 - (5) Irrigation and water management associated with generally accepted farming practices.
- B. Inspection and approval of the agricultural or farming operation, place, establishment or facility by the Commissioner of the Department of Agriculture or his/her designee shall be prima facie evidence that such operations follow generally accepted agricultural practices. These practices must comply with the regulations and requirements of the Easton Conservation Commission, Planning and Zoning Commission, and Building or Health Department pursuant to the Connecticut General Statutes.
- C. Pursuant to Connecticut General Statutes § 19a-341, agricultural or farming operation is not deemed a nuisance.

§ 286-4. Assistance in resolution of disputes.

Residents of Easton may seek assistance from the Agricultural Commission with any complaints or concerns they have with respect to any agricultural operation, place, establishment or facility located in Easton as well as from any other Easton official, board or commission. The Agricultural Commission, acting in an advisory capacity, may provide assistance with any complaint or concern brought to it or any other official, board or

1. Note: Agricultural or farming operation is not deemed a nuisance. See Connecticut General Statutes §§ 19a-341, 22a-430, 22a-471, 22a-471a and 53-247 in respect to generally accepted agricultural practices.

§ 286-4

FARMING

§ 286-7

commission. Nothing herein prohibits residents from making complaints to the Connecticut Department of Agriculture.

§ 286-5. Impact upon Town agencies.

Nothing contained in this chapter shall alter or restrict the powers of the Easton Conservation Commission, Planning and Zoning Commission, and Building or Health Department bestowed upon them by the Connecticut General Statutes. In addition, these boards and departments are encouraged to adopt regulations consistent with this chapter and to make the permanent preservation of farmland within the Town an important consideration in their respective planning policy decisions.

§ 286-6. Willful or reckless conduct not protected.

The provisions of this chapter shall not apply where a nuisance results from negligence or willful or reckless misconduct in the operation of any such agricultural or farming operation, place, establishment or facility, or any of its appurtenances.

§ 286-7. Authority.

In accordance with Connecticut General Statutes § 7-148(b), the Town has the right to create this right to farm chapter.

Chapter 290

FEES

ARTICLE I
Municipal Land Use Applications

ARTICLE II
Use of Town Facilities

§ 290-1. Fee schedule.

§ 290-2. Definitions.

§ 290-3. Application process.

§ 290-4. Administrative fees.

§ 290-5. Exempt parties.

§ 290-6. Penalties for offenses.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Municipal Land Use Applications
[Adopted 3-30-1999; amended 4-25-2011]

§ 290-1. Fee schedule. ¹

Pursuant to § 8-1c of the Connecticut General Statutes, the following fees are established for the processing of applications by the Planning and Zoning Commission and Zoning Board of Appeals:

Zoning permit	\$1.50 per \$1,000
Zoning permit - minimum	\$25
Sign permit	\$25
Temporary zoning permit	\$25
Conditional zoning certificate of compliance	\$25
Final zoning certificate of compliance	\$25
Amended Plan of Conservation and Development	N/C
Amended Zoning Regulations text	\$500
Special permit - minimum	\$200
Special permit - less than \$1,000,000	\$1.50 per \$1,000
Special permit - \$1,000,000 plus	\$1 per \$1,000
Special permit - gravel removal/municipal	\$250
Special permit - gravel removal/state	\$10
Special permit - affordable apartment	\$200

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 290-1

EASTON CODE

§ 290-5

Accessory apartment	\$20
Affordable apartment	\$20
Subdivision	\$500
Plus per lot	\$200
Application to Zoning Board of Appeals	\$200

ARTICLE II
Use of Town Facilities
[Adopted 12-8-2008]

§ 290-2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

CONDUCTING ACTIVITIES — Includes any commercial activity conducted at any location, private or public, within the geographic limits of the Town of Easton.

TOWN FACILITIES — Includes, but is not limited to, roads and/or streets; parks; recreational facilities; properties, buildings, and structures; police, fire and EMS personnel; police, fire, Public Works Department and EMS equipment; Town of Easton personnel; Town of Easton equipment; and such other things as may be identified as Town facilities by the First Selectman of the Town of Easton.²

§ 290-3. Application process.

Any individual or entity using Town facilities for conducting activities as defined in § 290-2 above shall first make application to the First Selectman of the Town of Easton on such form as may then be in use by said First Selectman.

§ 290-4. Administrative fees.

- A. Any individual or entity using Town facilities for conducting activities shall pay the following administrative fees:
 - (1) Application fee: \$500.
 - (2) Use fee: minimum of \$1,000 per day or such higher fee as determined by the First Selectman.
- B. Fees imposed by this article are not intended to supplant or limit any fee or charge required by any other ordinance or the rules of any other Town agency.

§ 290-5. Exempt parties. ³

² Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

³ Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

The following parties shall be exempt from the provisions of this article:

- A. Individuals or entities providing services primarily for the benefit of the Town of Easton or its residents as determined by the Board of Selectmen.
- B. Individuals or entities conducting activities solely for charitable purposes which activities have been approved by the First Selectman of the Town of Easton.
- C. Individuals or entities conducting activities primarily related to agriculture, farming or the sale of agricultural products as determined by the Board of Selectmen.

§ 290-6. Penalties for offenses. ⁴

Any person violating any provision of this article shall be subject to a fine of \$250 per each day of such violation.

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 298

FLOOD DAMAGE PREVENTION

§ 298-1. National Flood Insurance Program.

§ 298-2. Duties of Conservation Commission.

§ 298-3. Lowest floor elevations.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title XIX of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 298-1. National Flood Insurance Program. ¹

The Town of Easton, pursuant to the provisions hereof and in accordance with § 22a-36 et seq. of the General Statutes (Inland Wetlands and Watercourses Act), hereby authorizes application by the First Selectman for Federal Flood Insurance and agencies to identify and evaluate flood areas having special flood hazards and enact as necessary and maintain in force, for those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 1910 of the National Flood Insurance Program Regulations, including but not limited to measures that will:

- A. Take into account floodplain management programs, if any, already in effect in neighboring areas.
- B. Apply at a minimum to all areas identified by the Administrator of the Federal Emergency Management Agency as floodplain areas having special flood hazards.
- C. Provide that within the floodplain area having special flood hazards, the laws and ordinances concerning land use and control and other measures designed to reduce flood losses shall take precedence over any conflicting laws, ordinances or codes.

§ 298-2. Duties of Conservation Commission.

The Conservation Commission of the Town of Easton is hereby vested with the responsibility, authority and means to:

- A. Delineate or assist the Administrator at his request in delineating the limits of the areas having special flood hazards on available local maps of sufficient scale to identify the location of building sites.
- B. Provide such information as the Administrator may request concerning present uses and occupancy of the floodplain.
- C. Cooperate with federal, state and local agencies and private firms which undertake to study, survey, map and identify floodplain and cooperate with neighboring communities

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

with respect to management of adjoining floodplain in order to prevent aggravation of existing hazards.

- D. Submit on the anniversary date of the community's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of floodplain management measures.

§ 298-3. Lowest floor elevations.

The Building Official for the Town of Easton is appointed to maintain for public inspection and to furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

Chapter 325

INLAND WETLANDS AND WATERCOURSES

§ 325-1. Purpose.

§ 325-2. Authority.

§ 325-3. Definitions.

§ 325-4. Citation for violation of regulations.

§ 325-5. Fund established.

§ 325-6. Hearing procedure for citations.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 2-1-2000. Amendments noted where applicable.]

GENERAL REFERENCES

Conservation Commission — See Ch. 29.

§ 325-1. Purpose.

The purpose of this chapter is to establish a means by which the Town of Easton may more effectively enforce its Inland Wetlands and Watercourses Regulations, as herein defined, with the implementation of fines for violations and continued nonconformance therewith.

§ 325-2. Authority.

This chapter has been prepared and adopted pursuant to Connecticut General Statutes § 22a-42g(a), as adopted by the Easton Town Meeting on February 1, 2000, effective 30 days from publication, and may be amended from time to time by the Easton Town Meeting or its successor.

§ 325-3. Definitions.

The following words, terms, and phrases used in this chapter shall have the following meanings:

COMMISSION — The Easton Conservation Commission or its successor, acting as the Inland Wetlands and Watercourses Agency of the Town of Easton pursuant to the provisions of §§ 22a-36 to 22a-45 inclusive of the Connecticut General Statutes.

FUND — The Inland Wetlands and Watercourses Protection and Maintenance Fund established by this chapter to secure any fines collected hereunder.

INLAND WETLANDS AND WATERCOURSES REGULATIONS — The Inland Wetland and Watercourses Regulations of the Town of Easton, as such may be amended from time to time.

PERSON — Any person, firm, partnership, association, corporation, limited liability company, company, organization or legal entity of any kind, including municipal corporations, governmental agencies or subdivisions thereof.

WETLANDS ENFORCEMENT OFFICER — The employees and/or designees of the Town of Easton responsible for enforcing the policies and regulations of the Commission.

§ 325-4. Citation for violation of regulations.

- A. Upon the recommendation of the Commission, any Easton police officer, wetlands enforcement officer and/or any other person authorized by the Easton First Selectman may issue a citation to any person who violates the Inland Wetlands and Watercourses Regulations.
- B. The fine shall not exceed \$1,000 per each offense as may be established by the Commission. In assessing the damage and in recommending the amount of fine to be levied, the Conservation Commission or its designee shall consider all relevant facts and circumstances, including but not limited to the following:
 - (1) The environmental impact of the unauthorized action, construction, facility or condition.
 - (2) The irreversibility and/or irretrievability of damage caused by the unauthorized action, construction, facility or condition.
 - (3) The character and degree of injury to or interference with public health, safety and welfare that the unauthorized action, construction, facility or condition has caused.
 - (4) The continuance of violation after notification by the Commission or service of any order or notice within the powers of the Commission.
 - (5) The history of multiple violations by the person cited.
- C. Each violation of the Inland Wetlands and Watercourses Regulations shall be a separate and distinct offense, and in case of continuing violation, each day's continuance thereof shall be deemed to be a separate and distinct offense for which a fine may be levied.
- D. Preexisting violations. Violations of or nonconformance with the Inland Wetlands and Watercourse Regulations in existence at the effective date of this chapter shall be deemed violations under this chapter and may be issued fines accordingly.

§ 325-5. Fund established.

- A. A special fund known as the "Inland Wetlands and Watercourses Protection and Maintenance Fund" is hereby established pursuant to the provisions of § 22a-42g(c) of the Connecticut General Statutes, which fund shall be maintained and administered by the Commission.
- B. Any fine collected by the Town of Easton pursuant to this chapter shall be deposited in said fund and shall be used by the Commission for the maintenance and protection of

wetlands and/or watercourses or such other legitimate purposes as may be established by the Commission.

§ 325-6. Hearing procedure for citations.

- A. In accordance with § 7-152c of the Connecticut General Statutes, as the same may be amended from time to time, there is hereby established the following citation hearing procedure:
- (1) The First Selectman of the Town of Easton shall appoint one or more citation hearing officers, other than police officers or other persons authorized to issue citations hereunder, to conduct the hearings authorized by this chapter.
 - (2) The Town of Easton shall send notice to the person cited within 12 months from the expiration of the final period for the uncontested payment of fines, penalties, costs or fees for any citation issued for any unauthorized action.
 - (3) Such notice shall inform the person cited:
 - (a) Of the allegations against him;
 - (b) The amount of the fines, penalties, costs or fee due;
 - (c) Of his right to contest his liability before a citation hearing officer by delivering in person or by mail written notice within 10 days of the date thereof;
 - (d) That if he does not demand such a hearing, an assessment and judgment shall be entered against him; and
 - (e) That such judgment may issue without further notice.
- B. If any person who is sent notice pursuant to Subsection A(2) of this section wishes to admit liability for any alleged violation, he/she may, without requesting a hearing, pay the full amounts of the fines, penalties, costs or fees admitted to in person or by mail to the Easton Conservation Commission. Such payment shall be inadmissible in any proceeding, civil or criminal, to establish the conduct of such person or other person making the payment.
- C. Any person who does not deliver or mail written demand for a hearing within 10 days of the date of the first notice provided for in Subsection A(2) of this section shall be deemed to have admitted liability, and the Conservation Commission shall certify such person's failure to respond to the hearing officer. The hearing officer shall thereupon enter and assess the fines, penalties, costs or fees provided for by this chapter and shall follow the procedures set forth in Subsection E of this section.
- D. Any person who requests a hearing shall be given written notice of the date, time and place for the hearing. Such hearing shall be held not less than 15 days nor more than 30 days from the date of the mailing of notice, provided that the hearing officer shall grant upon good cause shown any reasonable request by any interested party for postponement or continuance. An original of certified copy of the initial notice of violation issued by

the issuing official or police officer shall be filed and retained by the Town of Easton and shall be deemed to be a business record within the scope of Connecticut General Statutes § 52-180 and evidence of the facts contained therein. The presence of the issuing official or police officer shall be required at the hearing if such person so requests. A person wishing to contest his liability shall appear at the hearing and may present evidence in his behalf. A designated municipal official, other than the hearing officer, may present evidence on behalf of the Town of Easton. If such person fails to appear, the hearing officer may enter an assessment by default against him upon a finding of proper notice and liability under the applicable statutes and/or ordinances. The hearing officer may accept from such person copies of police reports, investigation and citation reports, and other official documents by mail and may determine thereby that the appearance of such person is unnecessary. The hearing officer shall conduct the hearing in the order and form and with such methods of proof as he deems fair and appropriate. The rules regarding the admissibility of evidence shall not be strictly applied, but all testimony shall be given under oath or affirmation. The hearing officer shall announce his decision at the end of the hearing. If he determines that the person is not liable, he shall dismiss the matter and enter his determination in writing accordingly. If he determines that the person is liable for the violation, he shall forthwith enter and assess the fines, penalties, costs or fees against such person as provided by the applicable ordinances of the municipality.¹

- E. If such assessment is not paid on the date of its entry, the hearing officer shall send, by first-class mail, a notice of the assessment to the person found liable and shall file, not less than 30 days nor more than 12 months after such mailing, a certified copy of the notice of assessment with the Clerk of the Superior Court for the geographical area in which the Town of Easton is located together with an entry fee of \$8. The certified copy of the notice of assessment shall constitute a record of assessment. Within such twelve-month period, assessments against the same person may be accrued and filed as one record of assessment. The Clerk shall enter judgment, in the amount of such record of assessment and court costs of \$8, against such person in favor of the Town of Easton. Notwithstanding any other provisions of the General Statutes or ordinance, the hearing officer's assessment, when so entered as a judgment, shall have the effect of a civil money judgment and a levy of execution on such judgment may issue without further notice to such person.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 361

NUISANCES

§ 361-1. Maintenance of nuisance prohibited.

§ 361-2. Definition.

§ 361-3. Enforcement.

§ 361-4. Penalties for offenses.

§ 361-5. Action to abate violation.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 3-25-1980 as Title VB of the 1980 Code of Ordinances. Amendments noted where applicable.]

§ 361-1. Maintenance of nuisance prohibited.

No person, firm or corporation owning, leasing, occupying or having charge of any premises shall maintain or keep any nuisance thereon as defined in § 361-2.

§ 361-2. Definition.

For the purpose of this chapter, the term "nuisance" means any condition or use of premises or of building exteriors or vacant lots which causes or tends to cause substantial diminution in the value or enjoyment of other property in the neighborhood in which such condition or use of premises is located or which constitutes a hazard to health or safety of the general public. This includes, but is not limited to, any of the following:

- A. The keeping or the depositing on or allowing the accumulation of or the scattering over the premises of lumber, junk, trash or debris; abandoned, discarded or unused objects or equipment such as furniture, bedding, stores, refrigerators, freezers, cans or containers; persistent pools of stagnant water from storm runoff or subsurface seepage or discharges of water from the premises; and weeds or other unsightly vegetation contributing to higher pollen counts in the atmosphere.
- B. Vacant or abandoned structures not secured against entry by boarding, shuttering, locks or watchmen on premises or on regular patrol.
- C. The keeping, depositing or storing, outside of an enclosed building, of more than two inoperative or unregistered motor vehicles, or the used parts of a motor vehicle, except operative farm vehicles.

§ 361-3. Enforcement. ¹

Enforcement of this chapter may be accomplished by the Town in any manner authorized by law. The Police Department of the Town shall have primary responsibility for such enforcement. In the exercise of this responsibility, the Police Department shall cause to have notice served on the violator(s) and the owner(s) of the property, specifying the nature of the

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

violation and the action required of the violator(s) or the owner(s) to correct the complaint. If the violation is not corrected within 10 calendar days, the Town may seek an order from a court of competent jurisdiction to permit the Town, by its agent, designated for such purpose by the Board of Selectmen, to enter such premises and perform such work as may be required to correct the violation. In the event of such action, violators shall be charged the full costs for manpower and equipment employed in doing the work, as well as court costs and other legal costs incurred in obtaining the court order. Any such charges and costs that remain unpaid 90 calendar days after they are billed by the Town shall be filed as liens against the property in question and accrue interest and penalties in the same manner as delinquent taxes.

§ 361-4. Penalties for offenses.

