



General Assembly

Amendment

February Session, 2000

LCO No. 4260

Offered by:

REP. ORANGE, 48th Dist.
REP. RYAN, 139th Dist.
REP. STILLMAN, 38th Dist.
REP. MCGRATTAN, 42nd Dist.
REP. OREFICE, 37th Dist.
REP. WINKLER, 41st Dist

REP. SIMMONS, 43rd Dist.
REP. HYSLOP, 39th Dist.
SEN. PRAGUE, 19th Dist.
SEN. PETERS, 20th Dist.
REP. DEMARINIS, 40th Dist.

To: Subst. House Bill No. 5204

File No. 297

Cal. No. 244

"An Act Revising Certain Transportation Laws."

1 After line 698, insert the following and renumber the remaining
2 section accordingly:

3 "Sec. 37. (NEW) (a) The towns of East Lyme, Montville, Salem and
4 Waterford may, by ordinance consistent with the provisions of
5 subsections (b) and (c) of this section, establish a Route 11 Greenway
6 Authority Commission which shall be deemed established at such time
7 as the last of the four towns has adopted such ordinance.

8 (b) Such ordinance shall specify the membership of the commission,
9 which shall consist of the Commissioner of Environmental Protection,
10 or said commissioner's designee, the Commissioner of Transportation,
11 or said commissioner's designee, a member and alternate member
12 from each of the towns of East Lyme, Montville, Salem and Waterford,

13 appointed by the first selectman of each of said towns, and a member
14 and alternate member of the Southeastern Connecticut Council of
15 Governments appointed by said agency. Each member and alternate
16 member shall serve for a term of two years and until such member's
17 successor is appointed and has qualified. Such appointments may be
18 made at a meeting of the town's legislative body, to take effect when
19 the last of the four towns has adopted such ordinance. An alternate
20 member shall be empowered to vote on said commission in the
21 absence of the member for whom such person is an alternate. The
22 initial terms of members shall commence when the last of the four
23 towns adopting such ordinance has appointed a member and an
24 alternate member. Any vacancy on the commission shall be filled in
25 the same manner as the original appointment for the balance of the
26 unexpired term. No appointed member shall receive any
27 compensation for service on said commission. Said commission shall
28 elect from its members a chairperson and such other officers as it
29 deems necessary and shall establish its own rules of procedure. The
30 commission shall be an autonomous body within the Department of
31 Transportation for administrative purposes only. The commission may
32 employ experts and such other assistants as it judges necessary and
33 may accept funds from any source. Notwithstanding any other
34 provision of the general statutes, any funds appropriated to the
35 commission, or received by the commission from any other source,
36 shall be held in the custody of the commission and expended by the
37 commission for the purposes set forth in this section.

38 (c) Such ordinance shall also require the Commissioner of
39 Environmental Protection and the Commissioner of Transportation,
40 not later than sixty days after the effective date of this act, to call a
41 meeting of said commission which shall, within ninety days thereafter:

42 (1) Hold public hearings for the purpose of developing standards
43 for (A) defining the initial boundaries of the Route 11 Greenway, (B)
44 planning the design, construction, maintenance and management of
45 the Route 11 Greenway trail system and intermodal transportation
46 access system, (C) identifying and prioritizing lands that should be

47 added to the Route 11 Greenway, (D) recommending land use within
48 the Route 11 Greenway, and (E) acquiring land and securing
49 conservation easements for the Route 11 Greenway, except that
50 nothing in this act shall be construed to prohibit the acquisition of land
51 within the Route 11 Greenway by a municipality; and

52 (2) Establish by-laws by which the commission shall (A) conduct its
53 meetings, including a provision specifying that no action by the
54 commission shall be effective except by the concurring vote of at least
55 four members, (B) protect and preserve the lands under its custody,
56 (C) supervise staff, (D) maintain its records, and (E) report to the
57 General Assembly, as required under subsection (d) of this section.

58 (d) Notwithstanding any other provision of this section or the
59 general statutes, the commission may: (1) Acquire or convey by
60 purchase, gift, lease, devise, exchange or otherwise, any land or
61 interest therein including, but not limited to, conservation easements,
62 located wholly or partly in the conservation zone, provided such
63 acquisition does not utilize funds furnished by the state; (2) transfer,
64 with the approval of the commissioner, any land or interest therein to
65 the state with or without consideration, provided any funds received
66 therefor shall not be deemed funds furnished by the state for the
67 purposes of this section, and (3) contribute or transfer funds to, and
68 enter into agreements with, land trusts or other conservation
69 organizations, to carry out the purposes of this act. The commission
70 shall report to the General Assembly, on or before February fifteenth,
71 annually, on its activities of the preceding year and on its finances. The
72 existence of the commission shall terminate at such time as all of its
73 member towns have withdrawn or it is abolished by the General
74 Assembly."

75 In line 700, strike "36" and insert "37" in lieu thereof