



General Assembly

Substitute Bill No. 5526

February Session, 2004

* _____ HB05526PD _____ 031504 _____ *

AN ACT CONCERNING HARBOR MANAGEMENT PLANS.

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

1 Section 1. Subsection (b) of section 22a-113n of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (a) The plan shall identify existing and potential harbor problems,
5 establish goals and make recommendations for the use, development
6 and preservation of the harbor. Such recommendations shall identify
7 officials responsible for enforcement of the plan and propose
8 ordinances to implement the plan. The plan shall include, but not be
9 limited to, provisions for the orderly, safe and efficient allocation of the
10 harbor for boating by establishing (1) the location and distribution of
11 seasonal moorings and anchorages, (2) unobstructed access to and
12 around federal navigation channels, anchorage areas and harbor
13 facilities, and (3) space for moorings and anchorages for transient
14 vessels.

15 (b) The plan may recommend: (1) Boundaries for development areas
16 to be approved and established by the Commissioner of
17 Environmental Protection in accordance with the provisions of section
18 22a-360; (2) designations for channels and boat basins for approval and
19 adoption by the Commissioner of Environmental Protection in
20 accordance with the provisions of section 22a-340; (3) lines designating

21 the limits of areas for the location of vessels with persons living aboard
22 to be approved and adopted by the director of health in accordance
23 with section 19a-227; (4) pump-out facilities, including the designation
24 of no discharge zones in accordance with Section 312 of the federal
25 Clean Water Act; [and] (5) regulations for the operation of vessels on
26 the harbor pursuant to the provisions of section 15-136; (6) standards
27 and criteria for the construction and location of private residential
28 docks and piers; and (7) standards and criteria for the management of
29 scenic resources and visual impacts within the waters of the
30 municipality. Upon adoption of the plan, any recommendation made
31 pursuant to this section shall be binding on any official of the state,
32 municipality or any other political subdivision when making
33 regulatory decisions or undertaking or sponsoring development
34 affecting the area within the commission's jurisdiction, unless such
35 official shows cause why a different action should be taken.

This act shall take effect as follows:	
Section 1	<i>from passage</i>

PD *Joint Favorable Subst.*