Notwithstanding any costs and penalties imposed pursuant to § 361-3 of this chapter, those who fail to comply with notice served upon them within the time permitted shall be fined \$25 for each violation. A separate offense shall be deemed committed upon each day during or on which a violation occurs or continues.

§ 361-5. Action to abate violation.

In addition to such actions as the Town may take, any person who, by reason of another's violation of any provision of this chapter, suffers special damage to himself different from that suffered by other property owners throughout the Town generally may bring an action to enjoin or otherwise abate an existing violation.

Chapter 373

PARKING

§ 373-1. Definitions.

§ 373-4. Removal of vehicle.

§ 373-2. Power to regulate parking.

§ 373-5. Restrictions during emergencies.

§ 373-3. Fines.

§ 373-6. Penalties for offenses.

[HISTORY: Adopted by the Town Meeting of the Town of Easton 9-23-1997. Amendments noted where applicable.]

§ 373-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the text clearly indicates a different meaning:

OPERATOR — The person operating or in control of a vehicle on a public highway.

PARKING — The standing of a vehicle, whether occupied or not, upon a highway or upon land of the Town of Easton otherwise than temporarily for the purpose of and while actually engaged in receiving or discharging passengers or loading or unloading merchandise or in obedience to traffic regulations or traffic signs and signals.

VEHICLE — Any device used for conveyance or other transportation of persons or property, whether on wheels or runners or other, when on a public highway, except those which are operated upon rails or tracks.

§ 373-2. Power to regulate parking.

A. The Board of Police Commissioners is delegated the power and authority to:

- (1) Determine areas where parking shall be prohibited or limited;
- (2) Cause signs to be posted in all areas where such parking is to be prohibited or limited, indicating such prohibitions or limitations; and
- (3) Establish appropriate fines for violation thereof not to exceed those set forth in § 373-3 as it may be amended from time to time.

B. While not obligated to do so, the Board of Police Commissioners may hold public hearings on proposed regulations before such determinations can be made. Notice of such public hearings shall be given at least 10 days in advance by publication in a newspaper having a general circulation in the Town and by posting a notice in a public place.

§ 373-3. Fines.

A. The members of the Police Department shall be authorized to affix to each vehicle parked in violation of said regulations a ticket directing the owner to report to the Police

Department. Each owner shall, within 14 days of the time when such notice was attached to such vehicle, pay or cause to be paid to the Police Department, as a penalty for and in full satisfaction of such violation, the following sums:¹

Violation	Penalty
Parking time limit	\$10
Parking in no-parking area	\$10
Parking in crosswalk	\$20
Parking within 10 feet of fire hydrant	\$50
Parking within 25 feet of intersection	\$20
Parking in front of driveway	\$20
Parking in Town park	\$20
Parking in restricted area	\$30
Parking in handicapped zone (unless a handicapped vehicle)	\$150 for first violation; \$250 for subsequent violation
Other violations	\$20

- B. In the event that such owner fails to make such payment as aforesaid within 14 days, the penalty due shall be doubled, and 14 days thereafter such owner shall be additionally liable for the penalty hereinafter provided for violations of the provisions of this chapter as set forth in § 373-6.

§ 373-4. Removal of vehicle.

The Board of Police Commissioners or, in an emergency situation, the Chief of Police is hereby authorized to direct the removal from the public highways or land of the Town of any vehicles parked in violation of said regulations. Upon such removal the owner of such vehicle shall, in addition to any fines or penalties imposed, be required to pay the cost of said removal.

§ 373-5. Restrictions during emergencies. ²

The Board of Police Commissioners may, in case of emergency, restrict or forbid parking on any street or portion of a street of the Town during the time of such emergency. When practical during such emergency period, signs shall be posted designating such restrictions, and the police shall enforce such emergency restrictions in the same manner as the ordinances of the Town.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).
 2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 373-6. Penalties for offenses.

Unless otherwise provided, every person who shall violate this chapter shall be punished by a fine not exceeding \$50.

Chapter 379

PEDDLING AND SOLICITING

§ 379-1. Definitions.

§ 379-2. Permit required.

§ 379-3. Application for permit.

§ 379-4. Hours of operation.

§ 379-5. Fees.

§ 379-6. Display of permit.

§ 379-7. Receipts for purchases.

§ 379-8. Revocation of permit.

§ 379-9. Exceptions.

§ 379-10. Penalties for offenses.

[HISTORY: Adopted by the Town Meeting of the Town of Easton at time of adoption of Code (see Ch. 1, General Provisions, Art. II). Amendments noted where applicable.]

§ 379-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

PEDDLER — Any person, firm or corporation, whether principal or agent, who or which goes from place to place within the Town of Easton selling, vending, or bartering any food, goods, wares, or merchandise on foot, from house to house, at organized events, or from any vehicle.

SOLICITOR — Any person, firm or corporation, whether principal or agent, who or which solicits orders for the sale of food, goods, wares, or merchandise for future delivery or for services to be performed in the future. This definition also includes any person, firm or corporation, whether principal or agent, who or which without invitation goes upon private property to request contribution of funds or anything of value or to sell goods or services for political, charitable, religious, or other noncommercial purposes.

§ 379-2. Permit required.

- A. It shall be unlawful for any person, firm or corporation to carry on the business of peddling or soliciting in the Town of Easton without having first applied for and received from the Chief of Police a permit to do so.
- B. The permit shall expire 90 days from the date issued, unless an earlier expiration date is noted on the permit.
- C. The permit shall be nontransferable.

§ 379-3. Application for permit.

Any person, firm or corporation desiring such a permit shall apply for one in writing to the Chief of Police, or his or her agent, on forms provided by the Town.

- A. Such application shall:
- (1) State the name and home and business address of the applicant;
 - (2) State the name and address of the person, firm or corporation by whom or by which employed;
 - (3) Provide a general physical description of the person, including weight, height, and color of hair and eyes;
 - (4) Provide a brief description of the food, goods, wares, merchandise or services to be offered by the applicant;
 - (5) Recite the specific dates, not to exceed 90 days, in which the applicant intends to sell, vend, barter or solicit orders in the Town;
 - (6) Provide the applicant's state or federal tax identification number; and
 - (7) List all convictions, if any, of the applicant upon any criminal charge.
- B. The applicant shall submit:
- (1) When applicable, a copy of a valid Health Department certificate enforceable for the same period of time as the requested permit;
 - (2) 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 or her business have been approved and stamped;
 - (3) The application fee in the amount described in this chapter;
 - (4) If the applicant or his or her employer is from out of state, a certificate of good standing from the Secretary of the State providing that the firm or corporation is qualified to conduct business in the State of Connecticut; and
 - (5) Identifying information for the motor vehicle, including a copy of the registration thereof, if any, to be used by the applicant.
- C. Each applicant shall be fingerprinted and photographed, and any such fingerprints may, in the discretion of the Chief of Police, be sent to the Federal Bureau of Investigation and to the Connecticut State Police Investigation Department for further investigation.
- D. The signature on the application shall be witnessed by the Chief of Police, or his or her agent.
- E. The Chief of Police, or his or her agent, shall issue the permit within 15 days from the date a completed application is received by the Town.
- (1) If the Chief of Police finds the application to be in order, he or she shall endorse his or her approval on the application and shall deliver the required permit to the applicant.

- (2) The permit shall show the name, address and photograph of the permittee, the date of issuance, the date of expiration, and an identifying description of any vehicle to be used in carrying on the business for which the permit is issued.
- F. The Chief of Police, or his or her agent, may deny the application for any of the following reasons:
- (1) The location or time of the peddling and soliciting would endanger the public safety and welfare;
 - (2) Investigation of the application reveals that false information has been provided;
 - (3) There is no proof as to the authority of the applicant to serve as an agent of the principal;
 - (4) The applicant has been denied a permit pursuant to this chapter within the past year, unless the applicant can establish to the satisfaction of the Chief of Police that the reasons for the denial no longer exist; or
 - (5) The applicant has been convicted within the immediately preceding five years for a crime involving fraud, deceit, or misrepresentation.

§ 379-4. Hours of operation.

No person shall carry on the business of a peddler or solicitor within the Town of Easton between sunset and 9:00 a.m.

§ 379-5. Fees.

- A. The fee for each application submitted shall be \$50 or such other amount as may be established by the Board of Police Commissioners from time to time.
- B. The fee for each permit issued shall be:
- (1) For a permit to expire not more than 30 days from the date issued: \$100.
 - (2) For a permit to expire not more than 60 days from the date issued: \$150.
 - (3) For all other permits: \$200.

§ 379-6. Display of permit.

Such permit shall be carried at all times by the permittee when peddling or soliciting in the Town and shall be exhibited by a permittee whenever he or she shall be requested so to do by any police officer or any purchaser or prospective purchaser.

§ 379-7. Receipts for purchases.

All peddlers and solicitors shall give a written receipt for all orders taken within the Town, which receipt shall be signed and dated by the peddler or solicitor and shall set forth a brief description of the food, goods, wares, merchandise or services sold, the total purchase price thereof, and the amount of any payment received by the peddler or solicitor from the purchaser.

§ 379-8. Revocation of permit.

- A. Any such permit may be revoked by the Chief of Police after reasonable investigation for any of the following causes:
- (1) Violations by the permittee of any of the ordinances of the Town or any state or federal law;
 - (2) Fraud, misrepresentation, or false statement contained in the application for a permit;
 - (3) Fraud, misrepresentation, or false statement by the permittee in the course of conducting peddling or solicitation activities;
 - (4) Conviction of the permittee for any crime involving moral turpitude;
 - (5) Soliciting orders within 1,000 feet of any school grounds on days school is in session during the period commencing 1/2 hour before school is in session and ending 1/2 hour after the session terminates;
 - (6) Peddling any articles of food, goods, wares, or merchandise from a permanent, temporary, or stationary stand, tent, vehicle or cart within the right-of-way of any Town or state road or highway; or
 - (7) Acting in a manner prohibited by § 379-4, 379-6 or 379-7.
- B. Notice of revocation shall be given in writing, specifically setting forth the effective date of the revocation and the grounds for revocation. Such notice shall be mailed, postage prepaid, to the permittee at his or her address as given in his or her application for a permit or as subsequently updated by the permittee.
- C. The permittee may appeal the decision to revoke to the Board of Selectmen by providing a written notice of appeal to the office of the First Selectman within 10 days of the date of mailing of the notice of revocation. The Board of Selectmen shall hear the complaint within 20 days from receipt of the appeal and shall issue a decision within five days thereafter. Notice of the date, time and place of the hearing shall be mailed to the permittee at the address given in his or her application or such updated address as may have been provided. The decision of the Board of Selectmen shall be final and binding on all parties.

§ 379-9. Exceptions.

The provisions of this chapter shall not apply to:

- A. Sales by farmers or gardeners of the produce of their farms and gardens.
- B. Peddlers or solicitors making visits upon invitation of the homeowner.
- C. Peddlers or solicitors making regular visits to serve business establishments.
- D. Pupils in the Easton or Joel Barlow public school system peddling or soliciting in connection with a fund-raising project approved by the local or regional board of education or school principal or a parent-teacher organization of the local or regional public school system.
- E. Participants in fund-raising events sponsored by local charitable, athletic, civic or religious nonprofit organizations.
- F. Any solicitation made upon the premises owned or occupied by an organization upon whose behalf the solicitation is made.
- G. Any communication by an organization soliciting contributions solely from persons who are members of the organization at the time of such solicitation.

§ 379-10. Penalties for offenses.

Any person, firm or corporation violating any of the provisions of this chapter shall, upon conviction thereof, be fined \$100 for each offense. Every day upon which such violation shall occur or upon which such violation shall continue shall constitute a separate offense.

- A. In addition, the permit of the peddler or solicitor shall be revoked in accordance with § 379-8 of this chapter.
- B. The Town, or any individual, may pursue any available civil remedies.

Chapter 388

PUBLIC SERVICE COMPANIES

ARTICLE I

Notice of Sale or Lease of Land

§ 388-1. Duty of First Selectman.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Notice of Sale or Lease of Land

[Adopted 3-25-1980 as Title XIX of the 1980 Code of Ordinances]

§ 388-1. Duty of First Selectman. ¹

The First Selectman of the Town of Easton is authorized and directed to notify, in writing, within five days after receipt of written notice from any public service company pursuant to the provisions of § 16-50c of the General Statutes, the Planning and Zoning Commission, the Board of Education, the Park and Recreation Commission and the Conservation Commission of the receipt of such notice from such public service company, including a general description of the land intended to be sold, leased or otherwise disposed of by such public service company.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 405

SEWERS AND SEWAGE DISPOSAL

ARTICLE I
Community Septic Systems

§ 405-2. Use of individual system required.

§ 405-3. Exceptions.

§ 405-1. Community systems prohibited.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Community Septic Systems
[Adopted 6-14-2006]

§ 405-1. Community systems prohibited.

Community septic or sewage systems (defined as systems which serve more than a single dwelling unit) shall not be permitted anywhere within the Town of Easton.

§ 405-2. Use of individual system required. ¹

All requirements for sewage disposal for residences within the Town of Easton shall be by the use of individual septic systems subject to the oversight of the Town Health Department.

§ 405-3. Exceptions.

This article shall not apply to community septic or sewage systems for municipal nonresidential structures.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Chapter 414
SOLID WASTE

ARTICLE I
Recycling

ARTICLE II
Storage, Collection and Disposal

- § 414-1. Authority and purpose.
- § 414-2. Definitions.
- § 414-3. Recycling program administration and enforcement.
- § 414-4. Obligations of generators.
- § 414-5. Collection of recyclable materials.
- § 414-6. Penalties for improper treatment of recyclable materials.
- § 414-7. Volunteers.

- § 414-8. Declaration of policy.
- § 414-9. Definitions.
- § 414-10. Licensing of refuse collectors; registration of vehicles.
- § 414-11. Refuse collector's responsibilities and obligations.
- § 414-12. Revocation or suspension of license or registration.
- § 414-13. Procedure for use of transfer station tickets.
- § 414-14. Storage of refuse.
- § 414-15. Solid Waste Commission.
- § 414-16. Penalties for offenses.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Recycling
[Adopted 8-22-1991]

§ 414-1. Authority and purpose.

Pursuant to Connecticut General Statutes § 22a-241 et seq., as amended, any person(s) generating solid waste must begin separating certain items for recycling from other solid wastes for disposal. On September 20, 1989, by a vote at a Town Meeting, the Town of Easton has become party to an intercommunity agreement establishing the Southwest Connecticut Regional Recycling Operating Committee (SWEROC) through which regional solid waste recycling services will be provided. This article establishes the recycling program that shall govern the separation, recovery, collection, removal, storage and disposition of recyclable materials within the Town of Easton.

§ 414-2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

DIRECTOR — The Director of Public Works of the Town of Easton.

GENERATOR — All individuals, households, firms, partnerships, corporations, associations, organizations, syndicates, companies, agencies, trusts, businesses, industries, churches, government offices and facilities, political or administrative subdivisions of the State of Connecticut, schools, multiple-unit dwelling complexes and social clubs which generate recyclable materials within the Town of Easton.

IPC — The Regional Intermediate Processing Center.

PERSON — Any individual, firm, partnership, association, syndicate, company, trust, corporation, municipality, political subdivision or any other legal entity of any kind.

RECYCLABLE MATERIALS — Those unwanted/discarded waste materials which are mandated by the State of Connecticut to be recycled, as well as other items which are deemed recyclable by the Town of Easton.

RECYCLING COLLECTOR — Any person(s) authorized by the Town of Easton to collect and transport recyclable materials.

RECYCLING COORDINATOR — An individual appointed to facilitate the recycling program.

RECYCLING DROP-OFF CENTER — The area designated by the Board of Selectmen to receive recyclable materials. Currently the Trumbull Transfer Station located on Spring Hill Road, Trumbull.

RECYCLING PROGRAM — The program for recycling to govern the separation, recovery, collection, removal, storage and disposition of recyclable materials within the Town of Easton.

REFUSE COLLECTOR — Any person(s) authorized by the Town of Easton to collect and transport refuse.

SOLID WASTE — Unwanted/discarded materials, including, without limitation, solid, liquid, semi-solid or contained gaseous materials.

SWEROC — The Southwest Connecticut Regional Recycling Operating Committee.

§ 414-3. Recycling program administration and enforcement.

The Board of Selectmen is authorized and empowered to:

- A. Develop and enforce such regulations as are necessary to accomplish the objectives of the recycling program and to ensure compliance by generators and recycling collectors with Connecticut General Statutes § 22a-241 et seq., as amended, and any other municipal, state or federal ordinances, laws or regulations affecting the recycling program.
- B. Develop, implement, and administer the provisions of this article, which shall include but not be limited to the following:
 - (1) The coordination of the recycling program with state and federal solid waste management and recycling programs and SWEROC.

