



General Assembly

Amendment

January Session, 2001

LCO No. 8338

Offered by:

REP. KNOPP, 137th Dist.
SEN. FONFARA, 1st Dist.
REP. FRITZ, 90th Dist.
REP. HAMZY, 78th Dist.
REP. CARSON, 108th Dist.

REP. COCCO, 127th Dist.
REP. GODFREY, 110th Dist.
REP. GRAZIANI, 57th Dist.
REP. PRELLI, 63rd Dist.
REP. ROWE, 123rd Dist.

To: Subst. House Bill No. 6070

File No. 404

Cal. No. 296

**"AN ACT CONCERNING USES FOR CERTAIN OPEN SPACE
PROPERTY UNDER DEPARTMENT OF PUBLIC HEALTH WATER
REGULATIONS."**

1 Strike out everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (a) Notwithstanding any provision of the general
4 statutes, the Commissioner of Environmental Protection shall convey
5 to the town of East Windsor a parcel of land located in the town of East
6 Windsor, at a cost equal to the administrative costs of making such
7 conveyance. Said parcel of land has an area of approximately 18 acres
8 and is identified as Lots 13 to 23, inclusive, in Block 32 on town of East
9 Windsor Tax Assessor's Map 35. The conveyance shall be subject to the
10 approval of the State Properties Review Board.

11 (b) The town of East Windsor shall use said parcel of land for open

12 space and recreational purposes. If the town of East Windsor:

- 13 (1) Does not use said parcel for said purposes;
14 (2) Does not retain ownership of all of said parcel; or
15 (3) Leases all or any portion of said parcel,

16 the parcel shall revert to the state of Connecticut.

17 (c) The State Properties Review Board shall complete its review of
18 the conveyance of said parcel of land not later than thirty days after it
19 receives a proposed agreement from the Department of Environmental
20 Protection. The land shall remain under the care and control of said
21 department until a conveyance is made in accordance with the
22 provisions of this section. The State Treasurer shall execute and deliver
23 any deed or instrument necessary for a conveyance under this section,
24 which deed or instrument shall include provisions to carry out the
25 purposes of subsection (b) of this section. The Commissioner of
26 Environmental Protection shall have the sole responsibility for all other
27 incidents of such conveyance.

28 Sec. 2. (a) Notwithstanding any provision of the general statutes or
29 of any public or special act, the Commissioner of Public Works may
30 grant an easement to the town of Cheshire on a parcel of land which is
31 under the custody and control of the Commissioner of Mental
32 Retardation, located at 25 Creamery Road, Cheshire and further
33 identified as Lot 66 on town of Cheshire Tax Assessor's Map 37. Said
34 easement may be granted for a cost equal to the administrative costs of
35 granting the easement and shall be subject to the approval of the
36 Commissioner of Mental Retardation and the State Properties Review
37 Board. Said easement is described as follows:

38 A permanent easement and right-of-way, for the purpose of
39 constructing, using, replacing and maintaining thereon a sanitary
40 sewer, tributary connections and appurtenant work, together with the
41 right to enter upon said easement or right-of-way for the purpose of
42 cleaning, repairing, renewing, replacing, protecting, operating and
43 making connections to said sewer. The centerline of said permanent

44 easement and right-of-way is more particularly described as follows:

45 Commencing at a point in the northeasterly property line of
46 property of the Grantor, as it abuts Lot # 11 in a subdivision entitled
47 Amherst Village as shown on Map # 329 recorded in the Cheshire
48 Town Clerk's office, said point being located one hundred forty feet,
49 more or less from the northwest corner of the Grantor's property as it
50 abuts the westerly property line of Lot 10 in the above-mentioned
51 subdivision; thence running in a southeasterly direction 235 feet, more
52 or less, thence turning and running in a southeasterly direction 150
53 feet, more or less, until it intersects the northerly property line of
54 property of the town of Cheshire.

55 Said easement shall be 25 feet in width and shall be further fixed
56 and described as being centered on the sanitary sewer line as actually
57 constructed.

58 (b) The Commissioner of Mental Retardation and the State
59 Properties Review Board shall complete their review of said easement
60 not later than thirty days after they receive a proposed agreement from
61 the Department of Public Works. The State Treasurer shall execute and
62 deliver any deed or instrument necessary for said easement and the
63 Commissioner of Public Works shall have the sole responsibility for all
64 other incidents of said easement.

