



General Assembly

February Session, 2010

**Raised Bill No. 5255**

LCO No. 1173

\*01173\_\_\_\_\_PD\_\*

Referred to Committee on Planning and Development

Introduced by:  
(PD)

**AN ACT CONCERNING MUNICIPAL MANDATE RELIEF.**

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

1 Section 1. Section 7-406 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 The board of finance or other corresponding board in each town, or,  
4 if there is no such board, the selectmen, shall annually prepare [and  
5 have published] a town report. Such report shall be available for  
6 distribution and shall contain, in addition to reports of town officers or  
7 boards required by law to be included, a statement of the amount  
8 received by such town under the provisions of part IIa of chapter 240  
9 together with an itemized account of the disposition of such amount,  
10 and such other matter as the board of finance or other corresponding  
11 board deems advisable. Towns with a population of five thousand or  
12 less [, as computed by the Secretary of the Office of Policy and  
13 Management,] shall publish their receipts and expenditures and the  
14 names of all persons, firms or corporations, other than recipients of  
15 support under sections 17b-122, 17b-124 to 17b-132, inclusive, 17b-136  
16 to 17b-138, inclusive, 17b-194 to 17b-197, inclusive, 17b-222 to 17b-250,

17 inclusive, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive, 17b-689b and  
18 17b-743 to 17b-747, inclusive, receiving money from such towns,  
19 together with the total amount of payments in excess of fifty dollars to  
20 each, unless such town has a bookkeeping system [approved by the  
21 secretary] setting forth all the receipts and expenditures in detail, in  
22 which case it shall not be necessary for the town to publish in its report  
23 the names of all persons, firms or corporations receiving money from  
24 such towns, together with the total amount of payments in excess of  
25 fifty dollars to each. A town report may be an electronic record, as  
26 defined in section 1-267, notwithstanding any provision of the charter  
27 or home rule ordinance of the town. Any such electronic record shall  
28 be deemed available for distribution if posted on the web site of the  
29 town.

30 Sec. 2. Section 47a-42 of the general statutes is repealed and the  
31 following is substituted in lieu thereof (*Effective July 1, 2010*):

32 (a) Whenever a judgment is entered against a defendant pursuant to  
33 section 47a-26, 47a-26a, 47a-26b or 47a-26d for the recovery of  
34 possession or occupancy of residential property, such defendant and  
35 any other occupant bound by the judgment by subsection (a) of section  
36 47a-26h shall forthwith remove himself or herself, such defendant's or  
37 occupant's possessions and all personal effects unless execution has  
38 been stayed pursuant to sections 47a-35 to 47a-41, inclusive. If  
39 execution has been stayed, such defendant or occupant shall forthwith  
40 remove himself or herself, such defendant's or occupant's possessions  
41 and all personal effects upon the expiration of any stay of execution. If  
42 the defendant or occupant has not so removed himself or herself upon  
43 entry of a judgment pursuant to section 47a-26, 47a-26a, 47a-26b or  
44 47a-26d, and upon expiration of any stay of execution, the plaintiff  
45 may obtain an execution upon such summary process judgment, and  
46 the defendant or other occupant bound by the judgment by subsection  
47 (a) of section 47a-26h and the possessions and personal effects of such  
48 defendant or other occupant may be removed by a state marshal,  
49 pursuant to such execution. [, and such possessions and personal

50 effects may be set out on the adjacent sidewalk, street or highway.]

51 (b) Before any such removal, the state marshal charged with  
52 executing upon any such judgment of eviction shall [give the chief  
53 executive officer of the town twenty-four hours notice of the eviction,  
54 stating the date, time and location of such eviction as well as a general  
55 description, if known, of the types and amount of property to be  
56 removed from the premises. Before giving such notice to the chief  
57 executive officer of the town, the state marshal shall] use reasonable  
58 efforts to locate and notify the defendant of the date and time such  
59 eviction is to take place and of the possibility of a sale pursuant to  
60 subsection (c) of this section. Such notice shall include service upon  
61 each defendant and upon any other person in occupancy, either  
62 personally or at the premises, of a true copy of the summary process  
63 execution. Such execution shall be on a form prescribed by the Judicial  
64 Department, shall be in clear and simple language and in readable  
65 format, and shall contain, in addition to other notices given to the  
66 defendant in the execution, a conspicuous notice, in large boldface  
67 type, that a person who claims to have a right to continue to occupy  
68 the premises should immediately contact an attorney.

69 (c) Whenever [the possessions and personal effects of a defendant  
70 are set out on the sidewalk, street or highway, and are not immediately  
71 removed by the defendant, the chief executive officer of the town shall  
72 remove and] a state marshal removes the possessions and personal  
73 effects of the defendant, the state marshal shall store the same. Such  
74 removal and storage shall be at the expense of the defendant. If such  
75 possessions and personal effects are not called for by the defendant  
76 and the expense of such removal and storage is not paid to the [chief  
77 executive officer within] state marshal not later than fifteen days after  
78 such eviction, the [chief executive officer] state marshal shall sell the  
79 same at public auction, after using reasonable efforts to locate and  
80 notify the defendant of such sale and after [posting notice of such sale  
81 for one week on the public signpost nearest to the place where the  
82 eviction was made, if any, or at some exterior place near the office of

83 the town clerk] publishing a notice of such sale in a newspaper having  
84 a circulation in the state at least five days before the auction. The [chief  
85 executive officer] state marshal shall deliver to the defendant the net  
86 proceeds of such sale, if any, after deducting a reasonable charge for  
87 removal and storage of such possessions and effects. If the defendant  
88 does not demand the net proceeds [within] not later than thirty days  
89 after such sale, the [chief executive officer] state marshal shall turn  
90 over the net proceeds of the sale to the [town treasury] State Treasurer.

91 Sec. 3. Section 49-22 of the general statutes is repealed and the  
92 following is substituted in lieu thereof (*Effective from passage*):

93 (a) In any action brought for the foreclosure of a mortgage or lien  
94 upon land, or for any equitable relief in relation to land, the plaintiff  
95 may, in his complaint, demand possession of the land, and the court  
96 may, if it renders judgment in his favor and finds that he is entitled to  
97 the possession of the land, issue execution of ejectment, commanding  
98 the officer to eject the person or persons in possession of the land and  
99 to put in possession thereof the plaintiff or the party to the foreclosure  
100 entitled to the possession by the provisions of the decree of said court,  
101 provided no execution shall issue against any person in possession  
102 who is not a party to the action except a transferee or lienor who is  
103 bound by the judgment by virtue of a lis pendens. The officer shall  
104 eject the person or persons in possession, [and may remove such  
105 person's possessions and personal effects and set them out on the  
106 adjacent sidewalk, street or highway.]

107 (b) Before any such removal, the state marshal charged with  
108 executing upon the ejectment shall [give the chief executive officer of  
109 the town twenty-four hours notice of the ejectment, stating the date,  
110 time and location of such ejectment as well as a general description, if  
111 known, of the types and amount of property to be removed from the  
112 land. Before giving such notice to the chief executive officer of the  
113 town, the state marshal shall] use reasonable efforts to locate and  
114 notify the person or persons in possession of the date and time such

115 ejection is to take place and of the possibility of a sale pursuant to  
116 subsection (c) of this section.