- (2) The development of public education programs relating to solid waste management and recycling.
 - (3) The encouragement, organization and coordination of voluntary citizen and business organization solid waste management and recycling campaigns.
 - (4) The investigation of the availability of public and private sources of funding for such programs.
 - (5) The reviewing of available information on solid waste management and recycling.
- C. Designate a qualified person to act as a recycling coordinator to administer and coordinate the recycling program in accordance with this article.
 - D. Consider present and future marketing conditions, availability of appropriate containers, transportation vehicles and other equipment, personnel, and such other factors as in its opinion may bear on the effective and efficient application of this article in discharging its duties.

§ 414-4. Obligations of generators.

- A. Each generator shall separate recyclable materials from the solid waste generated by it and store such recyclable materials for collection and recycling pursuant to this article. Each generator shall place recyclable materials for collection by the recycling collector at the time and in the manner designated by the Selectmen.
- B. No permit, license or other such authorization for any public event on public or private property shall be issued by the Town of Easton unless it contains a requirement that recyclable materials be separated from the solid waste generated at such event and stored and disposed of in accordance with this article.
- C. No generator shall allow recyclable materials within its control to become a nuisance or hazard in any way to public health, safety or welfare. A generator that fails to observe this requirement shall defend and hold the Town of Easton harmless and indemnified from and against any and all claims, injuries, damages, and/or liabilities arising out of any such nuisance or hazard.
- D. Generators are prohibited from disposing of recyclable materials as refuse into the solid waste transfer station. However, generators may dispose of recyclable materials at designated recycling drop-off centers.

§ 414-5. Collection of recyclable materials.

- A. It shall be unlawful for any unauthorized person, directly or indirectly, to collect, remove, or dispose of recyclable materials. Recyclable materials designated and delivered for collection by a generator shall become the property of the Town of Easton upon the setting out of the recycling container by the generator.

- B. The Board of Selectmen shall establish such regulations for generators pertaining to the placement and storage of recyclable materials pending collection as it shall determine are reasonably necessary to assure the orderly administration of the recycling program.
- C. All vehicles used by collectors of solid waste and recyclable materials shall be licensed by the Town of Easton.
- D. All collectors shall:
 - (1) Comply with all rules, regulations and ordinances established by the Selectmen to ensure compliance with the recycling program.
 - (2) Notify the Director of each violation by a generator of any provision of this article or of any regulations established in connection herewith.
 - (3) Register with the Town of Easton pursuant to Article II of this chapter.
- E. Any recycling collector doing business in the Town of Easton which violates any section hereof or any regulation adopted by the Selectmen in connection herewith may, upon due notice with an opportunity to be heard, have its privilege to operate within the Town of Easton, including, without limitation, any license or permit issued to such recycling collector, terminated and revoked and fine imposed, not to exceed \$100 for each violation, as determined by the Selectmen.
- F. The requirements of this section shall be in addition to, and not in lieu of, any other requirements presently or hereafter imposed upon collectors by the Town of Easton.

§ 414-6. Penalties for improper treatment of recyclable materials.

In the event that generators fail to separate significant amounts of recyclable materials from solid waste as required under § 414-4A of this article, the following penalties may be enforced:

- A. Upon the first violation of § 414-4A of this article, the following may take place:
 - (1) The recycling collector shall provide the generator with a written warning notice or tag which shall state that failure to separate recyclable materials from solid waste is a violation of Connecticut General Statutes § 22a-241, as amended, and this article.
 - (2) The recycling collector will not be required to collect the unseparated solid waste.
- B. Upon the second violation of § 414-4A of this article, the following may take place:
 - (1) The recycling collector shall provide the generator with a written warning that any further violation may result in noncollection of recyclables and/or a monetary fine.
 - (2) The recycling collector shall not collect the unseparated solid waste.
- C. Upon the first and second failures to separate recyclable materials from solid waste the refuse collector may take the following actions:

- (1) The refuse collector shall attach a written notice or tag to the offending material which states the violation of Connecticut General Statutes § 22a-241 et seq. The format of the tag shall be prepared by the Solid Waste Commission. The tag shall be supplied by the Town of Easton. Upon a third violation in a calendar year, the refuse collector shall not pick up the unacceptable waste and the Director shall be notified.¹
- D. All refuse collectors shall refuse to pick up any solid waste that includes significant amounts of recyclable materials or be subject to fines or refusal at the designated disposal area, currently the Trumbull Transfer Station.
- E. Upon notification of more than two violations of § 414-4A within one calendar year, the person(s) who violates any provision of this article may be fined up to \$100 for each violation, as determined by the Selectmen.
- F. Each and every violation of § 414-4A of this article shall constitute a separate and distinct violation and shall result in a fine not to exceed \$100 for each violation, as determined by the Selectmen. In addition to any fine, the offender, at the option of the Selectmen, may be required to make restitution to the Town of Easton for the value of any recyclable materials illegally removed. Nothing in this article shall deny the right of any person to give or sell recyclable materials, including deposit beverage containers, to any other person.

§ 414-7. Volunteers.

The Director may, in his discretion, issue permits to any person(s) to collect recyclable materials, provided such person(s) files a report with the Director detailing the types and amounts of recyclable materials collected. In exercising his discretion under this section, the Director shall consider the effect of volunteer activities on the objectives and operations of the recycling program and the responsibilities of the Town of Easton under SWEROC, including whether such volunteer activity would significantly diminish the quantity of recyclable materials which the Town of Easton must deliver to the IPC under SWEROC.

ARTICLE II

Storage, Collection and Disposal

[Adopted 4-26-2010 (Title VA of the 1980 Code of Ordinances)]

§ 414-8. Declaration of policy.

The accumulation, collection, removal and disposal of refuse must be controlled by the Town for the protection of the public health, safety and welfare of its residents. It is consequently found and declared that:

- A. The Town is authorized by law to regulate the disposal of refuse generated within its boundaries and to license refuse collectors;

1. **Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).**

- B. The Town has designated the Trumbull Transfer Station as the area where refuse generated within the Town's boundaries shall be disposed and has given notice thereof to refuse haulers doing business in the Town;
- C. The Town has executed the municipal contract requiring it to cause all processible solid waste generated within its boundaries to be delivered to the Bridgeport System; and
- D. The public health, safety and welfare of the Town will be best served by requiring the delivery of processible solid waste to the transfer station for processing by the Bridgeport System into products which have an economic value.

§ 414-9. Definitions.

The following terms shall have the following meanings:

AUTHORITY — The Connecticut Resources Recovery Authority established pursuant to Chapter 361B of the Connecticut General Statutes, Revision of 1958, as amended.²

BRIDGEPORT SYSTEM — The system for the processing of solid waste and the recovery of products therefrom constructed by the Authority pursuant to the municipal contract.

COMMERCIAL REFUSE — Waste from the preparation, cooking and consumption of food, condemned food products and all refuse from the handling, storage, preparation and sale of produce originating primarily in commercial kitchens, stores, restaurants, food markets and factories.

COMMISSION — The Easton Solid Waste Commission established pursuant to this article.

DIRECTOR — The Director of Public Works of the Town of Easton.

DISPOSAL CHARGE — That amount of money to be charged for each ton of processible solid waste delivered to the Bridgeport System as established by the procedures authorized in the municipal contract.

HAZARDOUS WASTES — Solid and liquid wastes in the following classifications: "hazardous wastes" shall mean pathological, biological, cesspool or other human wastes, human and animal remains, and radioactive, toxic, and other hazardous wastes which according to federal, state or local rules or regulations from time to time in effect require special handling in their collection, treatment or disposal, including those regulated under 42 U.S.C. §§ 6921 to 6925 and regulations thereunder adopted by the United States Environmental Protection Agency pursuant to the Resource Conservation and Recovery Act of 1976, 90 Stat. 2806, 42 U.S.C. § 6901, such as cleaning fluids, crankcase oils, cutting oils, paints, acids, caustics, poisons, drugs, fine powdery earth used to filter cleaning fluid and refuse of similar nature.

HOUSEHOLD GARBAGE — Includes waste from the preparation, cooking and consumption of products used primarily in private homes.

² Editor's Note: See now Ch. 446E, Solid Waste Management Services Act.

INDUSTRIAL REFUSE — Includes putrescible and nonputrescible matter from the manufacture, fabrication or processing of any product.

MUNICIPAL CONTRACT — The municipal solid waste management services contract between the Town and the Authority dated as of August 30, 1985.

PROCESSIBLE SOLID WASTE — The refuse acceptable to the Bridgeport System pursuant to the municipal contract.

REFUSE — All putrescible and nonputrescible solid wastes, including household garbage, rubbish, ashes, bulky wastes and solid commercial and industrial refuse. It shall not include hazardous wastes.

REFUSE COLLECTOR — Includes any person, firm or corporation engaged in the business of collecting and transporting commercial, household or industrial refuse for hire within the Town of Easton.

TICKET — A ticket issued by the Town authorizing the disposal of processible solid waste at the transfer station.³

TOWN — The Town of Easton.

TRANSFER STATION — That facility constructed and operated by the Authority as part of the Bridgeport System and located at Spring Hill Road, Trumbull, Connecticut.

§ 414-10. Licensing of refuse collectors; registration of vehicles.

A. Licensing and registration authority designated. The Director shall be the licensing and registration authority for refuse collectors and vehicles.

(1) The Director shall grant a license within 30 days following the filing of a proper application and payment of the prescribed fee unless he finds one or more of the following conditions to prevail:

(a) The applicant has been irresponsible in the conduct of refuse collection or hauling operations based upon previous suspensions and/or revocations of licenses.

(b) The applicant lacks suitable equipment with which to collect refuse in a safe and nuisance-free manner and in compliance with this article.

(c) The applicant does not provide insurance having coverage as specified in this article.

(2) Should the Director decide not to issue a license, he shall advise the applicant and the Commission in writing of his decision and his reason(s) within 30 days after the application is complete.

B. License required. Each refuse collector shall on or before July 1 each year apply for a license from the Director on such form as he shall prescribe to engage in the business of

3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

refuse collection in the Town. The refuse collector shall list in his application all municipalities in which he is licensed or hauls and shall inform the Director of any changes to the list as they occur.

- C. Registration of vehicles. No refuse collector shall collect, haul or otherwise transport refuse in the Town except in duly registered vehicles. Registrations shall not be transferable from vehicle to vehicle. The Director may allow temporary transfer of registration in hardship situations such as a temporary breakdown of an individually licensed vehicle.⁴
- D. Insurance. Each refuse collector shall at all times maintain public liability insurance having limits of not less than \$500,000 for personal injury and \$25,000 for property damage and shall maintain workers' compensation for all of its employees. The refuse collector shall provide the Director with proof of such insurance at the time that the refuse collector shall apply for his license and each renewal thereof.
- E. Registration term; fee; renewal. All registrations shall be issued for a term not to exceed one year and shall be renewable on or before July 1 each year.⁵
- F. Reinspection upon sale or transfer of vehicle during registration year. If a duly registered vehicle shall be sold or transferred to another refuse collector licensed in the Town during the registration year, the vehicle shall be reinspected within seven days of such transfer date but no additional fee shall be required.
- G. Display of registration. The registration issued shall be conspicuously displayed on the left front of the body of each vehicle so licensed, or as may be directed.
- H. Identification of vehicles and containers. Each licensee shall prominently display at all times on each registered vehicle or container in letters at least four inches in height its name, registration number and telephone number.
- I. Licenses nontransferable. Licenses are not transferable. When any licensee shall sell or transfer all or part of its route to any refuse collector not licensed in the Town, it shall notify the Director in writing of its intent to sell at least seven days before the sale or transfer stating the name of the buyer or transferee and the date of transfer.

§ 414-11. Refuse collector's responsibilities and obligations.

- A. Place of delivery. Each refuse collector shall deliver all processible solid waste collected within the Town to the transfer station. The Town shall be credited with all said waste delivered to the transfer station. All other refuse shall be delivered to such place as the Director may from time to time designate, and any applicable charge shall be paid by the refuse collector.
- B. Prohibition on delivery. No licensee shall deliver any processible solid waste to any place other than the transfer station unless the transfer station is incapable of accepting

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

5. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

processable solid waste at the time of delivery, in which event waste shall be delivered to another location designated by the Director.

- C. Construction and maintenance of vehicles and containers. All vehicles registered to collect and transport refuse shall be of a watertight construction and shall be maintained free of noxious odors and accumulated refuse. Any such vehicle with a capacity in excess of five cubic yards shall be of a closed construction. A container utilized primarily for non-liquid refuse need not be of watertight construction but shall be completely enclosed. If any such vehicle shall have a capacity of less than five cubic yards, it may have an open top, provided that it is covered when it is in motion, to prevent the escape of refuse.
- D. Insurance and registration of vehicles and licensing of drivers. No vehicle shall be used to collect or transport refuse within the Town unless the vehicle is covered by liability insurance as provided in this article, is duly registered with the Connecticut Motor Vehicle Department, and is driven by a person licensed to drive with the Connecticut Motor Vehicle Department.
- E. Customers' containers. Refuse collectors shall leave their customers' containers in a neat, upright position, with lids replaced, and off the road.
- F. Spilled refuse. Refuse collectors shall clean up refuse that may have spilled when carrying or transferring refuse.
- G. List of rates. Each collector shall furnish to its customers, upon request, a list of rates for the various services it provides. Each collector shall also file such rates with the Commission, and should a collector intend to change its rates, it shall file the proposed new rates with the Commission at least 15 days before their effective date. No collector shall increase its rates until it complies with this subsection.

§ 414-12. Revocation or suspension of license or registration.

- A. Generally. Failure to comply with the provisions of this article shall be grounds for revocation or suspension by the Director of a license or registration in addition to the imposition of any fine or penalty permitted by law.
- B. If the Director shall determine that a license or registration should be revoked or suspended, he shall so notify the holder thereof by certified mail, return receipt requested, at least seven days in advance of the action to be taken, and the Commission. The notice shall state the reason(s) for the action.
- C. Request for appeal. If a refuse collector shall object to the Director's action to revoke or suspend its license or registration, it may within seven days after receipt of the notice file a written appeal with the Commission. Timely filing of the appeal shall operate as an automatic stay of the Director's action.
- D. The Commission shall hear and decide the appeal within 30 days; it shall state the reasons for the decision in writing. The decision of the Commission shall be final and binding upon the collector. The decision shall be published in a newspaper having a general circulation in the Town.

- E. Names and addresses of customers to be furnished upon revocation or suspension. Whenever a collector's license or registration is revoked or suspended, it shall do one of the following within five days after such action:
- (1) Offer to provide the services of another collector to its customers;
 - (2) Notify its customers of the revocation or suspension of its license, as the case may be; or
 - (3) Furnish the Director with the names and addresses of its customers to ensure continuity of service.
- F. Refusal of permission to use transfer station. The Director shall also have the authority to refuse permission to a collector to use the transfer station when, in the Director's opinion, the collector has violated this article.

§ 414-13. Procedure for use of transfer station tickets.

- A. No refuse collector or other person shall transport or otherwise dispose of refuse at the transfer station without having first purchased a ticket entitling the collector or such other person to dispose of the processible solid waste at the transfer station.
- B. The Town of Easton shall be the sole agency authorized to sell tickets for the disposing of processible solid waste collected in the Town.
- C. The Commission shall from time to time set the price of the tickets and denominations thereof.
- D. Tickets may be purchased at the Town Hall during all Town Hall hours.

§ 414-14. Storage of refuse.

- A. Provision for containers. The owner of each premises where refuse is created or generated shall provide, at a suitable place upon such premises, sufficient receptacles for receiving and holding such refuse during the intervals between collections. Refuse containers shall be maintained in good condition.
- B. Containers for commercial refuse. The standard container for commercial refuse shall be a watertight, vermin-proof galvanized or plastic receptacle, with a tight lid, of not over 30 gallons' capacity, except that commercial establishments may provide for a large covered container designed to be emptied into a refuse truck.
- C. Containers for household garbage; number of collections. The standard unit of collection for household garbage shall be twenty- and thirty-gallon containers and at least one collection shall be made each week. Other refuse, such as trash and papers, may be stored for collection in plastic or comparable containers.
- D. Discarding of refuse. No person shall throw upon, discard, place or leave any refuse on any street or other public place or upon any private property, whether owned by such person or not, within the Town except in proper containers or otherwise properly

prepared for collection or under express approval granted by the Director. No person shall throw or deposit any refuse in any stream or other body of water.

- E. Accumulation of refuse. Any uncontainerized accumulation of refuse on any premises is hereby declared to be a nuisance and is prohibited. Failure to remove any accumulation of refuse within 10 days after written notice from the Director by certified mail to remove it shall be deemed a violation of this article.
- F. Scattering of refuse. No person shall cast, place, sweep, deposit or allow to remain any refuse in such a manner that it may be carried or blown by the elements upon any street, sidewalk, or other public place, or upon another person's property.
- G. Hazardous wastes. No person, firm or corporation shall place hazardous wastes or similarly dangerous substances in any refuse container or transport any such substance to the transfer station.

§ 414-15. Solid Waste Commission.