65 Sec. 3. Section 8-64a of the general statutes is repealed and the
66 following is substituted in lieu thereof:

67 No housing authority which receives or has received any state
68 financial assistance may sell, lease, transfer or destroy, or contract to
69 sell, lease, transfer or destroy, any housing project or portion thereof in
70 any case where such project or portion thereof would no longer be
71 available for the purpose of low or moderate income rental housing as
72 a result of such sale, lease, transfer or destruction, except the
73 Commissioner of Economic and Community Development may grant
74 written approval for the sale, lease, transfer or destruction of a housing
75 project if the commissioner finds, after a public hearing, that (1) the

76 sale, lease, transfer or destruction is in the best interest of the state and
77 the municipality in which the project is located, (2) an adequate supply
78 of low or moderate income rental housing exists in the municipality in
79 which the project is located, (3) the housing authority has developed a
80 plan for the sale, lease, transfer or destruction of such project in
81 consultation with the residents of such project and representatives of
82 the municipality in which such project is situated and has made
83 adequate provision for said residents' and representatives'
84 participation in such plan, and (4) any person who is displaced as a
85 result of the sale, lease, transfer or destruction will be relocated to a
86 comparable dwelling unit of public or subsidized housing in the same
87 municipality or will receive a tenant-based rental subsidy and will
88 receive relocation assistance under chapter 135. The commissioner
89 shall consider the extent to which the housing units which are to be
90 sold, leased, transferred or destroyed will be replaced in ways which
91 may include, but need not be limited to, newly constructed housing,
92 rehabilitation of housing which is abandoned or has been vacant for at
93 least one year, or new federal, state or local tenant-based or project-
94 based rental subsidies. The commissioner shall give the residents of the
95 housing project or portion thereof which is to be sold, leased,
96 transferred or destroyed written notice of said public hearing by first
97 class mail not less than ninety days before the date of the hearing. Said
98 written approval shall contain a statement of facts supporting the
99 findings of the commissioner. This section shall not apply to the sale,
100 lease, transfer or destruction of a housing project pursuant to the terms
101 of any contract entered into before June 3, 1988. This section shall not
102 apply to phase I of Father Panik Village in Bridgeport, [and] Elm
103 Haven in New Haven and Pequonock Gardens Project in Bridgeport.

104 Sec. 4. Notwithstanding a certain restriction contained in a Quit
105 Claim Deed from the State of Connecticut, Department of
106 Transportation, to the town of Trumbull, dated March 2, 1989, and
107 recorded in the town of Trumbull Land Records in Volume 689, page
108 472, that the parcel of land described in said deed shall be used for
109 "Park Purposes only", a portion of said parcel of land may be used for

110 the construction of a telecommunications facility.

111 Sec. 5. Subsection (b) of section 8 of special act 97-20, as amended by
112 section 2 of substitute senate bill 1433 of the current session, as
113 amended, is amended to read as follows:

114 (b) The town of Trumbull shall use said parcel of land for affordable
115 housing purposes. If the town of Trumbull (1) does not use said parcel
116 for said purposes, or (2) [does not retain ownership of all of said
117 parcel, or (3)] leases or sells all or any portion of said parcel for any
118 other purpose, the parcel shall revert to the state of Connecticut.

119 Sec. 6. Section 15 of substitute senate bill 1433 of the current session,
120 as amended, is amended to read as follows:

121 The name of Morrissey Brook in the town of Sherman shall be
122 changed to [Naromiyocknowhosunkatanshunk]
123 Naromiyocknowhusunkatankshunk Brook.

124 Sec. 7. Section 28 of substitute senate bill 1433 of the current session,
125 as amended, is amended to read as follows:

126 (a) Notwithstanding any provision of the general statutes, the
127 Commissioner of Transportation shall convey to Charles W. Evans and
128 Alexandria S. Evans a parcel of land located between 228 Greenwoods
129 Road and Route 44 in the town of Norfolk, at a cost of three thousand
130 five hundred dollars. Said parcel of land has an area of approximately
131 1.75 acres and is further identified as the parcel of land described in
132 Department of Transportation File No. 97-000-25B. [The conveyance
133 shall be subject to the approval of the State Properties Review Board.]

134 (b) If at any time said parcel of land is needed by the state for the
135 expansion of State Route 44, the state may repurchase the parcel for
136 three thousand five hundred dollars.

137 [(b) The State Properties Review Board shall complete its review of
138 the conveyance of said parcel of land not later than thirty days after it
139 receives a proposed agreement from the Department of

140 Transportation.]

141 (c) The land shall remain under the care and control of said
142 department until a conveyance is made in accordance with the
143 provisions of this section. The State Treasurer shall execute and deliver
144 any deed or instrument necessary for a conveyance under this section,
145 which deed or instrument shall include provisions to carry out the
146 provisions of subsection (b) of this section. The Commissioner of
147 Transportation shall have the sole responsibility for all other incidents
148 of such conveyance.

149 Sec. 8. The city of Danbury and the Board of Trustees for the
150 Connecticut State University System may, by mutual agreement, make
151 minor corrections in the property descriptions for the parcels of land
152 described in sections 26 and 27 of substitute senate bill 1433 of the
153 current session, as amended.

154 Sec. 9. This act shall take effect from its passage."