



General Assembly

February Session, 2000

Amendment

LCO No. 3089

Offered by:

REP. RORABACK, 64th Dist.

SEN. EADS, 30th Dist.

To: Subst. House Bill No. 5426

File No. 243

Cal. No. 216

"An Act Concerning Applications To Planning And Zoning Commissions."

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- 1 In line 1, before "(NEW)" insert "Section 1."
- 2 After line 15, insert the following:
- 3 "Sec. 2. Subsection (e) of section 7-421 of the general statutes is
- 4 repealed and the following is substituted in lieu thereof:
- 5 (e) Any [municipal employee] person employed in the classified
- 6 civil service shall have the right to serve on any governmental body of
- 7 the town in which he resides except any body which has responsibility
- 8 for direct supervision of such employee. Notwithstanding the
- 9 provisions of this subsection, no such employee shall serve on any of
- 10 the following unless such employee is permitted to serve pursuant to
- 11 the provisions of a municipal charter or home rule ordinance or serves
- 12 because of membership on the legislative body of the municipality: (1)
- 13 Any board of finance created pursuant to chapter 106 or any special act
- 14 or municipal charter; (2) any body exercising zoning powers pursuant

15 to chapter 124 or any special act or municipal charter; (3) any body
16 exercising land use powers pursuant to chapter 125a or any special act
17 or municipal charter; (4) any body exercising planning powers
18 pursuant to chapter 126 or any special act or municipal charter; or (5)
19 any body regulating inland wetlands and watercourses pursuant to
20 chapter 440 or any special act or municipal charter.

21 Sec. 3. Section 8-19 of the general statutes is repealed and the
22 following is substituted in lieu thereof:

23 Any municipality may create by ordinance a planning commission,
24 which shall consist of five members, who shall be electors of such
25 municipality [holding no salaried municipal office] and whose terms
26 of office and method of election or appointment shall be fixed in the
27 ordinance. The chief executive officer of the municipality and the
28 engineer thereof or Commissioner of Public Works, if any, shall also be
29 members of the commission, without voting privileges. The terms of
30 office shall be so arranged that the terms of not more than three
31 members shall expire in any one year. Vacancies shall be filled by the
32 commission for the unexpired portion of the term. Upon the adoption
33 of this section by ordinance as herein provided, and the appointment
34 or election of a commission thereunder, any planning commission in
35 the municipality established under any previous act of the General
36 Assembly shall cease to exist, and its books and records shall be turned
37 over to the commission established under this section, provided all
38 regulations promulgated by such planning commission prior to that
39 time shall continue in full force and effect until modified, repealed or
40 superseded in accordance with the provisions of this chapter. The area
41 of jurisdiction of a planning commission created by a town includes
42 any city or borough therein without a legally constituted planning
43 commission for all planning purposes except those specified in
44 sections 8-24 and 8-29. Powers granted under said sections may be
45 delegated by the legislative body of such city or borough to the
46 planning commission of the town in which such city or borough is
47 situated. Any city or borough in which a planning commission has
48 been previously established may, by ordinance, designate the

49 commission established under this section in the town in which such
50 city or borough is situated to be the planning commission of such city
51 or borough, and such commission shall supersede the planning
52 commission previously established in such city or borough. The
53 commission shall elect a chairman and a secretary from its members,
54 shall adopt rules for the transaction of business and shall keep a public
55 record of its activities. The planning commission of each municipality
56 shall file an annual report with the legislative body thereof."