- A. There is hereby created a Solid Waste Commission.
- B. The duties of the Commission shall be to:
 - (1) Prepare and submit to the Board of Selectmen before February 1 each year an annual budget for the carrying out of the Town's responsibilities under the municipal contract and this article.
 - (2) Set from time to time the fees for the tickets, licenses and registrations to be issued pursuant to this article.
 - (3) Receive reports from the Director concerning the collection of refuse in the Town and the administration of this article.
 - (4) Inform itself as to the operation and administration of the Authority and the Bridgeport System.
 - (5) Advise and recommend to the Board of Selectmen and such other boards, commissions and agencies of the Town as may be appropriate such changes in this article or the procedures carried out pursuant to it as the Commission may deem necessary or appropriate.
 - (6) Hear and decide appeals from decisions of the Director pursuant to this article.
- C. The Commission shall consist of five members and two alternates. Existing members will continue with their current terms. The two alternates will each have five-year terms.
- D. A quorum shall consist of not fewer than three members.

§ 414-16. Penalties for offenses.

Any person, firm or corporation violating any provision of this article shall, upon conviction thereof, be fined not less than \$50 or not more than \$100 for each offense. Every day upon

which the violation shall occur or upon which the violation shall continue shall constitute a separate offense. The foregoing fines are in addition to any other penalties which may be imposed by law.

Chapter 421

STREETS AND SIDEWALKS

ARTICLE I Construction and Maintenance

- § 421-1. Supervision by Board of Selectmen.
- § 421-2. Road Regulations.
- § 421-3. Acceptance of deed by Town.

ARTICLE II Excavations

- § 421-4. Permit required.
- § 421-5. Application for permit.
- § 421-6. Bond and insurance.
- § 421-7. Restoration of damaged roads.
- § 421-8. Penalties for offenses.

ARTICLE III Street Monuments

- § 421-9. Replacement of destroyed monuments.
- § 421-10. Penalties for offenses.

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- § 421-11. Vehicles interfering with snow removal.
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§ 421-13. Impoundment and recovery of vehicles.

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§ 421-16. Findings and purpose.

§ 421-17. Authority of Planning and Zoning Commission.

§ 421-18. Designation criteria.

§ 421-19. Procedure.

§ 421-20. Rescission and appeal.

§ 421-21. Application for alterations.

§ 421-22. Enforcement; penalties for offenses.

ARTICLE VI Acceptance of Conveyance of Streets

§ 421-23. Delegation of power to Selectmen.

§ 421-24. Procedure.

§ 421-25. Conveyance of easements.

§ 421-26. Inconsistencies with other ordinances.

§ 421-27. Purposes.

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Road Commission — See Ch. 179.

Driveways — See Ch. 273.

Numbering of buildings and lots — See Ch. 257.

Parking — See Ch. 373.

ARTICLE I

Construction and Maintenance**[Adopted 3-25-1980 as Title VIB of the 1980 Code of Ordinances]****§ 421-1. Supervision by Board of Selectmen.**

The layout, widening, construction, reconstruction and repair of all roads, bridges, sidewalks, curbs, storm drainage systems, and all other construction necessary or appropriate to the foregoing shall be within the control and supervision of the Board of Selectmen under Chapter 238 of the General Statutes.

§ 421-2. Road Regulations.

No activity with respect to the construction or reconstruction referred to in § 421-1 shall take place except in conformity with the currently effective Easton Road Regulations promulgated by the Board of Selectmen.

§ 421-3. Acceptance of deed by Town.

No request for the acceptance by the Town of a deed to a road shall be submitted to a Town Meeting unless said deed is a warranty deed conveying clear title to the road together with necessary drainage easements and a covenant guaranteeing, for a five-year period, the construction of roads in accordance with the Easton Road Regulations, then currently effective. Said deed shall be in a form satisfactory to the Board of Selectmen and to Town Counsel.

ARTICLE II

Excavations**[Adopted 3-25-1980 as Title VIC of the 1980 Code of Ordinances]****§ 421-4. Permit required. ¹**

No person, firm or corporation shall disturb the surface of any road within the Town unless a permit has been obtained from the Town Engineer. A fee of \$25 shall be charged for each permit.

§ 421-5. Application for permit.

Applications for permits shall set forth the location of the intended excavation, the size thereof, the purpose thereof, and the name and address of the person, firm or corporation doing the actual excavating work, the name and address of the person, firm or corporation for

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

whom the work is being done, and an agreement that the applicant will comply with all ordinances and laws relating to the work to be done.

§ 421-6. Bond and insurance. ²

No such permit shall be granted until the applicant/owner shall file with the Town Engineer:

- A. A cash or surety company bond in the amount of \$15 for each square yard of road surface to be disturbed, as determined by the Town, to ensure the restoration of the roadway to its original condition; and
- B. Evidence of insurance coverage or financial responsibility sufficient to indemnify and hold the Town harmless from any loss, liability or damage which may arise out of the existence or manner of guarding or constructing any such excavation.

§ 421-7. Restoration of damaged roads. ³

In the event that any person, firm or corporation accidentally disturbs the surface of any road or excavates or otherwise performs work on a road without a permit, such damage shall be restored at once, and the repairs, paving or patching shall be done in accordance with the Easton Road Regulations. If said repairs are not made within 10 days, after notice, in writing, by the Town Engineer, the Town shall cause the necessary restoration to be done and collect the total cost thereof, together with reasonable legal fees, in a civil action against the party causing the damage or the party for whose benefit the work was done.

§ 421-8. Penalties for offenses.

Any person, firm or corporation failing to comply with this article shall be subject to a fine of not more than \$100, in addition to the costs provided for in § 421-7 hereof.

ARTICLE III

Street Monuments

[Adopted 3-25-1980 as Title VIE of the 1980 Code of Ordinances]

§ 421-9. Replacement of destroyed monuments.

The cost of replacing a street monument destroyed or displaced either in the course of constructing a building upon or landscaping property abutting the monument shall be borne by the owner of the property abutting the monument. If the property owner fails to replace a destroyed or displaced monument within three months after notice, in writing, the Town may replace the monument at the expense of the property owner.

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 421-10. Penalties for offenses.

A property owner who violates the provisions of this article by failing to replace a destroyed or displaced monument within three months after it is destroyed or displaced shall be subject to a fine of not more than \$100.

ARTICLE IV
Snow Emergencies

[Adopted 3-25-1980 as Title IVC of the 1980 Code of Ordinances]

§ 421-11. Vehicles interfering with snow removal.

No person, firm or corporation shall allow any vehicle used or owned by him or it or registered in his or its name to remain on a public street during or after a snowstorm in such a manner as to interfere with the work of removing or plowing snow or removing ice or in such a manner as to create a traffic hazard.

§ 421-12. Removal of vehicles.

Any vehicle remaining on a street in violation of § 421-11 may be removed, towed or conveyed by or at the direction of any member of the Police Department by means of towing the same or otherwise to any Town property or outdoor parking area or to a commercial place.

§ 421-13. Impoundment and recovery of vehicles.⁴

The Board of Police Commissioners is authorized to designate one or more suitable places for the impounding of motor vehicles. Impounded motor vehicles may be repossessed only upon payment of a towing charge and a storage charge. Said charges shall be set by the Board of Police Commissioners from time to time. Preference will be given by the Board of Police Commissioners to garages and towing facilities located within the Town of Easton.

§ 421-14. Deposit of snow on streets prohibited.

No person, firm or corporation, including those owning, leasing, occupying or having charge of any premises, shall cause or allow the removal or deposit of snow from said premises onto the traveled portion of any public street.

§ 421-15. Penalties for offenses.

Any person who violates the provisions of §§ 421-11 and 421-14 shall be fined not more than \$25. The fine shall be an addition to any towing and storage charges paid under the provisions of § 421-13.

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

ARTICLE V
Scenic Roads
[Adopted 9-20-1989]

§ 421-16. Findings and purpose.

- A. The scenic and rural roads of the Town of Easton are an irreplaceable resource.
- B. The scenic values of some rural roads in Easton have been destroyed or are in danger of destruction because of past or potential alterations to their rights-of-way. Such alterations have had, and could continue to have, a significant adverse impact on the quality of the Town's environment in general and, in particular, on aesthetic and historic values that are of great but immeasurable benefit to residents and visitors alike.
- C. As explicitly expressed by Public Act 81-401,⁵ the preservation and protection of the scenic or historic values of rural roads is essential to the welfare of the people of Connecticut. It is the purpose of this article to balance that need in Easton with the traditional need to provide, in transportation matters, for common convenience and public safety.
- D. Therefore be it ordained by the Town of Easton that, pursuant to the authority granted by Public Act 81-401, the Town of Easton provide for the designation of Town roads ("highways") or portions thereof as scenic roads, and further in order to maintain the scenic nature of highways so designated or portions thereof, the Town of Easton is authorized to regulate, in accordance with this article, the future alteration or improvement of roads so designated, including but not limited to widening of the right-of-way or of the travelled portion of the highway, paving, changes in grade, straightening, removal of stone walls and removal of mature trees.

§ 421-17. Authority of Planning and Zoning Commission.

The authority to designate a highway or any portion of any highway as a scenic road is hereby delegated to the Planning and Zoning Commission of the Town of Easton.

§ 421-18. Designation criteria.

- A. No highway or portion of a highway shall be designated as a scenic road if the abutting property contains intensive commercial development or if the highway itself has intensive vehicular traffic. Prior to designating a highway or portion thereof as a scenic road, the Planning and Zoning Commission must first specifically find that at least one of the following criteria is met:
 - (1) The highway is unpaved;
 - (2) The highway is bordered by mature trees or stone walls;
 - (3) The travelled portion of the highway is no more than 20 feet in width;

5. Editor's Note: See § 7-149a of the Connecticut General Statutes.

- (4) The highway offers scenic views;
 - (5) The highway blends naturally into the surrounding terrain; or
 - (6) The highway parallels or crosses over brooks, streams, lakes, or ponds.
- B. No highway or portion thereof may be designated as a scenic road by the Planning and Zoning Commission pursuant to this article unless the owners of the majority of the lot frontage abutting the highway or portion thereof agree to the designation of the highway as a scenic road by filing a written statement of approval with the Town Clerk of the Town of Easton.

§ 421-19. Procedure.

- A. The Planning and Zoning Commission on its own initiative may consider a highway or portion thereof for scenic road designation. Property owners may petition the Planning and Zoning Commission for a designation of a highway or portion thereof as a scenic road. The petition shall state what road or portion of road is requested to be designated as a scenic road and describe those characteristics of the road which qualify it for scenic 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 (such ownership shall be verified by the Town Assessor), stating that they approve of designating the road or portion of road a scenic road and indicating, to the best of their knowledge, their lot frontage along the road or portion of the road in question. Each signer of the petition shall indicate his or her address. The petition should also include the names and addresses of owners of lot frontage abutting the road or portion of road in question 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 Easton. 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. An original and one copy of the petition shall be filed with the Town Clerk, who shall retain the copy and forward the original to the Planning and Zoning Commission.
- B. In order to designate a highway or portion thereof a scenic road, the Planning and Zoning Commission shall first hold a public hearing regarding the designation of such road as a scenic road. Notice of the public hearing shall be given by publication in a newspaper of general circulation in the Town of Easton at least twice in intervals of not less than two days, the first not more than 15 days nor less than 10 days and the last not less than two days prior to the date of such hearing, and by sending a copy thereof by registered or certified mail to the owners of lots fronting the highway or the portion of the highway to be designated as a scenic road. The Planning and Zoning Commission shall act upon the designation within the period of time permitted under § 8-26d of the Connecticut General Statutes, as amended. Notice of the decision of the Commission shall be published in a newspaper having a substantial circulation in the Town of Easton and addressed by certified mail to the owners of lots fronting on that highway or portion thereof designated as a scenic road, by its Secretary or Clerk, under his signature in any written, printed, typewritten or stamped forms, within 15 days after such decision has been rendered.

Such notice shall be a simple statement that the highway or a portion thereof was or was not designated as a scenic road by the Planning and Zoning Commission, together with the date of such action. The grounds for the designation or nondesignation shall be stated in the records of the Commission and shall include in as much detail as possible the special features which make the highway so designated scenic, or the reasons for denying designation.

§ 421-20. Rescission and appeal.

- A. The designation of a highway or a portion thereof as a scenic road may be rescinded by the Planning and Zoning Commission using the above procedures and provided that the owners of the majority of the lot frontage abutting the highway or a portion of the highway concur with such rescission as set forth in this article.
- B. Any person aggrieved by a designation or refusal to designate a highway or portion of a highway as a scenic road pursuant to this article or by any alteration or improvement of such highway may appeal such designation in the manner and utilizing the same standards of review provided for appeals from the decisions of the Planning and Zoning Commission under Connecticut General Statutes § 8-28.

§ 421-21. Application for alterations.

- A. Preservation objective. Routine maintenance and the regulation of future alterations and improvements of designated highways shall be carried out so as to preserve to the highest degree possible the scenic characteristics of the highway which are indicated in the records of the Planning and Zoning Commission as the basis for the designation.
- B. Hearing and decision responsibility. The alteration or improvement of a designated scenic road shall be determined by the Board of Selectmen. Any proposal for alteration or improvement, whether by public or private applicant, shall be submitted to the Planning and Zoning Commission, which shall hold a public hearing and submit findings of fact and a recommendation to the Board of Selectmen. After a vote by the Planning and Zoning Commission to maintain a designated highway without change, the Board of Selectmen may overturn that vote only by a unanimous vote of its own. The determination by the Board of Selectmen shall be based on the findings of fact of the Planning and Zoning Commission and shall give important weight to the Commission's recommendation.
- C. Routine road maintenance. Such maintenance shall include removal of dead and seriously diseased or damaged trees and branches of trees; trimming of the tree branches that encroach on the travelled portion of the highway below the height needed to allow school buses and emergency vehicles to pass; trimming or removal of brush and removal of boulders or other obstacles that encroach on the travelled 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 road set forth in the decision designating it a scenic road; correction of drainage problems without damage to existing stone walls and mature trees; and graveling, retreatment and repair of existing roadway surfaces.

- D. Natural disasters. In the case of a natural disaster in which a road becomes impassable or unsafe for public travel and access must be provided, emergency repairs may be made as needed.
- E. Standards for alterations. When contemplating alterations to a scenic road for common convenience and necessity, including, without limitation, safety reasons for fire and police considerations, the following procedures shall be followed:
- (1) Review of a suitable map and, where deemed necessary by the Planning and Zoning Commission, of a technical report documenting the cited hazards and offering alternative solutions.
 - (2) Public hearing to allow full public participation.
 - (3) A decision-making process that not only reviews the specific safety features but also takes into account the overall impact of the possible change in a scenic road as well as the public response.
 - (4) The final decision shall reflect the least damages to the character of the scenic road. If stone walls or portions thereof must be removed, they shall be rebuilt along the untraveled portion of the scenic road.
 - (5) If alterations to a scenic road are required, then they shall be planned with due regard to the following parameters:
 - (a) Speed limits. Scenic values are correlated with lower speeds. The lower speed shall be posted and suitably enforced.
 - (b) Curves. Scenic values are correlated with the existence of curves, which allow a constant unfolding of new and changing views. Curves shall not be eliminated until they are found to be a definite hazard within the concept of the specific road.
 - (c) Grades. Hills and valleys are correlated with scenic values. They shall not be destroyed by cuts and fills unless absolutely essential for road safety.
 - (d) Widths. A narrow road is correlated with high scenic beauty. Designated highways should not be widened unless the amount of traffic, as determined by a professionally based factual study, demands it. For some rural roads, the amount of traffic that can be handled can be greatly increased by wide bypasses and turnouts, constructed at intervals where they do least damage to scenic and other values.
 - (e) Side slopes. Existing steepness of side slopes is preferable to reduction of gradient by extensive removal of soil and rock. This is especially true where the slope is fully stabilized and where it is rich with existing ground cover, shrubs and trees.
 - (f) Vistas. Vistas of distant landscapes shall be preserved by suitable vegetation management techniques.

- (g) Utility lines. Wherever possible, utility lines should be put underground. Where they are overhead the utility corporations should cooperate by implementing suitable vegetation management techniques which preserve the wildflowers and the shrubs.
 - (h) Vegetation. Vegetation on the side of the road shall be managed in such a way as to preserve wildflowers, shrubs of ornamental wildlife values, larger trees overarching smaller, isolated trees, as well as closed forest canopies, all of which have extremely high scenic values.⁶
 - (i) Billboards, sand, gravel and salt piles, refuse disposal, and other unsightly structures or situations shall be forbidden. Where possible, scenic and preservation easements should be acquired from adjacent owners to ensure the continuance of natural relief, desirable features, and scenic and historic values in the public interest.
- (6) Any action under Subsections A, B, C and D shall be taken in a manner which will avoid or reduce adverse effects on the characteristics of the designated highway specified in the decision designating it a scenic road. Any reconstruction of a designated highway shall be done in similar manner with a view to restoring the road to the extent possible to its scenic character at the time of designation.
- F. Paving criteria. Paving of the unpaved travelled portion of a scenic road shall be permitted only if the owners of a majority of lot frontage along the unpaved portion of the road indicate their approval of the paving by signing a written statement agreeing to the paving and filing it with the Town Clerk.
- G. Rights of landowners.
- (1) Nothing in this article shall be deemed to prohibit a person owning or occupying land abutting the highway or portion thereof designated as a scenic road by the Planning and Zoning Commission from:
 - (a) Maintaining and repairing the land which abuts the road so designated if the maintenance occurs on land not within the right-of-way, paved or unpaved, of the scenic road; or
 - (b) Having access to his property by driveway or subdivision road encroachment within the rights-of-way, provided that such encroachment is constructed so as to safeguard the highway's scenic features as recorded by the Planning and Zoning Commission.
 - (2) Nothing herein shall prohibit a landowner from permanently removing a portion of a stone wall in order to construct or improve a driveway or, in the case of a subdivision, to connect a subdivision road with a designated scenic road.

6. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 421-22. Enforcement; penalties for offenses.

- A. This article shall be enforced by the Planning and Zoning Commission, acting through its designated enforcement official(s).
- B. Violation of this article shall be subject to a fine not exceeding \$100 per day for each day the violation continues and such other legal remedies as may be available to the Commission.

ARTICLE VI
Acceptance of Conveyance of Streets
[Adopted 5-12-1997]

§ 421-23. Delegation of power to Selectmen.

The power under § 13a-48 of the Connecticut General Statutes to accept proposed public highways and streets is delegated to the Board of Selectmen according to the procedures set forth in this article as they may be amended from time to time.

§ 421-24. Procedure.

The following procedure shall be used when the owner of a street proposes to convey it to the Town:

- A. The owner shall request the Town Engineer in writing to inspect the street and all other improvements installed or made in connection with it for the purpose of the Town Engineer's recommending to the Planning and Zoning Commission that the street and improvements have been constructed and completed according to the Town's road ordinances and Subdivision Regulations and the decision of said Commission approving the subdivision where the street is located. The owner's request shall include the owner's certification that the street and improvements have been constructed and completed as described herein. The owner shall provide the Planning and Zoning Commission with a copy of the owner's request and certification.
- B. If the Town Engineer shall so recommend, he shall also advise the Commission:
 - (1) That all required as-built drawings have been received by him and approved by him as complying with the Subdivision Regulations;
 - (2) Of the amount of the proposed maintenance bond to be filed by the owner under Section VIIId(3) of the Subdivision Regulations; and
 - (3) Of such recommendations as the Town Engineer may deem appropriate regarding acceptance of the street and/or its maintenance.
- C. The Planning and Zoning Commission shall meet to consider the Town Engineer's recommendation within 30 days after its receipt.
- D. The Planning and Zoning Commission shall decide within 30 days after the conclusion of its meeting whether to recommend to the Board of Selectmen as to the items listed in

Subsection B and notify the owner of its decision. If the Planning and Zoning Commission shall so recommend, it shall accordingly advise the Board of Selectmen, including the amount of the proposed maintenance bond and such other recommendations as the Commission may deem appropriate regarding the acceptance of the street and/or its maintenance.

- E. Within 30 days after the Planning and Zoning Commission's decision to recommend to the Board of Selectmen, the owner shall request the Board of Selectmen to accept the street as a public street. The owner's request shall include a list of the names and addresses of the owners of all lots abutting the street. The owner's request shall also include the following documents:
- (1) Form of proposed maintenance bond.
 - (2) Proposed warranty deed for street.
 - (3) Certificate of title to the Town to be signed by a Connecticut attorney, certifying that title to the street is free and clear of all encumbrances except those imposed by law.
 - (4) Evidence that all real property taxes on the street have been paid to the date of conveyance.
 - (5) Proposed Connecticut conveyance tax returns.
 - (6) Form of notice to be given abutting lot owners.
- F. After the Board of Selectmen has completed its review of the recommendation by the Planning and Zoning Commission and Town Counsel has completed his or her review of the documents enumerated in Subsection E, the Board of Selectmen shall place the owner's request on an agenda of a Selectmen's meeting to be held not sooner than 10 days before such meeting or more than 30 days after it.
- G. The Board of Selectmen shall cause notice of its meeting at which the owner's request shall be heard to be published in a newspaper having a circulation in the Town. In addition, the owner shall give notice by registered or certified mail of the date, time and place of the meeting to all owners of lots abutting the street and shall certify to the Board of Selectmen that such notice has been given. The Board of Selectmen shall not act upon the owner's request until the owner can so certify.
- H. The Board of Selectmen shall notify the owner of its decision regarding the owner's request within 30 days after the completion of the meeting at which it was heard. If the owner's request is granted, the owner shall cause the owner's attorney to complete the recording of the deed for the street and the certification of title with respect thereto, all at the owner's expense. The owner shall also deliver to the Planning and Zoning Commission the completed subdivision maintenance bond for action by the Commission, including release of the subdivision improvements bond pursuant to the Commission's Subdivision Regulations.

§ 421-25. Conveyance of easements.

The acceptance and recording of conveyances to the Town of easements other than for open spaces and rights-of-way (exclusive of public streets), as required by the Planning and Zoning Commission pursuant to its regulations or as part of its approval of a subdivision, shall be administered by the Planning and Zoning Commission according to its regulations, rules and procedures.

§ 421-26. Inconsistencies with other ordinances.

In the event of an inconsistency between this article and any other ordinance, the provisions of this article shall govern.

§ 421-27. Purposes.

The purposes of this article are to simplify the procedure for accepting streets and to designate which Town board shall have the power to do so.

Chapter 430

TAXATION

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Exemption for Bradley-Hubbell House

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§ 430-37. Record of taxes abated.**§ 430-40. Death of nonresident police officer or firefighter.****§ 430-38. Abatement terminates with remarriage.****§ 430-41. Effective date.****§ 430-39. Commuting not part of duties.****Appendix A, Means Test;
Liquid Assets Certification**

[HISTORY: Adopted by the Town Meeting of the Town of Easton as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Exemption for Bradley-Hubbell House**[Adopted 2-1-2000]****§ 430-1. Exemption authorized.**

Pursuant to the authority of § 12-81(58) of the Connecticut General Statutes, the Town of Easton authorizes exemption from any real or personal property taxes of the property commonly known as the "Bradley-Hubbell House," as such property is more particularly shown on a survey titled "Map of Property of BHC Company Leased to the Historical Society of Easton, Inc., #535 Black Rock Turnpike, Easton, Conn. December 28, 1999," for such period as such property is leased to and used exclusively for the educational and administrative purposes of the Historical Society of Easton and so long as the Historical Society of Easton remains exempt from taxation for federal income tax purposes. In the event that the property shall no longer be leased to the Historical Society of Easton or used exclusively for the educational and administrative purposes of the Historical Society of Easton, or if the Historical Society of Easton shall no longer be exempt from taxation for federal income tax purposes, then this exemption shall expire automatically without further action by the Town. Notice of any such expiration shall be given by recording on the land records of the Town of Easton.

ARTICLE II

Effective Date for Property Tax Exemption**[Adopted 12-16-2002]****§ 430-2. Effective date established; application for exemption.**

The Town, pursuant to § 12-81b of the Connecticut General Statutes, provides that the property tax exemption authorized by any of Subdivisions 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16 of § 12-81 of the Connecticut General Statutes shall be effective as of the date of acquisition of the property to which the exemption applies, including reimbursement to the tax-exempt organization for any tax paid by it to the Town for a period subsequent to the date of acquisition, but not including reimbursement for any tax paid by the prior owner for a period subsequent to the date of acquisition for which the tax-exempt organization reimbursed such owner on the transfer of title to such property. Any such tax-exempt organization shall apply for such exemption in writing to the Tax Collector and shall supply all reasonable information that the Tax Collector requires. Exemption pursuant to this article shall not

provide a basis for any use, and all uses shall be subject to all applicable Town requirements, including, without limitation, those of the Planning and Zoning Commission.

ARTICLE III
Farm Tax Exemption
[Adopted 4-26-2004]

§ 430-3. Additional exemption for farm machinery.

Pursuant to P.A. 03-234 which amends § 12-91 of the Connecticut General Statutes effective July 1, 2003, the Town provides an additional exemption from property tax for farm machinery as allowed by § 12-91(b) of the Connecticut General Statutes, as amended.

§ 430-4. Additional exemption for farm buildings.

Pursuant to P.A. 03-234 which amends § 12-91 of the Connecticut General Statutes effective July 1, 2003, the Town provides an additional exemption from property tax for farm buildings as allowed by § 12-91(c) of the Connecticut General Statutes, as amended.

§ 430-5. Rights and obligations.

All rights and obligations with respect to the exemptions shall be as set forth in § 12-91 of the Connecticut General Statutes as amended by P.A. 03-234.

§ 430-6. When effective.

This exemption shall be effective commencing with the October 1, 2004, assessment.

ARTICLE IV
Exemptions for Solar Energy Systems
[Adopted 12-8-2008]

§ 430-7. Solar energy systems.¹

- A. Any building, the construction of which is commenced on or after October 1, 1977, which is equipped with a solar energy heating or cooling system, or any building to which a solar energy heating or cooling system is added on or after October 1, 1977, shall receive a property tax assessment exemption to the extent of the amount by which the assessed valuation of such real property equipped with such solar heating or cooling system exceeds the assessed valuation of such real property equipped with the conventional portion of the heating or cooling system, exclusive of any portion of such system related to solar energy. The exemption shall only apply to the first 15 assessment years following construction of such building or addition of any such system to a building.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

- B. As used in this section, "solar energy heating or cooling system" means equipment which provides for the collection, transfer, storage and use of incident solar energy for water heating, space heating or cooling which absent such solar energy system would require a conventional energy resource, such as petroleum products, natural gas or electricity, employs mechanical means such as fans or pumps to transfer energy, and meets standards established by regulation by the Secretary of the Office of Policy and Management. Such standards are incorporated herein by reference.
- C. Any person who desires to claim the exemption provided in this section shall file with the Assessor in the Town of Easton, within 30 days following the annual assessment date, written application claiming such exemption on a form as prescribed by the Secretary of the Office of Policy and Management. Failure to file such application in said manner and form within the time limit prescribed shall constitute a waiver of the right to such exemption for the assessment year.

§ 430-8. Solar energy generating systems.

- A. Definitions. As used in this section, the following terms shall have the meanings indicated:

HYBRID SOLAR ENERGY SYSTEM — A solar energy heating or cooling system which consists of both active and passive elements and which meets the standards established for both.²

PASSIVE SOLAR ENERGY SYSTEM — A system which utilizes the structural elements of a building for the collection of incident solar energy and its storage and distribution for use in water heating or space heating or cooling, which building absent such system would require a conventional energy resource, such as petroleum products, natural gas or electricity, and which system meets standards established by regulation by the Secretary of the Office of Policy and Management.³

SOLAR ENERGY ELECTRICITY GENERATING SYSTEM — Equipment which is designed, operated and installed as a system at any private residential location which meets standards established by regulation by the Secretary of the Office of Policy and Management.

- B. Any solar energy electricity generating system installed for the generation of electricity for private residential use, provided that such installation occurs on or after October 1, 1977, shall receive a property tax assessment exemption. This exemption shall only be applicable in the first 15 assessment years following the installation of such system.
- C. Any building, the construction of which is commenced on or after April 20, 1977, which is equipped with a passive or hybrid solar energy system, or any building to which such a system is added on or after April 20, 1977, shall receive a property tax assessment exemption to the extent of any amount by which the assessed valuation of such real property equipped with such a system exceeds the valuation at which such real property

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

would be assessed if built using conventional construction techniques in lieu of construction related to such a system, as determined by the assessing officer of the Town of Easton.⁴

- D. Any person who desires to claim the exemption provided in this section shall file with the Assessor in the Town of Easton, within 30 days following the annual assessment date, written application claiming such exemption on a form as prescribed by the Secretary of the Office of Policy and Management. Failure to file such application in such manner and form within the time limit prescribed shall constitute a waiver of the right to such exemption for the assessment year.⁵

ARTICLE V
Tax Relief for the Elderly
[Adopted 3-19-2012]

§ 430-9. Authority and purpose.

The Town of Easton amends and restates the ordinance relating to tax relief for elderly homeowners, adopted pursuant to § 12-129n of the Connecticut General Statutes for eligible residents of the Town of Easton, on the terms and conditions provided herein. This article is enacted for the purpose of assisting elderly homeowners with a portion of the costs of property (real estate) taxation.

§ 430-10. Committee report.

No later than August 15 of every third year commencing 2011, or more frequently at the discretion of the Board of Selectmen, the Board of Selectmen shall appoint a committee of not fewer than five resident taxpayers of the Town of Easton which shall undertake and complete, within 180 days following such appointment, or such longer time as the Board of Selectmen shall authorize, a study and investigation with respect to property tax relief for the elderly and, on the basis thereof, prepare a report to the Board of Finance which report shall include the following:

- A. With respect to the previous three years, the fiscal effect of such property tax relief on property tax revenues for such years for the Town of Easton; and
- B. Recommendations with respect to the form and extent of such property tax relief for the following three years, including estimates of the effect annually of recommended tax relief on property tax revenues.

§ 430-11. Submission of plan to Town Meeting.

After receiving the report from the Committee on Tax Relief for the Elderly, the Board of Finance shall provide such comments on the recommendations as it deems appropriate. The

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

5. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Committee on Tax Relief for the Elderly shall consider the comments of the Board of Finance and shall, to the extent deemed necessary and appropriate by such Committee, present revised recommendations to the Board of Finance. When the Board of Finance is satisfied with the recommendations of the Committee, the Board of Finance shall recommend the plan for adoption by the Town at a Town Meeting to be scheduled by the Board of Selectmen. The Town Meeting shall, by majority vote, approve or reject the recommended plan but shall not amend the plan. If approved, the plan shall remain in effect until such time as a new recommended plan is approved by the Town Meeting. If rejected, a new Committee on Tax Relief for the Elderly, that may, but need not, contain members of the preceding Committee on Tax Relief for the Elderly, shall be convened. Until such time as a new plan for tax relief for the elderly shall be adopted by the Town Meeting, the then current plan shall remain in effect.

§ 430-12. Amendments.

This article may, but need not, be amended and restated in its entirety in the future. It shall be sufficient to submit as an amendment to this article the provisions of the recommended or approved plan.

§ 430-13. Benefit to estate of deceased taxpayer and eligible surviving spouse.

Under no circumstances shall tax relief provided under this article result in a benefit to the estate of a deceased taxpayer and to the eligible surviving spouse that would be separately, or together, greater than the deceased taxpayer would have received if such deceased taxpayer had lived.

§ 430-14. Transfer of property.

If any person entitled to the tax relief pursuant to this article transfers the property on which relief is granted, such tax relief shall be prorated as of the date of transfer of title and the transferee of such property shall pay the Town a prorated share of the tax relief as provided by § 12-81a of the Connecticut General Statutes.

§ 430-15. Relief to be prorated.

Tax relief under this article shall be allowed only once per year for each eligible principal residence. In any case where title to such real property is recorded in the name of an eligible applicant (including such applicant's spouse) and any other person or persons, the tax relief shall be prorated so as to allow tax relief equivalent to the fractional share of ownership in the property of such eligible applicant (including such applicant's spouse). In any case where such real property is a multiple-family dwelling and is occupied by the eligible applicant (including such applicant's spouse) and any other person, the tax relief shall be prorated so as to allow tax relief equivalent to the fractional portion occupied by such eligible applicant (including such applicant's spouse). The Assessor shall determine the proration amount in a multiple-family situation.

§ 430-16. Maximum tax relief.

The total of all tax relief granted under this article shall not exceed an amount equal to 4% of the total real estate property tax assessed for the Town in the preceding tax year, and if such relief would exceed such amount, it shall be prorated to keep the total amount of Town tax relief within such 4%.

§ 430-17. Use of lien on property.

The Town of Easton shall not place a lien on any property for which tax abatement is granted under this article in any amount by reason of the granting of such abatement. However, the terms of this section will not in any way affect the right of the Town of Easton to have a lien on such property pursuant to any tax deferral granted under this article or pursuant to any section of the Connecticut General Statutes other than § 12-129n.

§ 430-18. Applicability.

This article shall apply to real property taxes as are due and payable commencing the fiscal year beginning July 1, 2012, and succeeding fiscal years.

§ 430-19. Qualifications for relief.

Any person who owns real property in the Town of Easton or is liable, by reason of life use, for payment of taxes thereon pursuant to § 12-48 of the Connecticut General Statutes, and who occupies the property as a principal residence, shall be entitled on the annual taxes for such property as are due and payable for the fiscal year beginning July 1, 2012, to a credit against the real property taxes on such residence based on the plan set forth in this article.

- A. This program shall be offered to those persons qualifying even though their current taxes may be in arrears, provided that all of the following conditions are met:
- (1) Such person was 65 years of age or over on December 31 prior to the fiscal year for which tax relief is sought, or his or her spouse was 65 years of age or over on such December 31 and resides with such person, or such spouse was, on such December 31, 60 years of age or over and the surviving spouse of a taxpayer who was qualified for tax relief under this article at the time of his or her death.
 - (2) Such person, or such person's spouse, as described in Subsection A(1), shall have resided in the Town of Easton and paid taxes for a period of five years immediately prior to the fiscal year for which tax relief is sought.
 - (3) The property for which the tax relief is sought must be the principal residence of such person, and such person's spouse (if any), for more than 183 days of the fiscal year immediately prior to the fiscal year for which tax relief is sought; however, should the applicant be confined to a skilled nursing home for 365 days or less but intend to return to the property, such person is entitled to tax relief.
 - (4) Such person or such person's spouse as defined in Subsection A(1) shall file with the Assessor an application, in a form acceptable to the Assessor, not later than

May 15 of the year following the October 1 grand list. The form shall require such information as the Assessor may reasonably require and shall be prepared by the Assessor subject to the approval of the Board of Selectmen.

