



General Assembly

February Session, 2006

Raised Bill No. 324

LCO No. 1717

01717_____TRA

Referred to Committee on Transportation

Introduced by:
(TRA)

AN ACT CONCERNING THE SALE OF CERTAIN NONCONFORMING PROPERTY.

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

1 Section 1. Subsection (c) of section 13a-80 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (c) Notwithstanding the provisions of sections 3-14b, as amended,
5 and 4b-21, [to the contrary,] no residential property upon which a
6 single-family dwelling is situated at the time it is obtained by the
7 department for highway purposes may be sold or transferred pursuant
8 to this section within twenty-five years of the date of its acquisition
9 without the department first offering the owner or owners of the
10 property at the time of its acquisition a right of first refusal to purchase
11 the property at the amount of its appraised value as determined in
12 accordance with the provisions of subsection (b) of this section, except
13 for property offered for sale to municipalities prior to July 1, 1988.
14 Notice of such offer shall be sent to each such owner by registered or
15 certified mail, return receipt requested, within one year of the date a
16 determination is made that such property is not necessary for highway

17 purposes. Any such offer shall be terminated by the department if it
18 has not received written notice of the owner's acceptance of the offer
19 within sixty days of the date it was mailed. Whenever the offer is not
20 so accepted, the department shall offer parcels which meet local
21 zoning requirements for residential or commercial use to other state
22 agencies and shall offer parcels which do not meet local zoning
23 requirements for residential or commercial use to all abutting
24 landowners in accordance with department regulations. [The
25 Commissioner of Transportation] If the sale or transfer of the property
26 would result in an abutting landowner's existing property being
27 rendered nonconforming to zoning, the Commissioner of
28 Transportation may sell or transfer the property to that abutter
29 without public bid or auction. The commissioner shall adopt
30 regulations, in accordance with the provisions of chapter 54,
31 establishing procedures for the disposition of excess property pursuant
32 to the provisions of this subsection in the event such property is
33 owned by more than one person.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	13a-80(c)

Statement of Purpose:

To clarify existing language to avoid rendering property nonconforming by reducing or eliminating their frontage as a result of a Department of Transportation sale.

[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.]