



General Assembly

January Session, 2009

**Committee Bill No. 5873**

LCO No. 4193

\* \_\_\_\_\_ HB05873PD \_\_\_\_\_ 031309 \_\_\_\_\_ \*

Referred to Committee on Planning and Development

Introduced by:  
(PD )

**AN ACT CONCERNING THE AUTHORITY OF PLANNING  
COMMISSIONS TO APPROVE MUNICIPAL ROAD IMPROVEMENTS.**

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

1 Section 1. Section 8-24 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2009*):

3 No municipal agency or legislative body shall (1) locate, accept,  
4 abandon, widen, narrow or extend any street, bridge, parkway or  
5 other public way, (2) locate, relocate, substantially improve, acquire  
6 land for, abandon, sell or lease any airport, park, playground, school or  
7 other municipally owned property or public building, (3) locate or  
8 extend any public housing, development, redevelopment or urban  
9 renewal project, or (4) locate or extend public utilities and terminals for  
10 water, sewerage, light, power, transit and other purposes, until the  
11 proposal to take such action has been referred to the commission for a  
12 report. Notwithstanding the provisions of this section, a municipality  
13 may take final action approving an appropriation for any proposal  
14 prior to the approval of the proposal by the commission pursuant to  
15 this section. The failure of the commission to report within thirty-five  
16 days after the date of official submission of the proposal to it for a

17 report shall be taken as approval of the proposal. In the case of the  
18 disapproval of the proposal by the commission the reasons therefor  
19 shall be recorded and transmitted to the legislative body of the  
20 municipality. A proposal disapproved by the commission shall be  
21 adopted by the municipality or, in the case of disapproval of a  
22 proposal by the commission subsequent to final action by a  
23 municipality approving an appropriation for the proposal and the  
24 method of financing of such appropriation, such final action shall be  
25 effective, only after the subsequent approval of the proposal by (A) a  
26 two-thirds vote of the town council where one exists, or a majority  
27 vote of those present and voting in an annual or special town meeting,  
28 or (B) a two-thirds vote of the representative town meeting or city  
29 council or the warden and burgesses, as the case may be. The  
30 provisions of this section shall not apply to maintenance or repair of  
31 existing property, [public ways or] buildings or public ways,  
32 including, but not limited to, resurfacing of roads.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2009</i>	8-24
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**PD**      *Joint Favorable*