



General Assembly

February Session, 2006

**Raised Bill No. 5041**

LCO No. 297

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Referred to Committee on Planning and Development

Introduced by:  
(PD)

**AN ACT CONCERNING TECHNICAL REVISIONS TO MUNICIPAL  
PLANNING AND ZONING STATUTES.**

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

1 Section 1. Section 8-4a of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2006*):

3 [Any] Unless otherwise provided by special act, any town, city or  
4 borough [, unless otherwise provided by special act,] may by  
5 ordinance or by vote of its legislative body designate its zoning  
6 commission or its planning commission as the planning and zoning  
7 commission for such municipality, and such commission shall  
8 thereupon have all the powers and duties of both a planning  
9 commission and a zoning commission and shall supersede any  
10 previous planning commission or zoning commission, as the case may  
11 be. Such vote shall establish the number of members to comprise such  
12 planning and zoning commission, which number of members shall be  
13 five, six, seven, eight, nine or ten, not counting nonvoting members. In  
14 the establishment of a five-member planning and zoning commission,  
15 the provisions of section 8-19 shall apply. In the establishment of a  
16 planning and zoning commission with six or more members, the

17 provisions of section 8-19 shall apply except that the terms of office  
18 shall be so arranged that not more than three of such terms on a six-  
19 member commission, four of such terms on a seven or an eight-  
20 member commission, or five of such terms on a nine or ten-member  
21 commission shall expire in any one year. Any public hearing  
22 conducted by a planning and zoning commission with six or more  
23 members shall be held by the commission or a committee thereof  
24 appointed for that purpose constituting a majority of the members of  
25 the commission. Any combined planning and zoning commission  
26 established under the general statutes prior to October 1, 1959, may  
27 continue to exist. Upon the establishment of a combined planning and  
28 zoning commission, all regulations adopted by the planning  
29 commission or the zoning commission which were in effect prior to the  
30 establishment of such combined commission shall continue in full  
31 force and effect until modified, repealed or superseded in accordance  
32 with the provisions of this chapter and chapter 126. A vacancy on such  
33 combined planning and zoning commission shall be filled in a manner  
34 prescribed by the legislative body of such [municipality] town, city or  
35 borough.

36 Sec. 2. Section 8-26b of the general statutes is repealed and the  
37 following is substituted in lieu thereof (*Effective October 1, 2006*):

38 Whenever a subdivision of land is planned, the area of which will  
39 abut or include land in two or more municipalities one or both of  
40 which are within a region or regions having a regional planning  
41 agency or agencies, the planning commission, where one exists, of each  
42 such municipality shall, before approving the plan, give written notice  
43 of such subdivision plan to the regional planning agency or agencies of  
44 the region in which it or the other municipality is located. Such notice  
45 shall be made by certified mail, return receipt requested not later than  
46 thirty days before the public hearing to be held [in relation thereto] on  
47 the plan. A regional planning agency receiving such notice shall, at or  
48 before the hearing report to each such planning commission and to the  
49 proponent of such subdivision on its findings on the intermunicipal

50 aspects of the proposed subdivision, including street layout, storm  
51 drainage, sewer and water service and such other matters as it  
52 considers appropriate. If such report of a regional planning agency is  
53 not submitted, at or before the hearing, it shall be presumed that such  
54 agency does not disapprove of the proposed subdivision. A regional  
55 planning agency may designate its executive committee to act for it  
56 under this section or it may establish a subcommittee for the purpose.  
57 The report of such regional planning agency shall be [purely] advisory  
58 only.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2006</i>	8-4a
Sec. 2	<i>October 1, 2006</i>	8-26b

***Statement of Purpose:***

To make technical revisions to certain municipal planning and zoning statutes.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*