117 (c) Whenever a mortgage or lien upon land has been foreclosed and  
118 execution of ejection issued, and [the possessions and personal  
119 effects of the person in possession thereof are set out on the sidewalk,  
120 street or highway, and are not immediately removed by such person,  
121 the chief executive officer of the town shall remove and] a state  
122 marshal removes the possessions and personal effects of the person or  
123 persons in possession, the state marshal shall store the same. Such  
124 removal and storage shall be at the expense of such person or persons.  
125 If the possessions and effects are not called for by such person or  
126 persons and the expense of the removal and storage is not paid to the  
127 [chief executive officer within] state marshal not later than fifteen days  
128 after such ejection, the [chief executive officer] state marshal shall sell  
129 the same at public auction, after using reasonable efforts to locate and  
130 notify such person or persons of the sale and after [posting notice of  
131 the sale for one week on the public signpost nearest to the place where  
132 the ejection was made, if any, or at some exterior place near the office  
133 of the town clerk] publishing a notice of such sale in a newspaper  
134 having a general circulation in the state at least five days before the  
135 auction. The [chief executive officer] state marshal shall deliver to such  
136 person or persons the net proceeds of the sale, if any, after deducting a  
137 reasonable charge for removal and storage of such possessions and  
138 effects. If such person [does] or persons do not demand the net  
139 proceeds [within] not later than thirty days after the sale, the [chief  
140 executive officer] state marshal shall turn over the net proceeds of the  
141 sale to the [town treasury] State Treasurer.

142 Sec. 4. Section 7-3 of the general statutes is repealed and the  
143 following is substituted in lieu thereof (*Effective from passage*):

144 The warning of each town meeting, and of each meeting of a city,  
145 borough, school district or other public community or of an  
146 ecclesiastical society, shall specify the objects for which such meeting is

147 to be held. Notice of a town meeting shall be given by posting, upon a  
148 signpost or other exterior place near the office of the town clerk of such  
149 town and at such other place or places as may be designated as  
150 hereinafter provided, a printed or written warning signed by the  
151 selectmen, or a majority of them, and by publishing a like warning in a  
152 newspaper published in such town or having a circulation therein,  
153 such posting and such publication to be at least five days previous to  
154 holding the meeting, including the day that notice is given and any  
155 Sunday and any legal holiday which may intervene between such  
156 posting and such publication and the day of holding such meeting, but  
157 not including the day of holding such meeting; but any town may, at  
158 an annual meeting, designate any other place or places, in addition to  
159 the signpost or other exterior place, at which such warnings shall be  
160 set up. The selectmen shall, on or before the day of such meeting, cause  
161 a copy of each such warning to be left with the town clerk, who shall  
162 record the same. Notice of a meeting of a city or borough shall be given  
163 by posting, upon a signpost or other exterior place nearest to the office  
164 of the clerk of such city or borough or at such place or places as may be  
165 designated by special charter provision, a written or printed warning  
166 signed by the mayor or clerk in the case of a city or by the warden or  
167 clerk in the case of a borough, and by publishing a like warning in a  
168 newspaper published within the limits of such city or borough, or  
169 having a circulation therein, at least five days previous to holding the  
170 meeting, including the day that notice is given and any Sunday and  
171 any legal holiday which may intervene between such posting and such  
172 publication and the day of holding such meeting, but not including the  
173 day of holding such meeting. Notwithstanding the provisions of this  
174 section or any charter or home rule ordinance, any warning or notice  
175 of a meeting under this section may be posted on the web site of the  
176 town, city, borough, school district or other public community or  
177 ecclesiastical society, in lieu of publication in a newspaper, provided  
178 all other requirements of this section with respect to such warning or  
179 notice are met.

180 Sec. 5. Section 8-3 of the 2010 supplement to the general statutes is

181 amended by adding subsection (n) as follows (*Effective from passage*):

182 (NEW) (n) Notwithstanding the provisions of this section or any  
183 charter or home rule ordinance, any notice required under subsections  
184 (d), (f) and (g) of this section may be posted on the web site of the  
185 municipality in lieu of publication in a newspaper, provided all other  
186 requirements of this section with respect to such notice are met.

187 Sec. 6. Section 8-7d of the general statutes is repealed and the  
188 following is substituted in lieu thereof (*Effective from passage*):

189 (a) In all matters wherein a formal petition, application, request or  
190 appeal must be submitted to a zoning commission, planning and  
191 zoning commission or zoning board of appeals under this chapter, a  
192 planning commission under chapter 126 or an inland wetlands agency  
193 under chapter 440 or an aquifer protection agency under chapter 446i  
194 and a hearing is required or otherwise held on such petition,  
195 application, request or appeal, such hearing shall commence within  
196 sixty-five days after receipt of such petition, application, request or  
197 appeal and shall be completed within thirty-five days after such  
198 hearing commences, unless a shorter period of time is required under  
199 this chapter, chapter 126, chapter 440 or chapter 446i. Notice of the  
200 hearing shall be published in a newspaper having a general circulation  
201 in such municipality where the land that is the subject of the hearing is  
202 located at least twice, at intervals of not less than two days, the first not  
203 more than fifteen days or less than ten days and the last not less than  
204 two days before the date set for the hearing. Notwithstanding the  
205 provisions of this section or any charter or home rule ordinance, notice  
206 of such hearing may be posted on the web site of the municipality in  
207 lieu of publication in a newspaper, provided all other requirements of  
208 this section with respect to such notice are met. In addition to such  
209 notice, such commission, board or agency may, by regulation, provide  
210 for additional notice. Such regulations shall include provisions that the  
211 notice be mailed to persons who own land that is adjacent to the land  
212 that is the subject of the hearing or be provided by posting a sign on

213 the land that is the subject of the hearing, or both. For purposes of such  
214 additional notice, (1) proof of mailing shall be evidenced by a  
215 certificate of mailing, and (2) the person who owns land shall be the  
216 owner indicated on the property tax map or on the last-completed  
217 grand list as of the date such notice is mailed. All applications and  
218 maps and documents relating thereto shall be open for public  
219 inspection. At such hearing, any person or persons may appear and be  
220 heard and may be represented by agent or by attorney. All decisions  
221 on such matters shall be rendered not later than sixty-five days after  
222 completion of such hearing, unless a shorter period of time is required  
223 under this chapter, chapter 126, chapter 440 or chapter 446i. The  
224 petitioner or applicant may consent to one or more extensions of any  
225 period specified in this subsection, provided the total extension of all  
226 such periods shall not be for longer than sixty-five days, or may  
227 withdraw such petition, application, request or appeal.

228 (b) Notwithstanding the provisions of subsection (a) of this section,  
229 whenever the approval of a site plan is the only requirement to be met  
230 or remaining to be met under the zoning regulations for any building,  
231 use or structure, a decision on an application for approval of such site  
232 plan shall be rendered not later than sixty-five days after receipt of  
233 such site plan. Whenever a decision is to be made on an application for  
234 subdivision approval under chapter 126 on which no hearing is held,  
235 such decision shall be rendered not later than sixty-five days after  
236 receipt of such application. Whenever a decision is to be made on an  
237 inland wetlands and watercourses application under chapter 440 on  
238 which no hearing is held, such decision shall be rendered not later than  
239 sixty-five days after receipt of such application. Whenever a decision is  
240 to be made on an aquifer protection area application under chapter  
241 446i on which no hearing is held, such decision shall be rendered not  
242 later than sixty-five days after receipt of such application. The  
243 applicant may consent to one or more extensions of such period,  
244 provided the total period of any such extension or extensions shall not  
245 exceed sixty-five days or may withdraw such plan or application.