- (5) Means test; liquid assets. In order to qualify, each household must certify that it has no more than \$500,000 in liquid assets (i.e., cash, including bank accounts, and marketable securities but exclusive of IRS recognized retirement plans). The Assessor shall include the affidavit shown in Appendix A of this article in each application form for tax relief.⁶
 - (6) Before the tax benefit created by this article or any portion thereof shall be given, such person must first apply for tax relief under any state statutes under which he or she is eligible.
- B. If in the Assessor's opinion the taxpayer does not qualify for tax relief, she/he may refuse relief. In the event of a question with respect to income or a claimed exemption of income, or deduction from income, not specifically referred to in this section, the Assessor or designee shall make a determination based upon the purposes of this article. The Assessor may also refuse tax relief if there is a question as to whether or not any application is bona fide. Any person refused relief for any reason may appeal to the Board of Selectmen, which may grant tax relief if in its opinion the Assessor has erred, or where this article is not clear, or in case of extreme hardship or extraordinary circumstances.
- C. There shall be a three-person advisory committee, appointed by the First Selectman, to assist in resolution of any problems which arise in administration of the tax relief program and to assist, if requested by the Selectman, in interviewing and making recommendations on taxpayer appeals to the Board of Selectmen.

§ 430-20. Duties of Assessor.

The Assessor or his or her designee shall determine the income of each applying taxpayer, as defined in § 430-22 below. The Assessor or designee shall compile a list of all applying taxpayers whose income qualifies for tax relief. The Assessor or designee shall compute the amount of such relief.

§ 430-21. Applicant to sign affidavit.

The purpose of this article is to provide tax relief based upon an assessment of the taxpayer's ability to pay taxes. Each applicant shall sign an affidavit certifying that the information provided with respect to such applicant's total income in the home is true and accurate to the best of the applicant's knowledge and other information as requested on the application form is true.

6. Editor's Note: Appendix A is included as an attachment to this chapter.

§ 430-22. Qualifying household income calculation.

- A. Qualifying household income shall include the income of the taxpayer, taxpayer's spouse, and all other adults who reside in the household unless such other resident is a full-time student, a person receiving social security disability income, or a renter. A renter is a resident of the household who is not related to the applicant and pays fair market rent and the rental income is included in the applicant's 1040 tax return. Documentation required to determine a resident's income includes his or her income tax return for the prior tax year and documentation of health care and health care insurance premium expenses.
- B. If qualifying household income is over the amount shown in Table 1 for maximum income, the taxpayer shall not be entitled to a tax credit.

Table 1 — Income Limits and Abatement Calculation Values

IRS Tax Year	Town Fiscal Year	Maximum Income	Maximum Tax Credit
2011	2012-2013	\$85,000	42.0%
2012	2013-2014	\$85,000	42.0%
2013	2014-2015	\$85,000	42.0%

- C. Income of each resident shall be calculated as follows:

No.	Income Item	Definition
1	IRS adjusted gross income (AGI)	AGI as shown on Line 37 of IRS Form 1040 or Line 21 of Form 1040A
2	Add: federal tax-exempt interest	IRS Form 1040 Line 8b
3	Add: the portion of social security benefits exempt from taxation	IRS Form 1040 Line 20a - 20b
4	Add: other nontaxable income, if any	Any other income or funds received and not reported as taxable income on the 1040, including but not limited to all IRA distributions, pensions and annuities
5	Less: 1/2 of all out-of-pocket health insurance premiums	Medicare Parts B, C and D, Medicare supplement insurance, other private health care insurance and long-term health care insurance (not including the amount in 1040 Line 29)
6	Less: medical expenses	From IRS Form 1040 Schedule A (less the amount in Line 5 above) in excess of 20% of the balance of income calculated resulting from Lines 1 to 5 herein

§ 430-23. Tax abatement.

Subject to all other limitations contained in this article, the tax abatement provided under this article for the Town of Easton fiscal years 2012-2013, 2013-2014 and 2014-2015 (and for future years if this article remains in effect pursuant to § 430-11) shall be based upon the qualifying household income of an eligible applicant as follows:

- A. The tax credit shall be a maximum percentage (as shown in Table 1) of taxes due at zero income on a straight declining line to a lesser percentage of taxes due calculated via the tax abatement formula using values from Table 1. Each such person shall receive a credit determined on the basis of the formula shown in § 430-24.
- B. The tax credit will be rounded to the nearest dollar.
- C. In no case shall the tax credit exceed the maximum tax credit percentage of the taxes due from Table 1 times percentage of ownership.
- D. The tax abatement provided under this article to a resident or residents shall in no event, together with any relief received by such resident or residents under the provisions of §§ 12-129b to 12-129d, inclusive, of the General Statutes, exceed in the aggregate 75% of the tax which would, except for §§ 12-129b to 12-129d, inclusive, and this article, be laid against such resident or residents. Where the aggregate relief provided exceeds 75%, such resident or residents will receive only that portion of such tax relief equal to 75% of the tax due.

§ 430-24. Tax abatement calculation.

Tax abatement shall be calculated as follows:

- A. Basis. Tax abatement is based on the following:
 - (1) Taxpayer's total prior year qualifying income.
 - (2) Real estate taxes due in the previous tax year.
 - (3) Percentage ownership.
 - (4) Maximum tax credit from Table 1.
 - (5) Maximum income qualifying for tax abatement from Table 1.
- B. Tax abatement formula. Tax Abatement = Maximum Tax Credit x Ownership Taxes Due x Income Multiplier.
 - (1) Maximum tax credit is: from Table 1.
 - (2) Property taxes due are: assessed value x mil rate.
 - (3) Ownership taxes due are: percentage ownership x property tax due.
 - (4) Income multiplier is: [maximum income - qualifying household income]/maximum income.

Example 1:

Maximum credit	= 42%
Ownership	= 100%
Last year's property taxes due	= \$8,000
Last year's income	= \$45,000
Income multiplier	= $[85,000-45,000]/85,000 = 0.47$
Tax abatement	= $0.42 \times 1.0 \times 8,000 \times 0.47 = \$1,579$
Assume this year's taxes due	= \$8,200
Taxes due after abatement	= $\$8,200 - \$1,579 = \$6,621$

Example 2:

Maximum credit	= 42%
Ownership	= 50%
Last year's property taxes due	= \$8,000
Last year's income	= \$50,000
Income multiplier	= $[85,000-50,000]/85,000 = 0.41$
Tax abatement	= $0.42 \times 0.5 \times 8,000 \times 0.41 = \689
Assume this year's taxes due	= \$8,200
Taxes due on 50% ownership	= \$4,100 (co-owner pays the other \$4,100)
Taxes due after abatement	= $\$4,100 - \$689 = \$3,411$

- C. The tax credit is rounded to the nearest dollar.

§ 430-25. Tax deferral.

- A. Tax deferral shall be allowed in addition to tax abatement.
- B. The taxpayer may defer up to 75% of taxpayer's remaining tax bill after all other programs have been applied (subject to any state-mandated percentage maximum on relief).
- C. The total deferral pool for each year shall be \$80,000 plus the excess deferral amount over \$80,000 of the last taxpayer to qualify.
- D. Deferrals will be allocated by income, lowest income first, until all of the deferral pool is allocated.
- E. Deferral shall apply separately to each year's tax bill (i.e., 2012-2013 taxes of a taxpayer who is awarded deferral for 2012-2013 fiscal year shall continue to be deferred in all subsequent years, without further qualification, until termination as per Subsection I below).
- F. For the next year's (fiscal year 2013-2014) taxes and every subsequent year the taxpayer must apply and qualify again for deferral and must also fit within the \$80,000 allocation as per Subsection C above.

G. Interest.

- (1) Interest on deferred taxes shall be accrued each tax year at a rate equal to the Town's borrowing cost on its most recent long-term bond issue as of January 1 of the previous tax year.
- (2) The interest rate remains constant for the duration of the lien.

H. Lien.

- (1) The Tax Collector shall make a list of the deferrals granted for the coming tax year and shall, as soon as possible following January 1, file a tax lien on the land records for each deferral granted.
- (2) The lien shall be filed using a form to be prepared by the Tax Collector. The form shall, inter alia, state the rate of interest applicable for the duration of the lien.
- (3) Interest will be calculated and applied to the lien according to the Tax Collector's standard practices.

I. Termination. The tax deferral shall terminate and all accrued interest shall become due and payable, along with the total amount of deferred taxes, upon the taxpayer's sale or transfer of the property, or when the taxpayer no longer resides in the residence on the property, or the taxpayer's death, whichever comes first, except that if the title passes by deed or by operation of law (will, intestacy or survivorship) to a qualified spouse, the tax deferral shall continue.

J. Thirty days after termination (but six months in the case of death), the interest rate on all deferred taxes shall resume at the then current tax year's interest rate plus 4%, and the Town may thereafter bring foreclosure proceedings on all of the unpaid deferral tax liens.

K. Individual deferral limits. For any taxpayer the total of all tax deferrals (with interest either calculated or approximated at 4% per annum) may not exceed the assessed value of the taxpayer's home, less the then current mortgage (or home equity loan) balances and less any overdue and unpaid Town taxes (with statutory 18% interest on overdue and unpaid Town taxes).

L. Prepayment. Deferred taxes may be repaid at any time. A partial prepayment will be applied first to prepayment of interest on the oldest tax lien, then to principal on the oldest tax lien.

§ 430-26. Tax deferral calculation.

The tax deferral benefit shall be calculated as follows:

A. Basis. Tax deferral is based on the following:

- (1) Calculation of abatement amount is done prior to deferral calculation.
- (2) Calculation of state circuit breaker amount is also done prior to deferral calculation.

§ 430-26

TAXATION

§ 430-29

- (3) Amount of taxes allowed to be deferred is 75% of the remaining tax after all other tax relief has been taken.
- (4) Interest on the deferred taxes is equal to the Town borrowing rate.

B. Tax deferral formula.

- (1) Tax deferral = (taxes due - tax relief) x 0.75.
- (2) Tax relief = (tax abatement amount) + (circuit breaker amount).

Example

Last year's property taxes due	= \$8,000
Ownership	= 100%
Last year's income	= \$35,000
Income multiplier	= [85,000-35,000]/85,000 = 0.59
Tax abatement	= 0.42 x 1.0 x 8,000 x 0.59 = \$1,982
Circuit breaker	= \$750
This year's taxes due	= \$8,200
Taxes due after all relief	= \$8,200 - \$1,982 - \$750 = \$5,468
Tax deferral allowed	= \$5,468 x 0.75 = \$4,101

ARTICLE VI

**Tax Abatement for Surviving Spouses of Police Officers and Firefighters
[Adopted 1-1-2013]**

§ 430-27. Purpose.

It is the purpose of this article to honor a police officer or firefighter who dies while in the performance of his or her duties for the Town of Easton and to ease the resulting financial burden of his/her surviving spouse.

§ 430-28. Authority.

This article is enacted pursuant to Connecticut General Statutes § 12-81x, which authorizes a municipality to provide for the abatement of property taxes with respect to real property owned and occupied as the principal residence of the surviving spouse of a police officer or firefighter who dies while in the performance of such officer's or firefighter's duties.

§ 430-29. Definitions.

For purposes of this article, the following terms shall have the following meanings:

DUTIES —

- A. With regard to firefighters, the term "duties" shall be defined as duties performed while traveling to, at, or returning from fires or fire-related calls, answering alarms of fires or calls for mutual aid assistance, while traveling to, at, or returning from tests or trials of any apparatus or equipment normally used by the Fire Department and/or Fire Company, while instructing or being instructed in fire duties, and while performing any other duty ordered to be performed by a superior or a commanding officer in the Fire Company or Fire Department.
- B. With regard to police officers, the term "duties" shall be defined as any action which a police officer is obligated or authorized by law, rule, regulation or written condition of service to perform.

FIREFIGHTER — Any person who is a duly designated member of Easton Volunteer Fire Company Number 1, Inc. ("Fire Company"), or an employee of the Easton Fire Department ("Fire Department").

POLICE OFFICER — A duly sworn member of the Easton Police Department.

SURVIVING SPOUSE — A person who was a resident of the Town of Easton and married to or partner in a civil union with a police officer or a firefighter at the time of the police officer's or firefighter's death.

§ 430-30. Abatement program established.

In accordance with § 12-81x of the Connecticut General Statutes, there is hereby established an abatement of 100% of the property taxes due with respect to real property owned and occupied as the principal residence of the surviving spouse of a police officer or a firefighter who dies while in the performance of such officer's or firefighter's duties.

§ 430-31. Applicability.

The tax abatement program adopted hereunder shall apply to all such property taxes due as of January 1, 2013, and thereafter.

§ 430-32. Term of abatement.

The tax abatement in any given case shall remain in effect for so long as the surviving spouse occupies the property as his or her primary residence and holds legal title to the property. If a surviving spouse subsequently purchases a different property in the Town of Easton as his or her primary residence and all other qualifying criteria are satisfied, the tax abatement shall apply to the newly purchased property. The tax abatement may only apply to one property at any time.

§ 430-33. Death of person receiving abatement.

Upon the death of any person receiving tax abatement pursuant to this article, the tax abatement hereunder shall end 90 days thereafter.

§ 430-34. Conveyance of property.

If a person entitled to tax abatement hereunder conveys legal title to the property with respect to which the tax abatement hereunder has been granted, the tax abatement shall terminate as to that property as of the date of the conveyance and the nonqualifying grantee of such property shall henceforth be liable for the payment of municipal taxes on the property in accordance with the provisions of § 12-81a of the Connecticut General Statutes.

§ 430-35. Title held by more than one person.

In the event title to the property with respect to which tax abatement has been granted hereunder is held in the name of a qualifying surviving spouse and one or more other nonqualifying persons, the subject abatement shall be limited to the same proportion of the total tax due as the surviving spouse's ownership interest bears to the total. In such an instance, the surviving spouse must make application to the Easton Tax Assessor to make a determination as to the percentage of assessed taxes to be abated based upon his or her proportionate ownership interest before any such abatement may be granted or continued.

§ 430-36. Administration.

The Tax Collector and the Tax Assessor shall prescribe such forms and procedures as they deem necessary to implement this article. The Assessor, in addition, shall take steps as necessary to satisfactorily establish the facts as to the surviving spouse's ownership interest in the property, on an initial and continuing periodic basis.

§ 430-37. Record of taxes abated.

The Tax Collector shall maintain a cumulative record of all taxes abated in accordance with this article.

§ 430-38. Abatement terminates with remarriage.

If such surviving spouse remarries or enters into another civil union, the abatement shall terminate as of the date of the remarriage or civil union.

§ 430-39. Commuting not part of duties.

For purposes of this article, police officers and firefighters shall not be deemed to be in the performance of their respective duties while commuting "portal to portal" between residence and work except for members of the Fire Company responding to a fire call, members of the

Fire Department responding to a fire call or a call back while not on a regular shift, or members of the Police Department responding to a call.

§ 430-40. Death of nonresident police officer or firefighter.

If a police officer or a firefighter who does not reside in the Town of Easton dies while in the performance of his or duty, a determination shall be made as to whether the surviving spouse would have been eligible for benefits under this article if the spouse had resided in Easton. This determination shall be made by a special committee appointed by the Board of Selectmen and consisting of one member of the Board of Selectmen, the Tax Assessor, one member each of the Police Commission and Fire Commission and one member of the Board of Finance. If it is determined that the surviving spouse would have been eligible for abatement under this article if the spouse had been an Easton resident, the special committee shall recommend to the Board of Selectmen that a payment be made to the surviving spouse's town of residence for the real property taxes assessed to the surviving spouse. The special committee will meet annually to determine the ongoing eligibility of the surviving spouse and to make a recommendation to the Board of Selectmen based upon its findings.

§ 430-41. Effective date.

This article will take effect retroactive to January 1, 2013.

TAXATION

430 Attachment 1

Town of Easton

**Appendix A
Means Test; Liquid Assets Certification**

AFFIDAVIT AS TO LIQUID ASSETS

I/We the undersigned taxpayer(s) do hereby certify, under penalties provided by law, that as of January 1 (last) I/We together have no more than \$500,000 in liquid assets (i.e. cash, including bank accounts, and marketable securities but exclusive of IRS recognized retirement plans).

Taxpayer Date

Taxpayer

If taxpayer has the assistance of a family member or advisor, he/she must sign the following:

The undersigned has assisted the above taxpayer(s) with finances/tax returns/tax relief application. I certify that as of December 31 (last), based upon information available to me, I believe that taxpayer(s) together have no more than \$500,000 in liquid assets (i.e. cash, including bank accounts, and marketable securities but exclusive of IRS recognized retirement plans).

