



General Assembly

Amendment

January Session, 2009

LCO No. 7385

HB0593407385HRO

Offered by:
REP. CANDELORA, 86th Dist.

To: Subst. House Bill No. 5934 File No. 955 Cal. No. 327

***"AN ACT CONCERNING PRESERVING NATURAL VEGETATION
NEAR WETLANDS AND WATERCOURSES."***

1 In line 80, delete "." and insert ";" in lieu thereof

2 After line 80, insert the following:

3 "(21) "Riverfront area" means the area of land situated between the
4 ordinary high water mark of a river and a parallel line located one
5 hundred feet away, measured outward horizontally from the ordinary
6 high water mark of the river;

7 (22) "Ordinary high water mark" means the line on the shore of a
8 river established by the fluctuations of water and indicated by physical
9 characteristics such as a readily identifiable, natural line impressed on
10 the river bank or shelving, or by changes in the character of the soil or
11 absence of terrestrial vegetation; and

12 (23) "Clear cutting" means removal of more than eighty per cent of
13 standing vegetation greater than two inches in diameter at breast

14 height in a riverfront area."

15 After line 136, insert the following:

16 "(b) The following additional uses shall be permitted as of right in
17 riverfront areas:

18 (1) Forestry activities supervised by a forest practitioner certified
19 pursuant to section 23-65h, in accordance with a forest management
20 plan, provided no clear cutting occurs within the riverfront area;

21 (2) The continuous use, repair, maintenance or replacement of any
22 existing land use, structure, parking, street facility or flood control
23 structure located in a riverfront area, provided the replacement of the
24 land use, structure, parking, street facility or flood control structure
25 does not exceed the footprint of the existing land use, structure,
26 parking, street facility or flood control structure;

27 (3) Construction, operation or maintenance of a transportation
28 facility or improvement operated by the state of Connecticut, or the
29 construction, expansion, repair, replacement, operation or
30 maintenance of public or private wastewater treatment plants and
31 their related structures, conveyance systems or facilities, including any
32 associated utility lines;

33 (4) Construction or maintenance of utility rights-of-way and
34 facilities, including, but not limited to, electric, gas, water, sewer and
35 communication lines; and

36 (5) The reuse of riverfront areas containing existing structures,
37 including, but not limited to, abandoned mills, industrial or
38 commercial structures, and associated parking and street facilities."

39 In line 137, bracket "(b)" and insert after the closing bracket "(c)"

40 In line 148, bracket "(c)" and insert after the closing bracket "(d)"