246 (c) For purposes of subsection (a) or (b) of this section and section 7-  
247 246a, the date of receipt of a petition, application, request or appeal  
248 shall be the day of the next regularly scheduled meeting of such  
249 commission, board or agency, immediately following the day of  
250 submission to such commission, board or agency or its agent of such  
251 petition, application, request or appeal or thirty-five days after such  
252 submission, whichever is sooner. If the commission, board or agency  
253 does not maintain an office with regular office hours, the office of the  
254 clerk of the municipality shall act as the agent of such commission,  
255 board or agency for the receipt of any petition, application, request or  
256 appeal.

257 (d) The provisions of subsection (a) of this section shall not apply to  
258 any action initiated by any zoning commission, planning commission  
259 or planning and zoning commission regarding adoption or change of  
260 any zoning regulation or boundary or any subdivision regulation.

261 (e) Notwithstanding the provisions of this section, if an application  
262 involves an activity regulated pursuant to sections 22a-36 to 22a-45,  
263 inclusive, as amended by this act, and the time for a decision by a  
264 zoning commission or planning and zoning commission established  
265 pursuant to this section would elapse prior to the thirty-fifth day after  
266 a decision by the inland wetlands agency, the time period for a  
267 decision shall be extended to thirty-five days after the decision of such  
268 agency. The provisions of this subsection shall not be construed to  
269 apply to any extension consented to by an applicant or petitioner.

270 (f) The zoning commission, planning commission, zoning and  
271 planning commission, zoning board of appeals, inland wetlands  
272 agency or aquifer protection agency shall notify the clerk of any  
273 adjoining municipality of the pendency of any application, petition,  
274 appeal, request or plan concerning any project on any site in which: (1)  
275 Any portion of the property affected by a decision of such commission,  
276 board or agency is within five hundred feet of the boundary of the  
277 adjoining municipality; (2) a significant portion of the traffic to the

278 completed project on the site will use streets within the adjoining  
279 municipality to enter or exit the site; (3) a significant portion of the  
280 sewer or water drainage from the project on the site will flow through  
281 and significantly impact the drainage or sewerage system within the  
282 adjoining municipality; or (4) water runoff from the improved site will  
283 impact streets or other municipal or private property within the  
284 adjoining municipality. Such notice shall be made by certified mail,  
285 return receipt requested, and shall be mailed [within] not later than  
286 seven days [of] after the date of receipt of the application, petition,  
287 request or plan. Such adjoining municipality may, through a  
288 representative, appear and be heard at any hearing on any such  
289 application, petition, appeal, request or plan.

290 (g) (1) Any zoning commission, planning commission or planning  
291 and zoning commission initiating any action regarding adoption or  
292 change of any zoning regulation or boundary or any subdivision  
293 regulation or regarding the preparation or amendment of the plan of  
294 conservation and development shall provide notice of such action in  
295 accordance with this subsection in addition to any other notice  
296 required under any provision of the general statutes.

297 (2) A zoning commission, planning commission or planning and  
298 zoning commission shall establish a public notice registry of  
299 landowners, electors and nonprofit organizations qualified as tax-  
300 exempt organizations under the provisions of Section 501(c) of the  
301 Internal Revenue Code of 1986, or any subsequent corresponding  
302 internal revenue code of the United States, as from time to time  
303 amended, requesting notice under this subsection. Each municipality  
304 shall notify residents of such registry and the process for registering  
305 for notice under this subsection. The zoning commission, planning  
306 commission or planning and zoning commission shall place on such  
307 registry the names, [and] addresses and electronic mail addresses of  
308 any such landowner, elector or organization upon written request of  
309 such landowner, elector or organization. A landowner, elector or  
310 organization that does not have an electronic mail service provider

311 may request such notice be sent by United States mail. [or by electronic  
312 mail.] The name and address of a landowner, elector or organization  
313 who requests to be placed on the public notice registry shall remain on  
314 such registry for a period of three years after the establishment of such  
315 registry. Thereafter any land owner, elector or organization may  
316 request to be placed on such registry for additional periods of three  
317 years.

318 (3) Any notice under this subsection shall be [mailed] sent by  
319 electronic mail to all landowners, electors and organizations in the  
320 public notice registry not later than seven days prior to the  
321 commencement of the public hearing on such action, if feasible,  
322 provided such notice shall be sent by United States mail to a  
323 landowner, elector or organization that does not have an electronic  
324 mail provider and that has submitted a request pursuant to  
325 subdivision (2) of this subsection. Such notice may be [mailed by  
326 electronic mail] sent by United States mail if the zoning commission,  
327 planning commission or planning and zoning commission or the  
328 municipality [has] does not have an electronic mail service provider.

329 (4) No zoning commission, planning commission or planning and  
330 zoning commission shall be civilly liable to any landowner, elector or  
331 nonprofit organization requesting notice under this subsection with  
332 respect to any act done or omitted in good faith or through a bona fide  
333 error that occurred despite reasonable procedures maintained by the  
334 zoning commission, planning commission or planning and zoning  
335 commission to prevent such errors in complying with the provisions of  
336 this section.

337 Sec. 7. Subsection (d) of section 8-26 of the general statutes is  
338 repealed and the following is substituted in lieu thereof (*Effective from*  
339 *passage*):

340 (d) The commission shall approve, modify and approve, or  
341 disapprove any subdivision or resubdivision application or maps and  
342 plans submitted therewith, including existing subdivisions or

343 resubdivisions made in violation of this section, within the period of  
344 time permitted under section 8-26d. Notice of the decision of the  
345 commission shall be published in a newspaper having a substantial  
346 circulation in the municipality and addressed by certified mail to any  
347 person applying to the commission under this section, by its secretary  
348 or clerk, under his signature in any written, printed, typewritten or  
349 stamped form, [within] not later than fifteen days after such decision  
350 has been rendered. Notwithstanding the provisions of this subsection  
351 or any charter or home rule ordinance, notice of such hearing may be  
352 posted on the web site of the municipality in lieu of publication in a  
353 newspaper, provided all other requirements of this subsection with  
354 respect to such notice are met. In any case in which such notice is not  
355 published or posted within such fifteen-day period, the person who  
356 made such application may provide for the publication of such notice  
357 [within] not later than ten days thereafter. Such notice shall be a simple  
358 statement that such application was approved, modified and approved  
359 or disapproved, together with the date of such action. The failure of  
360 the commission to act thereon shall be considered as an approval, and  
361 a certificate to that effect shall be issued by the commission on  
362 demand. The grounds for its action shall be stated in the records of the  
363 commission. No planning commission shall be required to consider an  
364 application for approval of a subdivision plan while another  
365 application for subdivision of the same or substantially the same parcel  
366 is pending before the commission. For the purposes of this subsection,  
367 an application is not "pending before the commission" if the  
368 commission has rendered a decision with respect to such application  
369 and such decision has been appealed to the Superior Court.

370 Sec. 8. Section 8-28 of the general statutes is repealed and the  
371 following is substituted in lieu thereof (*Effective from passage*):

372 Notice of all official actions or decisions of a planning commission,  
373 not limited to those relating to the approval or denial of subdivision  
374 plans, shall be published in a newspaper having a substantial  
375 circulation in the municipality within fifteen days after such action or

376 decision. Notwithstanding the provisions of this section or any charter  
377 or home rule ordinance, notice of such official action or decision may  
378 be posted on the web site of the municipality in lieu of publication in a  
379 newspaper, provided all other requirements of this section with  
380 respect to such notice are met. Any appeal from an action or decision  
381 of a planning commission shall be taken pursuant to the provisions of  
382 section 8-8.