Print Name

Signature Date

APPENDIX

Chapter A500**SPECIAL ACTS****Town of Easton
Index of Special Acts**

	Date
An Act Constituting the Town of Easton	1845
Mileage of the Town of Easton (to New Haven and Hartford)	1846
Changing of the Name of the North Fairfield Episcopal Society	1851
Annexing Daniel Lyon, John Sherwood and their lands to the Seventh District of the School Society of Easton	1853
An Act to Set Off Weston to the Probate District of Westport	1875
An Act to Set Off the Probate District of Easton to the Probate District of Bridgeport	1878
Providing for the Payment of the Funeral Expenses of Frederic Barber	1911
An Act Authorizing Guardians in Trust of the Poor Under the Will of Samuel Staples To Sell Real Estate	1921
An Act Amending the Charter of the Bridgeport Hydraulic Company	1931
An Act Creating a Board of Police Commissioners and Police Department in the Town of Easton	1937
An Act Creating the Regional High School District Number 1 of Fairfield County	1939
An Act Extending the Time Within Which the Grand List of the Town of Easton of October 1, 1949 May Be Completed	1949
An Act Providing for Biennial Elections in the Town of Easton	1951
An Act Validating an Ordinance in the Town of Easton	1953
An Act Concerning Validating the Zoning Ordinances and Regulations and the Subdivision Regulations of the Town of Easton	1953
An Act Providing for the Election, Term and Number of Members of the Board of Education in the Town of Easton	1953
An Act Concerning the Bridgeport Gas Company	1957
An Act Creating the Probate District of Trumbull*	1957

* This act was enacted as a public act not a special act.

EASTON CODE

**CONSTITUTING THE TOWN OF EASTON
PASSED 1845**

Upon the petition of Levi Coley and others, of the town of Weston, praying for the incorporation of a new town:

Resolved by this Assembly, That all that part of the town of Weston that lies easterly of a line commencing at the intersection of the south line of the town of Redding and the east line of the Mile of Commons, so called, thence following the said east line of Commons southerly until it strikes the Aspetuck river, thence following the center of said river southwesterly, until it strikes the north line of the town of Fairfield, with all the inhabitants belonging and residing within said limits, be and remain a distinct and separate town, by the name of EASTON. And the inhabitants aforesaid and their successors forever, residing and belonging within said limits, shall have, retain and enjoy all powers, privileges and immunities of other towns in this state, with the right of sending one representative only to the general assembly of this state. All the rest and residue of said town of Weston shall continue and remain a town by the name of Weston, with all the powers, privileges and immunities now enjoyed by the town of Weston, except that said town is to have the sight of sending one representative to the general assembly only. Provided, nevertheless, that this grant shall be void and of no effect, unless the inhabitants of the town of Weston (not including those within said new town of Easton) shall, at a meeting to be legally warned and held at the academy near the Congregational meeting house in said Weston, on or before the fourth Monday of June, A.D. 1845, pass a vote relinquishing all claim to two representatives, and consenting forever hereafter to have but one representative to the general assembly of this state, and cause a copy of such vote, duly certified by their town clerk, to be lodged in the office of the secretary of this state, to be by him recorded and kept on file as evidence of such relinquishment and consent; which meeting shall be warned in the manner hereinafter provided for the warning of the first meeting of the town of Weston. And said new town shall pay its proportion, according to the list of 1844, of all debts, charges and expenses, suits, petitions and claims already due and accrued, commenced or existing against said town of Weston, or for which said town may hereafter be made liable by force of any claim now existing. And the poor of said town of Weston who were born within the limits hereby incorporated and have not gained a settlement elsewhere in this state than in said town of Weston, or who have gained a settlement an said town of Weston by residence or otherwise within said limits, shall be deemed inhabitants of said town of Easton, and shall be maintained accordingly, whether said poor are now maintained by said Weston or not. And said town of Easton shall be liable to maintain all such poor of said Weston as are or may be absent therefrom; provided such persons at the time of departure belonged to that part of the town of Weston incorporated into the town of Easton. The collectors of state and town taxes in the town of Weston are hereby authorized to collect their respective taxes already laid and their respective rate books not yet perfected may be made out by the same persons and in the same manner as though this resolve had not been passed.

The said new town of Easton shall belong to and constitute a part of the probate district of Weston; and shall also belong to and constitute a part of the tenth senatorial district. The said new town of Easton shall be entitled to six jurors, and the said town of Weston shall be entitled to four jurors.

SPECIAL ACTS

The first town meeting of said new town of Easton shall be holden at Staples' academy, in said town, on the first Monday of August, A.D. 1845, and Walker Sherwood (or in case of his failure, Eli Adams) shall be moderator thereof, and shall warn said meeting by setting up a notification of the same on the public sign-posts of said new town, and such other places as either of said persons may deem proper, at least six days before said first meeting. Said town shall have all the powers at said first meeting incident to other towns in this state, and full right to act accordingly; and the officers elected at said first meeting shall hold their offices until others are chosen and sworn in their stead.

The first meeting of the town of Weston (after the passage of this resolve) shall be held at the academy near the Congregational meeting house, in said town, on the fourth Monday of June, A.D. 1845, and David Patchen (or in case of his failure, Oliver C. Sanford) shall be moderator thereof, and shall warn said meeting by setting up a notification of the same on the public sign-posts in said town, and such other places as either of said persons may deem proper, at least six days before said first meeting. And said town shall have full right at said meeting to elect officers of said town, who shall hold their offices until others are chosen and sworn in their stead.

Be it further Resolved, That the town deposit fund of the said town of Weston shall belong to and be divided between said towns in proportion to the number of their respective inhabitants. Always provided, that if, after the organization of said town of Easton, the selectmen of the aforesaid towns do not agree in the division of the paupers or funds and property belonging to said towns on or before the 15th day of March, A.D. 1846, the selectmen of either town may apply to Alva Gray of Westport, George Peck, of Fairfield, and Levi Edwards, of Monroe, who, or either two of them are hereby authorized and empowered to divide said paupers and funds and property in manner and form aforesaid; which division shall be final and conclusive; first notifying the selectmen aforesaid of the time and place when the same shall be made.

IV SPECIAL ACTS 1239

EASTON CODE

**MILEAGE OF THE TOWN OF EASTON
PASSED 1846**

Resolved by this Assembly, That the mileage of the town of Easton, in Fairfield county, to New Haven, be twenty-eight miles, and to Hartford, sixty-three miles.

IV SPECIAL ACTS 1241

SPECIAL ACTS

**CHANGING THE NAME OF THE NORTH FAIRFIELD EPISCOPAL SOCIETY
PASSED 1851**

Resolved by this Assembly, That the name of "The North Fairfield Episcopal Society," in the county of Fairfield, be and the same hereby is changed to that of "The Parish of Christ's Church, Easton;" and that said society shall hereafter be known and called by the name last aforesaid, and that said society, under said last mentioned name, shall be capable to have, hold, exercise and enjoy all the rights, privileges, powers and immunities appertaining by law to ecclesiastical societies; and that all the property and rights of property, both real and personal, in law and in equity, now held, possessed and enjoyed, or belonging to said society, in whatever name, manner and form the same may have been given, received or obtained by said society, shall be, remain and continue in said society, and be established therein under the name last aforesaid.

III SPECIAL ACTS 490

EASTON CODE

**ANNEXING DANIEL LYON AND JOHN SHERWOOD AND THEIR LANDS TO THE
SEVENTH SCHOOL DISTRICT OF THE SCHOOL SOCIETY OF EASTON
PASSED 1853**

Resolved by this Assembly, That Daniel Lyon and John Sherwood, both of the town of Redding, in the county of Fairfield, be and they and their houses and lands hereby are separated from the school district and the school society in Redding, of which they now constitute a part, and annexed to and made part of the school society of Easton, and of the seventh school district of said school society of Easton.

IV SPECIAL ACTS 1134

SPECIAL ACTS

**AN ACT TO SET OFF WESTON TO THE
PROBATE DISTRICT OF WESTPORT**

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

Section 1. That the town of Weston shall hereafter belong to and constitute a part of the probate district of Westport.

Section 2. The town of Easton shall be one probate district by the name of the district of Easton. The probate records of the district of Weston shall remain in the district of Easton, and all business begun and now depending in the district of Weston shall be continued and finished in the district of Easton,

Section 3. This act shall take effect from and after its passage.

Approved July 22, 1875

VII SPECIAL ACTS 986

EASTON CODE

**AN ACT TO SET OFF THE PROBATE DISTRICT OF EASTON TO THE
PROBATE DISTRICT OF BRIDGEPORT**

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

Section 1. That the town of Easton shall hereafter belong to and constitute a part of the probate district of Bridgeport.

Section 2. The probate records of the former district of Easton shall be deposited and remain in and compose a part of the records of the probate district of Bridgeport, and all business entitled to be commenced or now pending in said former probate district of Easton shall be commenced and proceeded within said probate district of Bridgeport in as full and ample a manner and in all respects as though said Easton had always belonged to said probate district of Bridgeport; and the judge of said probate district of Bridgeport shall have the same power to proceed in all matters entitled to be commenced or now pending within said former probate district of Easton in the same manner as though said probate district of Easton had always belonged to said probate district of Bridgeport. And said judge of said probate district of Bridgeport is also hereby fully authorized to record as clerk of the probate district of Easton all matters heretofore executed in the probate court for the district of Easton and now unrecorded in as full and ample a manner as though he had been the duly appointed cleric of said probate court for the district of Easton and said records shall have the same validity as though the same had been made and signed by said judge of said probate district of Easton, or his duly appointed clerk.

Section 3. This act shall take effect from and after its passage.

Approved March 4, 1878

8 Special Acts 226

SPECIAL ACTS

**PROVIDING FOR THE PAYMENT OF THE
FUNERAL EXPENSES OF FREDERIC BARBER**

Resolved by this Assembly: That, whenever the selectmen of the town of Easton shall have presented to the acting quartermaster-general evidence satisfactory to him concerning the military service and the death and burial of the late Frederic Barber, a soldier who served in Company C, Second Regiment Heavy Artillery, Connecticut Volunteers, in the civil war, and in accordance with the form prescribed by the acting quartermaster-general in similar cases, so far as the same may be applicable, the acting quartermaster-general may certify to the comptroller that said evidence has been presented, and the comptroller shall thereupon draw his order on the treasurer in favor of the selectmen of said town of Easton for the sum of thirty-five dollars for the funeral expenses of said Frederic Barber.

Approved, March 9, 1911

XVI SPECIAL ACTS 19

EASTON CODE

**AN ACT AUTHORIZING GUARDIANS IN TRUST OF THE POOR
UNDER THE WILL OF SAMUEL STAPLES TO SELL REAL ESTATE**

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

The guardians in trust of the poor appointed by the towns of Easton and Weston under the provisions of the will of Samuel Staples, late of Fairfield, deceased, which will is dated January 7, 1787, and is recorded in Fairfield probate records, are authorized to sell and convey all of the real estate held by said guardians in trust under such terms and conditions as such guardians shall find most expedient and to invest the proceeds thereof in accordance with the laws relating to the investment of trust funds and to pay the income thereof to the towns of Easton and Weston in such proportions respectively as the number of enumerated pupils in each town bears to the total number of enumerated pupils in both towns. Said guardians in trust and their successors in office shall give bonds to said town, subject to the approval of the first selectmen of said towns, in such form, with sureties thereon, and in such sum not less than the amount of said fund, which bonds shall be conditioned for the faithful discharge of the duties of such guardians. Such guardians shall cause a certified copy of this act to be filed for record in the land records of the town where real estate held by them is located within six months from the date of the passage hereof.

Approved April 20, 1921

XVIII SPECIAL ACTS 472

SPECIAL ACTS

**AN ACT AMENDING THE CHARTER OF
THE BRIDGEPORT HYDRAULIC COMPANY**

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

Section 1. The Bridgeport Hydraulic Company, a consolidated corporation duly organized and existing under the provisions of an act approved May 5, 1927, is authorized to supply the town of Easton and the inhabitants thereof with water for public and domestic purposes in the same manner as said company is authorized to supply water in the city of Bridgeport, and for its corporate purposes, to lay its pipes through public streets, ways and grounds in said town of Easton, provided such streets, ways and ground shall be left by said company in all respects in as good condition as before laying such pipes.

Section 2. The town of Easton or any school district or fire district within said town may contract with said company for a supply of water for the use or protection of any property within its limits and for other purposes, and may lay and collect a tax for such amounts as may be required to meet liabilities incurred under any such contract.

Approved April 29, 1931

XXI SPECLAI. ACTS 217

EASTON CODE

**AN ACT CREATING A BOARD OF POLICE COMMISSIONERS AND
POLICE DEPARTMENT IN THE TOWN OF EASTON**

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

- Section 1. At any regular or special meeting of the electors of the town of Easton duly warned and held for the purpose, said town may establish a board of police commissioners and a police department as hereinafter provided.
- Section 2. Said board of police commissioners shall consist of three resident electors of said town, who shall be appointed by the board of selectmen thereof within fifteen days after the approval of this act by an electors' meeting of said town as hereinafter provided. One such commissioner shall be appointed to serve until July 1, 1938, one to serve until July 1, 1939, and one to serve until July 1, 1940. In the month of June, 1938, and annually thereafter, said board of selectmen shall appoint one police commissioner for a term of three years from the first day of July succeeding his appointment. At no time shall all three commissioners be members of the same political party. Each such commissioner shall be sworn to the faithful performance of his duties and shall serve until his successor shall be appointed and shall have qualified.
- Section 3. Meetings of said board may be called by the chairman or by a majority of the members thereof, and a majority of the members of said board shall constitute a quorum. In the month of September in each year, said board shall make an annual report to the selectmen, which shall be included with and published by the selectmen in the annual report of said town. All vacancies occurring in the membership of said board shall be filled by the board of selectmen and said board of selectmen may remove any commissioner for cause,
- Section 4. The members of said board shall serve without compensation but the necessary expenses of said board or any member thereof shall be paid, when incurred in the performance of duty, and approved by the board of selectmen.
- Section 5. Said board shall organize and maintain and have the general management and control of a police department in the town of Easton. It shall, from time to time, fix the number of members of said police department and designate one who shall be chief of police. Said chief of Police shall be the chief administrative officer of the department, and shall be responsible to the board of commissioners for the efficiency of said department, and for the execution of all laws, rules and regulations prescribed by statute, the ordinances of said town or said board of police commissioners.
- Section 6. Said board shall, from time to time, appoint such Police officers as may be required, and said police officers, when so appointed, shall have the authority and perform all the duties delegated to town constables in criminal matters. Said police officers shall receive a salary, and no officer or constable shall receive any fee for service in any criminal matter except his salary as fixed by said board of police commissioners. All fees for services rendered by any officer in any criminal

SPECIAL ACTS

matter in said town shall be paid to the treasurer of said town and deposited in the general fund. Said board may prescribe the duties of the police officers, whether regular, supernumerary or call members, and fix their compensation. It shall make such rules and regulations governing the department as it may, from time to time, deem necessary and consistent with the provisions hereof.

- Section 7. Said board of police commissioners shall have complete control and management of all apparatus, equipment and buildings owned and used by said town for police purposes and, subject to the approval of the board of selectmen, shall purchase all equipment for said department. Before September fifteenth in each year, said board shall prepare an annual budget and submit the same to the board of selectmen.
- Section 8. Upon the adoption of this act by any regular or special town meeting as herein provided, the constables in said town shall have no authority in any criminal matter.
- Section 9. Any person appointed as a police officer by said board under the provisions of this act shall remain in office during good behavior, and until removed for cause by said board. Said board may remove or suspend or discipline, in such manner as the board may prescribe, the chief of police or any police officer, provided the charge against such chief of police, or such officer, shall have been filed in writing with said board, and the member so charged shall have had ample opportunity to appear before said board, be heard and answer the same.
- Section 10. Said board of police commissioners shall be the sole and exclusive "traffic authority" under the provisions of the general statutes and any amendments thereto, for and within the limits of said town.
- Section 11. This act shall take effect immediately upon its approval by a special town meeting of the electors of said town duly warned and held for the purpose.

