



General Assembly

Substitute Bill No. 5254

January Session, 2009

* HB05254PD 031709 *

AN ACT CONCERNING EXTENDING THE TIME OF EXPIRATION OF CERTAIN LAND USE PERMITS.

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

1 Section 1. Section 8-3 of the general statutes is amended by adding
2 subsection (m) as follows (*Effective July 1, 2009*):

3 (NEW) (m) Notwithstanding the provisions of this section, any site
4 plan approval made under this section on or before July 1, 2009, except
5 an approval made under subsection (j) of this section, shall expire not
6 less than eight years after the date of such approval and the
7 commission may grant one or more extensions of time to complete all
8 or part of the work in connection with such site plan, provided no
9 approval, including all extensions, shall be valid for more than thirteen
10 years from the date the site plan was approved.

11 Sec. 2. Section 8-26c of the general statutes is amended by adding
12 subsection (e) as follows (*Effective July 1, 2009*):

13 (NEW) (e) Notwithstanding the provisions of this section, any
14 subdivision approval made under this section on or before July 1, 2009,
15 shall expire not less than eight years after the date of such approval
16 and the commission may grant one or more extensions of time to
17 complete all or part of the work in connection with such subdivision,
18 provided the time for all extensions under this subsection shall not

19 exceed thirteen years from the date the subdivision was approved.

20 Sec. 3. Section 22a-42a of the general statutes is amended by adding
21 subsection (g) as follows (*Effective July 1, 2009*):

22 (NEW) (g) Notwithstanding the provisions of subdivision (2) of
23 subsection (d) of this section, any permit issued under this section on
24 or before July 1, 2009, shall expire not less than eight years after the
25 date of such approval. Any such permit shall be renewed upon request
26 of the permit holder unless the agency finds that there has been a
27 substantial change in circumstances that requires a new permit
28 application or an enforcement action has been undertaken with regard
29 to the regulated activity for which the permit was issued, provided no
30 such permit shall be valid for more than thirteen years.

31 Sec. 4. Section 8-26g of the general statutes is amended by adding
32 subsection (c) as follows (*Effective July 1, 2009*):

33 (NEW) (c) Notwithstanding the provisions of this section, any
34 approval of a subdivision of land for a project of four hundred or more
35 dwelling units made on or before July 1, 2009, shall expire not less than
36 thirteen years after the date of such approval.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	8-3
Sec. 2	<i>July 1, 2009</i>	8-26c
Sec. 3	<i>July 1, 2009</i>	22a-42a
Sec. 4	<i>July 1, 2009</i>	8-26g

Statement of Legislative Commissioners:

In section 2, after the words "provided the time for all extensions" the word "subdivision" was changed to "subsection" for technical accuracy. In section 3, "any permit issued under this section before July 1, 2009" was changed to "any permit issued under this section on or before July 1, 2009" for internal consistency.

PD *Joint Favorable Subst.-LCO*