383 Sec. 9. Section 9-16 of the general statutes is repealed and the  
384 following is substituted in lieu thereof (*Effective from passage*):

385 The registrars of voters in each town shall give notice of the time  
386 and place of each session for the admission of electors held pursuant to  
387 section 9-17 by publication in a newspaper published or circulated in  
388 such town not more than fifteen nor less than five days before each  
389 such session. Notwithstanding the provisions of this section or any  
390 charter or home rule ordinance, notice of any such session may be  
391 posted on the web site of the town in lieu of publication in a  
392 newspaper, provided all other requirements of this section with  
393 respect to such notice are met. Nothing [herein] in this section shall  
394 require that [such] publication in a newspaper, if any, be in the form of  
395 a legal advertisement.

396 Sec. 10. Section 9-37 of the general statutes is repealed and the  
397 following is substituted in lieu thereof (*Effective from passage*):

398 Each registrar shall keep a copy of the preliminary registry list for  
399 his use in revision. Such registrars shall give notice in such list of the  
400 times and places at which they will hold one or more sessions during  
401 the period between the Saturday of the fifth week before the regular  
402 election and the Saturday of the fourth week before the regular  
403 election, for the revision and correction of such list which, when  
404 completed, shall be termed the "final registry list" for such election. In  
405 each municipality having a population of more than five thousand,  
406 they shall also give notice of such times and places by publication in a  
407 newspaper circulating in such municipality and by posting the same

408 on the signpost therein, if any, and at the office of the town clerk at  
409 least five days before the first of such sessions. Notwithstanding the  
410 provisions of this section or any charter or home rule ordinance, notice  
411 of any such session may be posted on the web site of the municipality  
412 in lieu of publication in a newspaper, provided all other requirements  
413 of this section with respect to such notice are met. The number of  
414 sessions shall be fixed by the registrars of each municipality. The  
415 registrars shall also hold sessions, of which no public notice need be  
416 given, for the purpose of correcting such preliminary list, and for the  
417 purpose of adding to such list the names of persons entitled to be  
418 registered thereon, on each day they are in session for the admission of  
419 electors pursuant to section 9-17, and they may also hold sessions for  
420 revision and correction of the registry list on any other day, except  
421 during the period of six days preceding any regular election. On the  
422 fourteenth day before a primary, the registrars shall hold an additional  
423 session to hear such requests for adding names to the registry list, in  
424 accordance with the procedure provided in this section, and the  
425 registrars shall publish notice of such sessions in a newspaper having  
426 general circulation in such municipality at least five days before such  
427 sessions. Nothing in this section shall require that [such] publication in  
428 a newspaper, if any, be in the form of a legal advertisement.

429 Sec. 11. Section 9-53 of the general statutes is repealed and the  
430 following is substituted in lieu thereof (*Effective from passage*):

431 The registrars of voters in each municipality in which an enrollment  
432 session is to be held shall give notice of such session, and of the  
433 purpose, day, hours and place thereof, by publication in a newspaper  
434 published in or having a circulation in such municipality, not more  
435 than fifteen nor less than five days before such session.  
436 Notwithstanding the provisions of this section or any charter or home  
437 rule ordinance, notice of any such session may be posted on the web  
438 site of the municipality in lieu of publication in a newspaper, provided  
439 all other requirements of this section with respect to such notice are  
440 met. Nothing [herein] in this section shall require that [such]

441 publication in a newspaper, if any, be in the form of a legal  
442 advertisement. In each municipality divided into two voting districts  
443 which elects registrars of voters for each voting district, any session for  
444 enrollment in such municipality shall be held in each such district  
445 thereof by the registrars of such district, and the notice hereinbefore  
446 required shall specify the place in each such district in which such  
447 session is to be held. In each municipality divided into voting districts  
448 which elects registrars of voters for the entire municipality, any session  
449 for enrollment in such municipality may, if the registrars so decide, be  
450 held in each such district by assistant registrars appointed under  
451 section 9-192, provided the registrars in the notice hereinbefore  
452 required shall specify the place in each such district in which such  
453 session is to be held. When such a session is so held in each such  
454 district by such assistant registrars, within forty-eight hours after the  
455 close of each of such sessions, each of such assistant registrars shall  
456 deliver to the registrar of whom he is the appointee a true and attested  
457 list or lists, as made by such assistant registrars at such session,  
458 showing all enrollments and corrections, if any, by them made,  
459 together with a list of all applications rejected under the provisions of  
460 sections 9-60 and 9-63.

461 Sec. 12. Section 9-164 of the general statutes is repealed and the  
462 following is substituted in lieu thereof (*Effective from passage*):

463 (a) Notwithstanding any contrary provision of law, there shall be  
464 held in each municipality, biennially, a municipal election on the first  
465 Monday of May or the Tuesday after the first Monday of November, of  
466 the odd-numbered years, whichever date the legislative body of such  
467 municipality determines, provided, if no action is taken by the  
468 legislative body to so designate the date of such election, such election  
469 shall be held on the Tuesday after the first Monday of November of the  
470 odd-numbered years. In any municipality where the term of any  
471 elected official would expire prior to the next regular election held  
472 under the provisions of this section, the term of such official shall be  
473 extended to the date of such election.

474 (b) Upon the occurrence of a vacancy in a municipal office or upon  
475 the creation of a new office to be filled prior to the next regular  
476 election, a special municipal election may be convened either by the  
477 board of selectmen of the municipality or upon application of twenty  
478 electors of the municipality filed with the municipal clerk. The date of  
479 such election shall be determined by the board of selectmen of the  
480 municipality, and notice of such date shall be filed with the municipal  
481 clerk. In determining the date of such election, the board of selectmen  
482 shall allow the time specified for holding primaries for municipal  
483 office in section 9-423 and the time specified for the selection of party-  
484 endorsed candidates for municipal office in section 9-391. On  
485 application of twenty electors of the municipality, the date of such  
486 election, as determined by the board of selectmen, shall be not later  
487 than the one hundred fiftieth day following the filing of such  
488 application. Except as otherwise provided by general statute, the  
489 provisions of the general statutes pertaining to elections and primaries  
490 shall apply to special municipal elections. No such election may be  
491 held unless the municipal clerk first files notice of the office or offices  
492 to be filled at such election with the town chairman of the town  
493 committee of each major and minor party within the municipality and  
494 with the secretary of the state at least three weeks in advance of the  
495 final time specified for the selection of party-endorsed candidates for  
496 municipal office in section 9-391. The municipal clerk shall forthwith  
497 warn such election in the same manner as the warning of municipal  
498 elections pursuant to section 9-226, as amended by this act.  
499 Notwithstanding the provisions of any charter or home rule ordinance,  
500 such warning may be posted on the web site of the municipality in lieu  
501 of publication in a newspaper, provided all other requirements of this  
502 section with respect to such warning are met.

