



General Assembly

January Session, 2009

Committee Bill No. 5875

LCO No. 4583

* _____ HB05875PD _____ 031709 _____ *

Referred to Committee on Planning and Development

Introduced by:
(PD)

AN ACT AUTHORIZING SPECIAL DISTRICTS TO MAINTAIN WATER QUALITY IN LAKES.

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

1 Section 1. Section 7-326 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 At such meeting, the voters may establish a district for any or all of
4 the following purposes: To extinguish fires, to light streets, to plant
5 and care for shade and ornamental trees, to construct and maintain
6 roads, sidewalks, crosswalks, drains and sewers, to appoint and
7 employ watchmen or police officers, to acquire, construct, maintain
8 and regulate the use of recreational facilities, to plan, lay out, acquire,
9 construct, reconstruct, repair, maintain, supervise and manage a flood
10 or erosion control system, to plan, lay out, acquire, construct, maintain,
11 operate and regulate the use of a community water system, to collect
12 garbage, ashes and all other refuse matter in any portion of such
13 district and provide for the disposal of such matter, to implement tick
14 control measures, to install highway sound barriers, to maintain water
15 quality in lakes, to establish a zoning commission and a zoning board
16 of appeals or a planning commission, or both, by adoption of chapter

17 124 or chapter 126, excluding section 8-29, or both chapters, as the case
18 may be, which commissions or board shall be dissolved upon adoption
19 by the town of subdivision or zoning regulations by the town planning
20 or zoning commission; and to adopt building regulations, which
21 regulations shall be superseded upon adoption by the town of building
22 regulations. Any district may contract with a town, city, borough or
23 other district for carrying out any of the purposes for which such
24 district was established.

25 Sec. 2. Section 7-328 of the general statutes is repealed and the
26 following is substituted in lieu thereof (*Effective October 1, 2009*):

27 (a) The territorial limits of the district shall constitute a separate
28 taxing district, and the assessor or assessors of the town shall separate
29 the property within the district from the other property in the town
30 and shall annually furnish the clerk of the district with a copy of the
31 grand list of all property in the district after it has been completed by
32 the board of assessment appeals of the town. If the legislative body of
33 the town elects, pursuant to section 12-62c, to defer all or any part of
34 the amount of the increase in the assessed value of real property in the
35 year a revaluation becomes effective and in any succeeding year in
36 which such deferment is allowed, the grand list furnished to the clerk
37 of the district for each such year shall reflect assessments based upon
38 such deferment. When the district meeting has fixed the tax rate, the
39 clerk shall prepare a rate bill, apportioning to each owner of property
40 his proportionate share of the taxes, which rate bill, when prepared,
41 shall be delivered to the treasurer; and the district and the treasurer
42 thereof shall have the same powers as towns and collectors of taxes to
43 collect and enforce payment of such taxes, and such taxes when laid
44 shall be a lien upon the property in the same manner as town taxes,
45 and such liens may be continued by certificates recorded in the land
46 record office of the town, and foreclosed in the same manner as liens
47 for town taxes. The assessor or board of assessment appeals shall
48 promptly forward to the clerk of the district any certificate of
49 correction or notice of any other lawful change to the grand list of the

50 district. The district clerk shall, within ten days of receipt of any such
51 certificate or notice, forward a copy thereof to the treasurer, and the
52 assessment of the property for which such certificate or notice was
53 issued and the rate bill related thereto shall be corrected accordingly. If
54 the district constructs any drain, sewer, sidewalk, curb or gutter, such
55 proportion of the cost thereof as such district determines may be
56 assessed by the board of directors, in the manner prescribed by such
57 district, upon the property specially benefited by such drain, sewer,
58 sidewalk, curb or gutter, and the balance of such costs shall be paid
59 from the general funds of the district. [In the construction of any flood
60 or erosion control system, the cost to such district] The cost to such
61 district in the construction of any flood or erosion control system or the
62 maintenance of water quality in a lake may be assessed and shall be
63 payable in accordance with sections 25-87 to 25-93, inclusive. Subject to
64 the provisions of the general statutes, the district may issue bonds and
65 the board of directors may pledge the credit of the district for any
66 money borrowed for the construction of any public works or the
67 acquisition of recreational facilities authorized by sections 7-324 to 7-
68 329, inclusive, and such board shall keep a record of all notes, bonds
69 and certificates of indebtedness issued, disposed of or pledged by the
70 district. All moneys received by the directors on behalf of the district
71 shall be paid to the treasurer. No contract or obligation which involves
72 an expenditure in the amount of (1) ten thousand dollars or more in
73 districts where the grand list is less than or equal to twenty million
74 dollars, or (2) twenty thousand dollars or more in districts where the
75 grand list is greater than twenty million dollars, in any one year shall
76 be made by the board of directors, unless the same is specially
77 authorized by a vote of the district, nor shall the directors borrow
78 money without like authority. The clerk of the district shall give
79 written notice to the treasurer of the town in which the district is
80 located of any final decision of the board of directors to borrow money,
81 not later than thirty days after the date of such decision. The district
82 may adopt ordinances, with penalties to secure their enforcement, for
83 the purpose of regulating the carrying out of the provisions of sections
84 7-324 to 7-329, inclusive, and defining the duties and compensation of

85 its officers and the manner in which their duties shall be carried out.

86 (b) Upon the request of the clerk of any district, the registrar of
87 voters and the assessor of the town in which the district is located shall
88 provide a list of voters of the district.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	7-326
Sec. 2	<i>October 1, 2009</i>	7-328

PD *Joint Favorable*