



General Assembly

January Session, 2009

Raised Bill No. 1039

LCO No. 3664

03664_____PD_

Referred to Committee on Planning and Development

Introduced by:
(PD)

AN ACT CONCERNING TECHNICAL CHANGES TO MUNICIPAL STATUTES.

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

1 Section 1. Section 7-187 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 Whenever used in sections 7-188 to 7-193, inclusive:

4 [(a)] (1) "Appointing authority" means the body having authority to
5 appoint a charter commission, charter revision commission or home
6 rule ordinance revision commission, which shall be the board of
7 selectmen of a town not having a council or board of directors, the
8 council or board of directors of a town having such a council or board,
9 the common council or other body empowered to make ordinances of
10 a city or the board of burgesses of a borough;

11 [(b)] (2) "Commission" means any such charter commission, charter
12 revision commission, or home rule ordinance revision commission;

13 [(c)] (3) "Home rule ordinance" means any ordinance or resolution
14 [which] that has been adopted by a municipality prior to October 1,

15 1982, in substitution for a special act relating to its government, which
16 ordinance or resolution may contain the provisions of such special act
17 with or without amendments and which ordinance or resolution shall
18 not be inconsistent with the Constitution of the state or the general
19 statutes;

20 [(d)] (4) "Municipality" means a town, city, borough, consolidated
21 town and city or consolidated town and borough.

22 Sec. 2. Section 8-1d of the general statutes is repealed and the
23 following is substituted in lieu thereof (*Effective October 1, 2009*):

24 Any municipality may, by ordinance adopted by its legislative
25 body, establish an hour at or after which public hearings shall be held
26 by its planning commission, zoning commission, combined planning
27 and zoning commission, zoning board of appeals and inland wetlands
28 agency.

29 Sec. 3. Section 8-27 of the general statutes is repealed and the
30 following is substituted in lieu thereof (*Effective October 1, 2009*):

31 Any municipality having a planning commission may, by ordinance
32 adopted by its legislative body, prohibit or regulate the issuance of
33 building permits for the erection of buildings or structures on lots
34 abutting unaccepted highways or streets. No such ordinance shall
35 prevent the issuance of a building permit for the construction of farm
36 or accessory buildings which are not in violation of any lawful zoning
37 or building regulations of the municipality. Any building erected in
38 violation of any such ordinance shall be deemed an unlawful structure,
39 and the municipality through the appropriate officer may bring action
40 to enjoin the erection of such structure or cause it to be vacated or
41 removed. Any person, firm or corporation erecting a building or
42 structure in violation of any such ordinance may be fined not more
43 than two hundred dollars for each building or structure so erected in
44 addition to the relief herein otherwise granted to the municipality.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	7-187
Sec. 2	<i>October 1, 2009</i>	8-1d
Sec. 3	<i>October 1, 2009</i>	8-27

Statement of Purpose:

To make technical changes to certain statutes concerning home rule and planning and zoning.

[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.]