503 (c) Notwithstanding any provision of subsection (b) of this section,  
504 [to the contrary,] any town which by charter provides that a vacancy in  
505 its legislative body shall be filled by a special election held no later  
506 than forty-five days after the effective date of the vacancy shall hold  
507 such election not later than forty-five days after the occurrence of the

508 vacancy. No such election may be held unless the municipal clerk  
509 forthwith upon the occurrence of the vacancy files notice of the office  
510 to be filled at the election with the town chairman of the town  
511 committee of each major and minor party within the municipality and  
512 with the Secretary of the State. Nominations by political parties for  
513 such office shall be made as the rules of such parties which are filed  
514 with the town clerk provide, in accordance with section 9-390. Such  
515 nominations may be made and certified at any time after the vacancy  
516 occurs but not later than the thirty-sixth day before the day of the  
517 election. No such nomination shall be effective until the presiding  
518 officer and secretary of the town committee certify the nomination to  
519 the town clerk. No primary shall be held for the nomination of any  
520 political party to fill any vacancy in such office and the party-endorsed  
521 candidate so certified shall be deemed the nominee of such party.  
522 Nominations may also be made by petition in the manner provided in  
523 sections 9-379 and 9-453a to 9-453p, inclusive, which petitions shall be  
524 submitted to the town clerk of the town in which the signers reside not  
525 later than the thirty-sixth day before the day of the election and filed in  
526 the office of the Secretary of the State not later than two days  
527 thereafter. The municipal clerk shall forthwith warn such election in  
528 the same manner as the warning of municipal elections pursuant to  
529 section 9-226, as amended by this act. Notwithstanding the provisions  
530 of any charter or home rule ordinance, such warning may be posted on  
531 the web site of the town in lieu of publication in a newspaper,  
532 provided all other requirements of this section with respect to such  
533 warning are met.

534 Sec. 13. Section 9-225 of the general statutes is repealed and the  
535 following is substituted in lieu thereof (*Effective from passage*):

536 The town clerk or assistant town clerk of each town shall warn the  
537 electors therein to meet on the Tuesday following the first Monday in  
538 November in the even-numbered years, at six o'clock a.m., which  
539 warning shall be given by publication in a newspaper having a general  
540 circulation in such town not more than fifteen nor less than five days

541 previous to holding such election. Notwithstanding the provisions of  
542 this section or any charter or home rule ordinance, such warning may  
543 be posted on the web site of the town in lieu of publication in a  
544 newspaper, provided all other requirements of this section with  
545 respect to such warning are met. The clerk in each town shall, in the  
546 warning for such election, give notice of the time and the location of  
547 the polling place in the town, and in towns divided into voting  
548 districts, of the time and the location of the polling place in each  
549 district, at which such election will be held. The town clerk shall record  
550 each such warning.

551 Sec. 14. Section 9-226 of the general statutes is repealed and the  
552 following is substituted in lieu thereof (*Effective from passage*):

553 The warning of each municipal election shall specify the objects for  
554 which such election is to be held. Notice of a town election shall be  
555 given by the town clerk or assistant town clerk, by publishing a  
556 warning in a newspaper published in such town or having a general  
557 circulation therein, such publication to be not more than fifteen, nor  
558 less than five days previous to holding the election. The town clerk in  
559 each town shall, in the warning for such election, give notice of the  
560 time and the location of the polling place in the town and, in towns  
561 divided into voting districts, of the time and the location of the polling  
562 place in each district. The town clerk shall record each such warning.  
563 Notice of an election of a city or borough shall be given by publishing  
564 a warning in a newspaper published within the limits of such city or  
565 borough, or having a general circulation therein, not more than fifteen  
566 nor less than five days previous to holding the election, which warning  
567 shall include notice of the time and the location of the polling place in  
568 such city or borough and, in cities and boroughs divided into voting  
569 districts, of the time and the location of the polling place in each  
570 district. Notwithstanding the provisions of this section or any charter  
571 or home rule ordinance, such warning may be posted on the web site  
572 of the town in lieu of publication in a newspaper, provided all other  
573 requirements of this section with respect to such warning are met.

574       Sec. 15. Section 9-332 of the general statutes is repealed and the  
575 following is substituted in lieu thereof (*Effective from passage*):

576       If the electors fail to choose a candidate for any office by reason of  
577 an equality of votes at any election, and no provision is otherwise  
578 made by law for the election of a candidate to such office, such election  
579 shall stand adjourned for three weeks at the same hour at which the  
580 first election was held. Ballot labels of the same form and description  
581 as described in sections 9-250 to 9-256, inclusive, except that such ballot  
582 labels shall contain only the names of the candidates for whom the  
583 same are to be voted, shall be used in the election on such adjourned  
584 day, and the election shall be conducted in the same manner as on the  
585 first day, except that the votes shall be cast for such officer only. Ballot  
586 labels for such election shall be provided forthwith by the clerk of the  
587 municipality wherein such election stands adjourned, and such clerk  
588 shall furnish the Secretary of the State with an accurate list of all  
589 candidates to be voted for at such adjourned election. The clerk of the  
590 municipality wherein such election so stands adjourned shall, at least  
591 three days prior to the day of such adjourned election, give notice of  
592 the day, hours, place and purpose thereof by publishing such notice in  
593 a newspaper published in such municipality or having a circulation  
594 therein. Notwithstanding the provisions of this section or of any  
595 charter or home rule ordinance, such notice may be posted on the web  
596 site of the municipality in lieu of publication in a newspaper, provided  
597 all other requirements of this section with respect to such notice are  
598 met. No such election shall be held if prior to such election all but one  
599 of the candidates for such office die, withdraw their names or for any  
600 reason become disqualified to hold such office, and, in such event, the  
601 remaining candidate shall be deemed to be lawfully elected to such  
602 office. No withdrawal shall be valid until the candidate who has  
603 withdrawn has filed a letter of withdrawal signed by such candidate  
604 with the Secretary of the State or, in the case of a municipal office, until  
605 the candidate who has withdrawn has filed a letter of withdrawal  
606 signed by such candidate with the municipal clerk. When such an  
607 election is required to be held under the provisions of this section for

608 any office other than a municipal office, and prior to such election all  
609 but one of the candidates for such office die, withdraw their names or  
610 for any reason become disqualified to hold such office, the Secretary of  
611 the State shall forthwith notify the clerk of each municipality wherein  
612 such election was to have been held of such fact, and shall forthwith  
613 direct each such clerk that such election shall not be held. In the case of  
614 a multiple opening office only the names of those candidates whose  
615 votes are equal shall be placed on the ballot label of the adjourned  
616 election.

617 Sec. 16. Section 9-395 of the general statutes is repealed and the  
618 following is substituted in lieu thereof (*Effective from passage*):

619 (a) Forthwith upon the certification provided in section 9-391, the  
620 clerk of the municipality shall publish, in a newspaper having a  
621 general circulation in such municipality, the fact of such certification  
622 and that a list of the persons endorsed as candidates is on file in his  
623 office and copies thereof are available for public distribution.  
624 Notwithstanding the provisions of this section or of any charter or  
625 home rule ordinance, notice of such certification and the availability of  
626 copies of such list may be posted on the web site of the municipality in  
627 lieu of publication in a newspaper, provided all other requirements of  
628 this section with respect to such notice are met. If, with respect to any  
629 office or position to be filled, the clerk of the municipality has failed to  
630 receive the certification of the name of any person as a party-endorsed  
631 candidate within the time limited in section 9-391, such fact shall be  
632 published by the clerk of the municipality. Together with such  
633 information, the clerk shall publish a notice that a primary will be held  
634 for the nomination by such political party of a candidate for the offices  
635 to be filled or for the election of members of the town committee, as the  
636 case may be, if a candidacy is filed in accordance with the provisions of  
637 sections 9-382 to 9-450, inclusive. Such notice shall specify the final  
638 date for the filing of such candidacy and the date of the primary, shall  
639 state where forms for petitions may be obtained and shall generally  
640 indicate the method of procedure in the filing of such candidacy. The

641 Secretary of the State shall prescribe the form of such notice. The clerk  
642 shall forthwith publish any change in the party-endorsed candidates,  
643 listing such changes. As used in this section, the terms "publish" or  
644 "publication" shall be construed to include the posting of information  
645 on the web site of the municipality.