Approved June 22, 1937

XXII SPECIAL ACTS 973

EASTON CODE

**AN ACT CREATING THE REGIONAL HIGH SCHOOL DISTRICT NUMBER 1
OF FAIRFIELD COUNTY**

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

- Section 1. Any two or more of the towns of Easton, Monroe and Trumbull may, by vote, in a town meeting warned and held for such purpose, establish a district, to be known as the "Regional High School District Number I of Fairfield County." Said district may be enlarged, from time to time, by the regional high school board provided for in section two, on request of any adjoining town.
- Section 2. Said district shall purchase a site for, build and equip a regional high school for the benefit of the towns belonging to said district. The affairs of such high school shall be administrated by a regional high school board, to be composed of two persons from each of the towns belonging to said district, to be appointed by the board of education of such town. Each of the members of such regional board first appointed shall serve for such period as may be determined by such town boards of education and each of their successors shall serve for a term of three years and until his successor shall be appointed and shall have qualified. Such regional board shall appoint a chairman and also a secretary and a treasurer, who may or may not be the same person. Such treasurer shall give a bond to such board, to the satisfaction of the members thereof. Such regional board shall perform the duties which would otherwise be performed by the town boards of education with reference to providing, for the residents of such district, educational opportunities beyond those of the elementary grades.
- Section 3. Such regional board shall employ teachers and other persons necessary for the conduct of such high school and shall make necessary contracts in relation thereto.
- Section 4. All provisions of the general statutes relating to high schools, including those relating to supervision, transportation and tuition, shall apply to said district and to each town belonging thereto, and transportation shall be provided within the town in which such school is located to the same extent as in other towns belonging to said district
- Section 5. Each town which shall join said district shall pay its proportional share of the cost of building, equipping and operating a regional high school until such costs shall have been paid in full. Such payments shall be made annually on a date fixed by such regional high school board, and shall be pro-rated among the towns comprising said district on the basis of the average membership at such school of pupils from each of such towns during the preceding year, provided, until such school shall have been in operation for one year, such pro-rating shall be based on the average membership of pupils from each of such towns at any high school during the preceding year.
- Section 6. No pupil from any town belonging to said district shall, at the expense of such town, attend any high school other than such regional high school.

SPECIAL ACTS

- Section 7. Said regional high school district shall be a body politic and corporate, with power to issue bonds, in the name and upon the full faith and credit of said district and of the towns comprising the same, in an amount not to exceed five hundred thousand dollars, to be used by said district in acquiring a site, in the erection of buildings and in installing equipment for a regional high school, as provided in this act. Such bonds shall be denominated, "Bonds of the Regional High School District Number 1 of Fairfield County."
- Section 8. Such bonds shall be serial bonds, with coupons attached, and registerable as to principal and interest or as to principal alone shall be signed by the chairman and treasurer of the regional high school board and shall bear such rate of interest and mature in such substantially equally annual installments that the whole amount thereof shall be paid not later than thirty years from the date of issue and be issued in such denominations and at such time or times and place or places as shall be determined by said district board.
- Section 9. Such bonds, when executed, issued and delivered, shall be obligatory upon said district and upon the towns comprising the same and the inhabitants thereof, according to their tenor and purport.
- Section 10. The provisions of section 99c of the 1935 supplement to the general statutes, relating to the five per cent limitation of indebtedness, shall not apply in the case of any bonds issued under the provisions of this act.
- Section 11. Each of the towns of such district shall receive such state grants in support of education as might be received if said district had not been established.
- Section 12. If no two of the towns named in section one of this act shall have voted by January 1, 1941, to establish said regional high school district, this act shall be void and of no effect.

Approved June 19, 1939

XXIII SPECIAL ACTS 361

EASTON CODE

AN ACT EXTENDING THE TIME WITHIN WHICH THE GRAND LIST OF THE TOWN OF EASTON OF OCTOBER 1, 1949 MAY BE COMPLETED

- Section 1. The time within which the assessors of the town of Easton may complete the duties imposed upon them under section 1734 of the general statutes is extended to February 28, 1950; the board of tax review of said town shall meet on the first business day of March, 1950, and shall give at least ten days' previous notice of the time and place of such meeting by posting it on the public sign post in Easton and publishing it in some newspaper published in said town; and may adjourn from time to time to a day not later than the last business day of March, 1950, on or before which date said board shall complete the duties imposed upon it; no appeal from the doings of the assessors in Easton nor any application for deduction of indebtedness from the list of any debtor shall be heard or entertained by the board of tax review unless referred to it at its meeting on the first business day of March, 1950, or at some adjourned meeting held within twenty days thereafter; and the time limited for the town clerk of said town to transmit an abstract of the assessment lists on the list of 1949 to the tax commissioner is extended to May 1, 1950.
- Section 2. The assessors of the town of Easton may appear before any session of the board of tax review for the purpose of furnishing information to said board.
- Section 3. The provisions of this act shall apply only to the assessment of October 1, 1949.
- Section 4. Any provision of the general statutes or of any special act inconsistent herewith shall be inoperative with respect to this act.

Approved December 21, 1949

XXVI SPECIAL ACTS 11

SPECIAL ACTS

AN ACT PROVIDING FOR BIENNIAL ELECTIONS IN THE TOWN OF EASTON.

- SECTION 1. The terms of all officers of the town of Easton elected prior to the effective date of this act, which terms expire in 1952, are extended to the first Monday in October, 1955, except the terms of office of the members of the zoning board of appeals.
- SEC. 2. The term of the member of the zoning board of appeals of said town which expires in 1952 is extended to the first Monday of October, 1953, and the term of the member of said board which expires in 1954 is extended to the first Monday of October, 1955.
- SEC. 3. At the annual town election of the town of Easton to be held on the first Monday of October, 1951, and biennially thereafter, there shall be elected three selectmen, a town treasurer, a tax collector, seven constables, six grand jurors and one agent of the town deposit fund, each of whom shall hold office for two years from the date of his election. No person shall vote for more than a bare majority of the selectmen and constables and no person shall vote for more than one-half of the number of grand jurors.
- SEC. 4. There shall be elected at said election, and biennially thereafter, a town clerk and two registrars of voters, each of whom shall hold office for two years from the first Monday of January next succeeding his election.
- SEC. 5. There shall be elected at said election, and biennially thereafter, two members of the board of education, two members of the board of finance, two library directors, one assessor, and one member of the board of tax review, each of whom shall hold office for six years from the date of his election. No person shall vote for more than one-half of the number of persons to be elected to the board of education and as library directors.
- SEC. 6. There shall be elected at said election, and sexennially thereafter, one member of the zoning board of appeals who shall hold office for six years from the date of his election. At the biennial town election of said town to be held on the first Monday of October, 1953, and sexennially thereafter, there shall be elected two members of the zoning board of appeals each of whom shall hold office for six years from the date of his election. At the biennial town election of said town to be held on the first Monday of October, 1955, and sexennially thereafter, there shall be elected two members of the zoning board of appeals, each of whom shall hold office for six years from the date of his election.
- SEC. 7. All officers elected under the provisions of this act shall hold office until their successors are elected and have qualified. If a vacancy occurs in any office provided for under the provisions of this act, the unexpired portion of the term of office shall be filled by the selectmen until the succeeding town election, except in case of a vacancy on the board of education, which vacancy shall be filled until the succeeding town election by the remaining members of the board of education, and except in the case of a vacancy in the board of finance, which vacancy shall be filled by the remaining members of said board of finance until the succeeding town election.

EASTON CODE

- SEC. 8. No more than a bare majority of the board of selectmen and of the constables shall be members of the same political party and no more than one-half of the number of grand jurors and no more than one-half of the number of members of the board of education and of the library directors shall be members of the same political party.
- SEC. 9. All town officers for whose election provision is not hereinbefore made, and who are by law required to be elected annually, shall hereafter be elected biennially to hold office for the term of two years from the date of their election.
- SEC. 10. This act shall take effect upon its approval by the electors of the town of Easton at a special town meeting held within seventy days of the passage of this act.

Approved May 18, 1951

XXVI SPECIAL ACTS 82

SPECIAL ACTS

AN ACT VALIDATING AN ORDINANCE IN THE TOWN OF EASTON

The ordinance pertaining to the disturbance of the surface of any town road and the general requirements and instructions for the development of property and the construction of highways in the town of Easton, all as approved and adopted at a town meeting held September 18, 1947, otherwise valid except that such ordinance was not published in accordance with law, are validated.

Approved May 27, 1953

XXVI SPECIAL ACTS 919

EASTON CODE

**AN ACT CONCERNING VALIDATING THE ZONING ORDINANCES AND
REGULATIONS AND THE SUB-DIVISION REGULATIONS OF THE TOWN OF
EASTON**

The zoning ordinances and regulations of the town of Easton, effective June 25, 1941, as amended August 1, 1948, April 15, 1952, and January 1, 1953, and the regulations covering the sub-division of land within said town dated March 6, 1943, as amended, and all acts thereunder of the zoning commission and of the town planning and zoning commission of the town of Easton are validated.

Approved May 27, 1953

XXVI SPECIAL ACTS 920

SPECIAL ACTS

AN ACT PROVIDING FOR THE ELECTION, TERM AND NUMBER OF MEMBERS OF THE BOARD OF EDUCATION IN THE TOWN OF EASTON

- Section 1. Commencing with the biennial election of the town of Easton to be held on the first Monday of October, 1953, and thereafter, the board of education of said town shall consist of seven electors of said town.
- Section 2. At the biennial election to be held in said town on the first Monday in October, 1953, and sexennially, thereafter, there shall be elected three members of the board of education, each of whom shall hold office for six years from the date of his election.
- Section 3. At said election there shall also be elected one member of the board of education to fill the vacancy in the unexpired portion of the term of office which expires on the first Monday of October, 1955, and one member of the board of education to fill the vacancy in the unexpired portion of the term of office which expires on the first Monday of October, 1957.
- Section 4. At the biennial election to be held in said town on the first Monday in October, 1955, and sexennially thereafter, there shall be elected two members of the board of education, each of whom shall hold office for six years from the date of his election.
- Section 5. At the biennial election to be held in said town on the first Monday in October, 1957, and sexennially thereafter, there shall be elected two members of the board of education, each of whom shall hold office for six years from the date of his election.
- Section 6. If the number of members to be chosen at any biennial election be odd, no person shall vote for more than a bare majority of the number to be chosen, and if the number of members to be chosen at any biennial election be even, no person shall vote for more than one-half of the number to be chosen. The voting to fill any vacancy in an unexpired portion of a term of office shall be deemed a separate election for the purposes of this section.
- Section 7. No more than a bare majority of the board of education shall be members of the same political party.
- Section 8. All members of the board of education elected under the provisions of this act shall hold office until their successors are elected and have qualified. If a vacancy occurs in any office provided for under the provisions of this act, the unexpired portion of the term of office may be filled within thirty days after the occurrence of such vacancy by the remaining members of said board of the same political party as the last holder of the vacant office until the succeeding town election. In the event any such vacancy in office be not filled within thirty days of its occurrence in the manner aforesaid, the unexpired portion of the term of office shall be filled by the selectmen of said town until the succeeding town election.

EASTON CODE

- Section 9. So much of the special act entitled "An Act Providing for Biennial Elections in the Town of Easton" approved May 18, 1951, pertaining to the board of education of said town, which is inconsistent with the provisions of this act, is repealed.
- Section 10. Any provision of the general statutes or of any special act inconsistent with the provisions of this act shall have no force and effect in so far as it relates to the board of education of said town.
- Section 11. This act shall take effect upon its approval by a majority of the electors of the town of Easton voting at a special town meeting called for said purpose and held within a period of seventy days from the passage of this act. The certificate of such approval signed by the town clerk shall be filed in the office of the secretary of the state.

Approved June 12, 1953

Date of Vote, July 30, 1953. Vote for 150; Vote against 170.

XXVI SPECIAL ACTS 982

SPECIAL ACTS

AN ACT CONCERNING THE BRIDGEPORT GAS COMPANY

Section 1. The Bridgeport Gas Company, formerly The Bridgeport Gas Light Company, is authorized to manufacture and distribute gas to and throughout the town of Easton, and to supply said town and the inhabitants thereof with gas for all public and domestic purposes of light, heat and power in the same manner in which The Bridgeport Gas Company is now authorized to supply gas in the city of Bridgeport and the towns of Fairfield, Stratford and Trumbull; provided the public streets, ways, grounds and waters of said town of Easton shall not be injured thereby, but shall be left in as good condition as before, and that The Bridgeport Gas Company shall make all its locations and constructions in such streets, ways, grounds and waters, and shall repair all damage and injury to the same caused thereby, or by the use thereof, to the satisfaction of the selectmen of the town of Easton.

Section 2. This act shall take effect from its passage without any requirement of acceptance at a meeting of The Bridgeport Gas Company.

Approved May 13, 1957

XXVIII SPECIAL ACTS 351

EASTON CODE

AN ACT CREATING THE PROBATE DISTRICT OF TRUMBULL

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

The towns of Trumbull, Easton and Monroe shall, on and after the Wednesday following the first Monday of January, 1959, constitute a probate district by the name of the Probate District of Trumbull. In 1958, and quadrennially thereafter, a judge of probate for such district shall be elected at the time and in the manner provided by law for the election of judges of probate. The probate court for the district of Trumbull shall have jurisdiction of all probate business arising in the towns of Trumbull, Easton and Monroe from and after the Wednesday after the first Monday of January, 1959, but all business which shall have been previously commenced or begun in the court of probate for the district of Bridgeport shall be completed in the same manner as if this act had not been passed. The jurisdiction for the probate court of Trumbull shall include matters where a particular decedent's death occurred prior to the first Monday of January, 1959, but where no application in connection with the death of such decedent had been filed in the probate court for the district of Bridgeport prior to such date."

PUBLIC ACT NO. 8 (1957)

DERIVATION TABLE

Chapter DT

DERIVATION TABLE

§ DT-1. Derivation Table of 1980 Code to 2014 Code

In order to assist Code users in the transition to the new Code's organization, the Derivation Table indicates where the sections of the 1980 Code have been included in the 2014 Code, or the reason for exclusion.

§ DT-1. Derivation Table of 1980 Code to 2014 Code

- NCM = Not Code material (legislation is not general or permanent in nature).
 REP = Repealed effective with adoption of Code; see Ch. 1, Art. II.
 NI = Not included in Code but saved from repeal.
 NLP = New legislation is pending.

Title/Section From 1980 Code	Location in 2014 Code
Title I, Administration	
A. Enacting Clause and Repealer	
§§ 1, 2, 3, 5 and 7	NLP; see Ch. 1, Art. II
§§ 4 and 6	Ch. 1, Art. I
B. General Statutes Applicability - Town Meeting	Ch. 200
C. Appointed Officers, Board Members and Commissioners	Ch. 128, Art. I
D. Code of Ethics	Ch. 52
E. Civil Preparedness Agency	Ch. 46, Art. I
Title II, Elections	
A. Board for Admission of Electors	Ch. 43, Art. I
Title III, Finance and Insurance	
A. Board of Finance	Ch. 60
B. Purchasing Authority and Competitive Bidding	Ch. 160
C. Board of Tax Review (Board of Assessment Appeals)	Ch. 13
D. Municipal Reserve Fund	Ch. 71, Art. I
E. Insurance Commission	Ch. 90
F. Ordinance Providing for Tax Exemptions for Certain Solar Energy Systems, Solar Energy Generating Systems, and Passive Solar Energy Systems	See Ch. 430, Art. IV

Title/Section From 1980 Code	Location in 2014 Code
G. Ordinance Relating to the Office of Assessor	Ch. 128, Art. II
Title IV, Police and Fire Protection	
A. Board of Police Commissioners	Ch. 152
B. Board of Fire Commissioners	Ch. 64
C. Snow Emergencies	Ch. 421, Art. IV
D. Peddlers and Solicitors	NLP; see Ch. 379
E. Bazaars and Raffles	Ch. 241
F. Ordinance Pertaining to Alarm Systems	Ch. 226
G. Ordinance Pertaining to the Creation of an Emergency Medical Services Commission	Ch. 47
Title V, Refuse and Nuisances	
A. Commercial Refuse Collectors	Ch. 414, Art. II
B. Nuisances	Ch. 361
Title VI, Roads	
A. Road Commission	Ch. 179
B. Road Construction and Maintenance	Ch. 421, Art. I
C. Excavation in Town Roads	Ch. 421, Art. II
D. Construction of Driveways	Ch. 273
E. Replacement of Destroyed Street Monuments	Ch. 421, Art. III
Title VII, Senior Citizens	
A. Commission for the Aging	Ch. 7
B. Elderly Tax Relief	See Ch. 430, Art. V
Title VIII, Library	Ch. 112
Title IX, Parks and Recreation	Ch. 136
Title X, Personnel	
A. Pension and Employee Benefit Commission	Ch. 141, Art. II
B. Social Security	Ch. 141, Art. I
Title XI, Land Use, Planning, Building and Conservation	
A. Planning and Zoning Commission	Ch. 147
B. The Adoption of an Ordinance for Participation in the Regional Council of Governments Greater Bridgeport Region	Ch. 173, Art. I
C. Zoning Board of Appeals	Ch. 215
D. Conservation Commission	Ch. 29
E. Building Code Violations	Ch. 252
F. Building Board of Appeals	Ch. 18
G. National Flood Insurance Program	Ch. 298

Title/Section From 1980 Code

H. Notice on the Sale or Lease of Public Service
Company Land

Location in 2014 Code

Ch. 388, Art. I

DISPOSITION LIST

Chapter DL
DISPOSITION LIST

§ DL-1. Disposition of legislation.

The following is a chronological listing of legislation of the Town of Easton adopted since the publication of the Code, indicating its inclusion in the Code or the reason for its exclusion. [Enabling legislation which is not general and permanent in nature is considered to be non-Code material (NCM).] The last legislation reviewed for the original publication of the Code was an ordinance adopted 4-28-2014.

§ DL-1. Disposition of legislation.

Adoption Date	Subject	Disposition
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