646 (b) In any year in which a state election is to be held, the notice  
647 described in subsection (a) of this section shall: (1) Be published not  
648 later than the seventy-sixth day preceding the day of the primary, (2)  
649 indicate that the certification provided in section 9-391 can be made,  
650 and (3) indicate that a list of persons endorsed as candidates will be on  
651 file in the clerk's office, as provided in subsection (a) of this section.  
652 The requirement contained in subsection (a) of this section to publish  
653 the fact that the clerk of the municipality has failed to receive the  
654 certification of the name of any person as a party-endorsed candidate  
655 within the time limit in section 9-391, shall not apply to the notice  
656 required by this subsection.

657 Sec. 17. Section 9-433 of the general statutes is repealed and the  
658 following is substituted in lieu thereof (*Effective from passage*):

659 After the deadline set forth in section 9-400 for filing candidacies,  
660 and upon the completion of the tabulation of petition signatures, if  
661 any, if one or more candidacies for nomination by a political party to a  
662 state or district office have been filed in accordance with the provisions  
663 of section 9-400, the Secretary of the State shall notify the clerk of each  
664 town within the state or within the district, as the case may be, that a  
665 primary is to be held by such party for the nomination of such party to  
666 such office. Such notice shall include a list of all the proposed  
667 candidates, those endorsed by the convention as well as those filing  
668 candidacies, together with their addresses and the titles of the office  
669 for which they are candidates and, if applicable, a statement that  
670 unaffiliated electors may vote in the primary. The clerk of each such  
671 town shall thereupon cause such notice to be published forthwith in a  
672 newspaper having a general circulation in such town, together with a

673 statement of the date upon which the primary is to be held, the hours  
674 during which the polls shall be open and the location of the polls.  
675 Notwithstanding the provisions of this section or any charter or home  
676 rule ordinance, such notice and statement may be posted on the web  
677 site of the town in lieu of publication in a newspaper, provided all  
678 other requirements of this section with respect to such notice and  
679 statement are met.

680 Sec. 18. Section 9-435 of the general statutes is repealed and the  
681 following is substituted in lieu thereof (*Effective from passage*):

682 Except as provided in sections 9-418 and 9-419, if in any  
683 municipality, within the time specified in section 9-405, a candidacy for  
684 nomination by a political party to any municipal office or for election  
685 as a town committee member is filed with the registrar, in conformity  
686 with the provisions of sections 9-405 to 9-412, inclusive, and section 9-  
687 414, by or on behalf of any person other than party-endorsed  
688 candidates, the registrar shall forthwith after the deadline for  
689 certification of party-endorsed candidates notify the clerk of such  
690 municipality that a primary is to be held by such party for the  
691 nomination of such party to such office or for the election by such  
692 party of town committee members, as the case may be. Such notice  
693 shall include a list of all the proposed candidates, those endorsed as  
694 well as those filing candidacies, together with their addresses and the  
695 titles of the offices or positions for which they are candidates. In the  
696 case of a primary for justices of the peace, such notice shall also contain  
697 the complete ballot label designation of each slate pursuant to  
698 subsection (h) of section 9-437. The clerk of the municipality shall  
699 thereupon cause such notice to be published forthwith in a newspaper  
700 having a general circulation in such municipality, together with a  
701 statement of the date upon which the primary is to be held, the hours  
702 during which the polls shall be open and the location of the polls, and  
703 shall send a copy of such notice to the Secretary of the State and record  
704 the same. Notwithstanding the provisions of this section or any charter  
705 or home rule ordinance, such notice and statement may be posted on

706 the web site of the municipality in lieu of publication in a newspaper,  
707 provided all other requirements of this section with respect to such  
708 notice and statement are met. The clerk shall forthwith publish or post  
709 on such web site any change in the proposed candidates, listing such  
710 changes.

711 Sec. 19. Section 9-471 of the general statutes is repealed and the  
712 following is substituted in lieu thereof (*Effective from passage*):

713 Forthwith upon determination of the order of candidates on the  
714 ballot, the secretary shall send a notice of primary for each party to  
715 each town clerk. Such notice shall include the names of the candidates  
716 in the order so determined and their addresses. Such notice shall  
717 conform, as nearly as may be, to the provisions of section 9-433, as  
718 amended by this act, concerning notice of primary for nomination to a  
719 state office. The town clerk shall, forthwith upon receipt of such notice,  
720 cause it to be published in the manner provided in said section.  
721 Notwithstanding the provisions of this section or any charter or home  
722 rule ordinance, such notice may be posted on the web site of the town  
723 in lieu of publication in a newspaper, provided all other requirements  
724 of this section with respect to such notice are met.

725 Sec. 20. Section 12-40 of the general statutes is repealed and the  
726 following is substituted in lieu thereof (*Effective from passage*):

727 The assessors in each town, except as otherwise specially provided  
728 by law, shall, on or before the fifteenth day of October annually, post  
729 on the signposts therein, if any, or at some other exterior place near the  
730 office of the town clerk, or publish in a newspaper published in such  
731 town or, if no newspaper is published in such town, then in any  
732 newspaper published in the state having a general circulation in such  
733 town, a notice requiring all persons therein liable to pay taxes to bring  
734 in a declaration of the taxable personal property belonging to them on  
735 the first day of October in that year in accordance with section 12-42  
736 and the taxable personal property for which a declaration is required  
737 in accordance with section 12-43. Notwithstanding the provisions of

738 this section or any charter or home rule ordinance, such notice may be  
739 posted on the web site of the town in lieu of publication in a  
740 newspaper, provided all other requirements of this section with  
741 respect to such notice are met.

742 Sec. 21. Section 12-145 of the general statutes is repealed and the  
743 following is substituted in lieu thereof (*Effective from passage*):

744 The tax collector of each municipality shall, at least five days next  
745 preceding the time when each tax becomes due and payable, give  
746 notice of the time and place at which the tax collector will receive such  
747 tax by advertising in a newspaper published in such municipality or, if  
748 no newspaper is published in such municipality, by advertising in any  
749 newspaper of the state having a general circulation in such  
750 municipality and by posting such notice on a signpost therein, if any,  
751 otherwise on a signpost in the town within which such municipality is  
752 situated, if any, or at some other exterior place near the office of the  
753 town clerk. The tax collector shall repeat such advertising within one  
754 week after such tax has become due and payable and, again, at least  
755 five days before such tax becomes delinquent. Each such notice shall  
756 give each date on which such tax shall become due and payable and  
757 each date on which such tax shall become delinquent, and shall state  
758 that, as soon as such tax becomes delinquent, it shall be subject to  
759 interest at the rate of one and one-half per cent of such tax for each  
760 month or fraction thereof which elapses from the time when such tax  
761 becomes due and payable until the same is paid. Notwithstanding the  
762 provisions of this section or any charter or home rule ordinance, such  
763 notice may be posted on the web site of the municipality in lieu of  
764 publication in a newspaper, provided all other requirements of this  
765 section with respect to such notice are met. The tax collector of a  
766 municipality may waive the interest on delinquent property taxes if  
767 the tax collector and the assessor, jointly, determine that the  
768 delinquency is attributable to an error by the tax assessor or tax  
769 collector and is not the result of any action or failure on the part of the  
770 taxpayer. The tax collector shall notify the taxing authority of the

771 municipality of all waivers granted pursuant to this section.

772 Sec. 22. Section 12-186 of the general statutes is repealed and the  
773 following is substituted in lieu thereof (*Effective from passage*):

774 When the list has been thus marked, the clerk shall immediately  
775 give notice in writing to the tax collector of such fact and the tax  
776 collector shall, within one week of receipt of such notice, give notice of  
777 the pendency of the petition for foreclosure by causing a copy of the  
778 petition, with the parcels so marked "Withdrawn" deleted therefrom,  
779 to be published at least once in a newspaper having a general  
780 circulation in the municipality where the properties listed are located.  
781 Such notice shall be preceded by the following statement: "Notice of  
782 petition of foreclosure of tax liens by the collector of .... Under the  
783 provisions of section 12-182 an action has been brought and is pending  
784 in the superior court for the judicial district of .... to foreclose tax liens  
785 upon the properties described below. No personal judgment will be  
786 rendered in such proceeding for the payment of such taxes against the  
787 owner or any person having an interest in any of such properties. All  
788 persons having or claiming an interest in any of them are hereby  
789 notified of the pendency of the action. With the exception of any  
790 properties withdrawn from said proceeding in accordance with the  
791 provisions of sections 12-185 and 12-187, the right, title or interest of  
792 any person in any of said properties will be foreclosed unless the  
793 amounts due upon the tax lien or liens against the same, with any  
794 interest, fees and other charges thereon which have accrued since the  
795 bringing of the action, shall be paid before the expiration of the period  
796 designated therein for the redemption of such property."  
797 Notwithstanding the provisions of this section or any charter or home  
798 rule ordinance, such notice may be posted on the web site of the  
799 municipality in lieu of publication in a newspaper, provided all other  
800 requirements of this section with respect to such notice are met. The  
801 tax collector shall, on or before the date of publication or posting of the  
802 notice, cause a copy of such notice to be filed in the office of the town  
803 clerk of the town in which the property is situated and such filing shall

804 have the same force and effect as the filing of a notice of lis pendens in  
805 accordance with the provisions of section 52-325 and such notice shall  
806 be kept by the town clerk as part of the land records and be indexed in  
807 the same manner as a lis pendens as to the property being foreclosed  
808 and the names of the owners thereof or of any interest therein or  
809 encumbrances thereon as recited in such petition. The tax collector  
810 shall also, within such time, post a copy of such notice in some  
811 conspicuous place in the office of the town clerk and in his own office  
812 and shall cause a notice of the pendency of such action to be sent by  
813 registered or certified mail, postage prepaid, to the owner or owners of  
814 each of such properties and of any encumbrance thereon or interest  
815 therein, as they appear in such petition, directed to the best address of  
816 each that he is able to obtain from known and readily available  
817 sources, including city directories.

818 Sec. 23. Section 14-67t of the general statutes is repealed and the  
819 following is substituted in lieu thereof (*Effective from passage*):

820 Any ordinance, order, rule or regulation creating a restricted district  
821 or districts within which any motor vehicle recycler's yard or business  
822 shall not be located or established under the provisions of this subpart  
823 (H) shall, forthwith, be filed with the clerk of the municipality and said  
824 clerk shall, within ten days thereafter, cause such ordinance to be  
825 published once in a newspaper having a circulation in such  
826 municipality. Notwithstanding the provisions of this section or any  
827 charter or home rule ordinance, any ordinance, order, rule or  
828 regulation creating such a restricted district or districts may be posted  
829 on the web site of the municipality in lieu of publication in a  
830 newspaper, provided all other requirements of this section with  
831 respect to such notice are met.

832 Sec. 24. Subsection (b) of section 19a-320 of the 2010 supplement to  
833 the general statutes is repealed and the following is substituted in lieu  
834 thereof (*Effective from passage*):

835 (b) Application for such approval shall be made in writing to the

836 local authority specified in subsection (a) of this section and a hearing  
837 shall be held within the town, city or borough in which such location is  
838 situated within sixty-five days from the date of receipt of such  
839 application. Notice of such hearing shall be given to such applicant by  
840 mail, postage paid, to the address given on the application, and to the  
841 Commissioner of Public Health, and by publication twice in a  
842 newspaper having a substantial circulation in the town, city or  
843 borough at intervals of not less than two days, the first being not more  
844 than fifteen days or less than ten days, and the second being not less  
845 than two days before such hearing. Notwithstanding the provisions of  
846 this subsection or any charter or home rule ordinance, notice of such  
847 hearing may be posted on the web site of the town, city or borough in  
848 lieu of publication in a newspaper, provided all other requirements of  
849 this section with respect to such notice are met. The local authority  
850 shall approve or deny such application within sixty-five days after  
851 such hearing, provided an extension of time not to exceed a further  
852 period of sixty-five days may be had with the consent of the applicant.  
853 The grounds for its action shall be stated in the records of the  
854 authority. Each applicant shall pay a fee of ten dollars, together with  
855 the costs of the publication of such notice in a newspaper, if any, and  
856 the reasonable expense of such hearing, to the treasurer of such town,  
857 city or borough.

858 Sec. 25. Subsection (c) of section 22a-42a of the 2010 supplement to  
859 the general statutes is repealed and the following is substituted in lieu  
860 thereof (*Effective from passage*):

861 (c) (1) On and after the effective date of the municipal regulations  
862 promulgated pursuant to subsection (b) of this section, no regulated  
863 activity shall be conducted upon any inland wetland or watercourse  
864 without a permit. Any person proposing to conduct or cause to be  
865 conducted a regulated activity upon an inland wetland or watercourse  
866 shall file an application with the inland wetlands agency of the town or  
867 towns wherein the wetland or watercourse in question is located. The  
868 application shall be in such form and contain such information as the

869 inland wetlands agency may prescribe. The date of receipt of an  
870 application shall be determined in accordance with the provisions of  
871 subsection (c) of section 8-7d, as amended by this act. The inland  
872 wetlands agency shall not hold a public hearing on such application  
873 unless the inland wetlands agency determines that the proposed  
874 activity may have a significant impact on wetlands or watercourses, a  
875 petition signed by at least twenty-five persons who are eighteen years  
876 of age or older and who reside in the municipality in which the  
877 regulated activity is proposed, requesting a hearing is filed with the  
878 agency not later than fourteen days after the date of receipt of such  
879 application, or the agency finds that a public hearing regarding such  
880 application would be in the public interest. An inland wetlands agency  
881 may issue a permit without a public hearing provided no petition  
882 provided for in this subsection is filed with the agency on or before the  
883 fourteenth day after the date of receipt of the application. Such hearing  
884 shall be held in accordance with the provisions of section 8-7d, as  
885 amended by this act. If the inland wetlands agency, or its agent, fails to  
886 act on any application within thirty-five days after the completion of a  
887 public hearing or in the absence of a public hearing within sixty-five  
888 days from the date of receipt of the application, or within any  
889 extension of any such period as provided in section 8-7d, as amended  
890 by this act, the applicant may file such application with the  
891 Commissioner of Environmental Protection who shall review and act  
892 on such application in accordance with this section. Any costs incurred  
893 by the commissioner in reviewing such application for such inland  
894 wetlands agency shall be paid by the municipality that established or  
895 authorized the agency. Any fees that would have been paid to such  
896 municipality if such application had not been filed with the  
897 commissioner shall be paid to the state. The failure of the inland  
898 wetlands agency or the commissioner to act within any time period  
899 specified in this subsection, or any extension thereof, shall not be  
900 deemed to constitute approval of the application.

901 (2) An inland wetlands agency may delegate to its duly authorized  
902 agent the authority to approve or extend an activity that is not located

903 in a wetland or watercourse when such agent finds that the conduct of  
904 such activity would result in no greater than a minimal impact on any  
905 wetland or watercourse provided such agent has completed the  
906 comprehensive training program developed by the commissioner  
907 pursuant to section 22a-39. Notwithstanding the provisions for receipt  
908 and processing applications prescribed in subdivision (1) of this  
909 subsection, such agent may approve or extend such an activity at any  
910 time. Any person receiving such approval from such agent shall,  
911 within ten days of the date of such approval, publish, at the applicant's  
912 expense, notice of the approval in a newspaper having a general  
913 circulation in the town wherein the activity is located or will have an  
914 effect. Any person may appeal such decision of such agent to the  
915 inland wetlands agency within fifteen days after the publication date  
916 of the notice and the inland wetlands agency shall consider such  
917 appeal at its next regularly scheduled meeting provided such meeting  
918 is no earlier than three business days after receipt by such agency or its  
919 agent of such appeal. The inland wetlands agency shall, at its  
920 discretion, sustain, alter or reject the decision of its agent or require an  
921 application for a permit in accordance with subdivision (1) of  
922 subsection (c) of this section. Notwithstanding the provisions of this  
923 subsection or any charter or home rule ordinance, notice of such  
924 approval may be posted on the web site of the municipality in lieu of  
925 publication in a newspaper, provided all other requirements of this  
926 section with respect to such notice are met.

927 Sec. 26. Subsection (f) of section 22a-109 of the general statutes is  
928 repealed and the following is substituted in lieu thereof (*Effective from*  
929 *passage*):

930 (f) The zoning commission shall set forth the reasons for any  
931 decision to deny, modify or condition a coastal site plan submitted  
932 under this section. A copy of any decision shall be sent by certified  
933 mail to the person who submitted such plan within fifteen days after  
934 such decision is rendered. A copy of any decision on a coastal site plan  
935 for a shoreline flood and erosion control structure shall be sent to the

936 Commissioner of Environmental Protection within fifteen days after  
937 such decision is rendered. The commission shall publish notice of the  
938 approval or denial of a coastal site plan, in a newspaper having a  
939 general circulation in the municipality, not more than fifteen days after  
940 such decision is rendered. Notwithstanding the provisions of this  
941 subsection or any charter or home rule ordinance, notice of such  
942 approval or denial may be posted on the web site of the municipality  
943 in lieu of publication in a newspaper, provided all other requirements  
944 of this section with respect to such notice are met.

945 Sec. 27. Section 22a-354p of the general statutes is repealed and the  
946 following is substituted in lieu thereof (*Effective from passage*):

947 (a) The aquifer protection agency authorized by section 22a-354o  
948 shall, by regulation, provide for (1) the manner in which the  
949 boundaries of aquifer protection areas shall be established and  
950 amended or changed, (2) the form for an application to conduct  
951 regulated activities within the area, (3) notice and publication  
952 requirements, (4) criteria and procedures for the review of  
953 applications, and (5) administration and enforcement.

954 (b) No regulations of an aquifer protection agency shall become  
955 effective or be established until after a public hearing in relation  
956 thereto is held by the agency at which parties in interest and citizens  
957 shall have an opportunity to be heard. Notice of the time and place of  
958 such hearing shall be published in the form of a legal advertisement,  
959 appearing at least twice in a newspaper having a substantial  
960 circulation in the municipality at intervals of not less than two days,  
961 the first not more than twenty-five days or less than fifteen days, and  
962 the last not less than two days, before such hearing, and a copy of such  
963 proposed regulation shall be filed in the office of the town, city or  
964 borough clerk, as the case may be, in such municipality, for public  
965 inspection at least ten days before such hearing, and may be published  
966 in full in such paper. Notwithstanding the provisions of this subsection  
967 or any charter or home rule ordinance, notice of the hearing may be

968 posted on the web site of the municipality in lieu of publication in a  
969 newspaper, provided all other requirements of this subsection with  
970 respect to such notice are met. A copy of the notice and the proposed  
971 regulations or amendments thereto shall be provided to the  
972 Commissioner of Environmental Protection, the town clerk and any  
973 affected water company at least thirty-five days before such hearing.  
974 Such regulations may be from time to time amended, changed or  
975 repealed after a public hearing in relation thereto is held by the agency  
976 at which parties in interest and citizens shall have an opportunity to be  
977 heard and for which notice shall be published or posted in the manner  
978 specified in this subsection. Regulations or changes therein shall  
979 become effective at such time as is fixed by the agency, provided a  
980 copy of such regulation or change shall be filed in the office of the  
981 town, city or borough clerk, as the case may be. Whenever an agency  
982 makes a change in regulations, it shall state upon its records the reason  
983 why the change was made. All petitions submitted in writing and in a  
984 form prescribed by the agency requesting a change in the regulations  
985 shall be considered at a public hearing in the manner provided for  
986 establishment of such regulations within ninety days after receipt of  
987 such petition. The agency shall act upon the changes requested in the  
988 petition within sixty days after the hearing. The petitioner may consent  
989 to extension of the periods provided for a hearing and for adoption or  
990 denial or may withdraw such petition.

991 (c) Pursuant to municipal regulations adopted under subsection (b)  
992 of this section, no regulated activity shall be conducted within any  
993 aquifer protection area without a permit. Any person proposing to  
994 conduct or cause to be conducted a regulated activity within an aquifer  
995 protection area shall file an application with the aquifer protection  
996 agency of each municipality wherein the aquifer in question is located.  
997 The application shall be in such form and contain such information as  
998 the agency may prescribe. The date of receipt of an application shall be  
999 determined in accordance with the provisions of subsection (c) of  
1000 section 8-7d, as amended by this act. The agency may hold a public  
1001 hearing on such application. Such hearing shall be held in accordance

1002 with the provisions of section 8-7d, as amended by this act. In addition  
1003 to the requirements of section 8-7d, as amended by this act, the agency  
1004 shall send to any affected water company, at least ten days before the  
1005 hearing, a copy of the notice by certified mail, return receipt requested.

1006 (d) In granting, denying or limiting any permit for a regulated  
1007 activity the aquifer protection agency shall state upon the record the  
1008 reason for its decision. In granting a permit the agency may grant the  
1009 application as filed or grant it upon such terms, conditions, limitations  
1010 or modifications of the activity as are intended to carry out the policies  
1011 of section 22a-354g. No person shall conduct any regulated activity  
1012 within an aquifer protection area which requires zoning or subdivision  
1013 approval without first having obtained a valid certificate of zoning or  
1014 subdivision approval, special permit, special exception or variance, or  
1015 other documentation establishing that the proposal complies with the  
1016 zoning or subdivision requirements adopted by the municipality  
1017 pursuant to chapters 124 to 126, inclusive, or any special act. The  
1018 agency may suspend or revoke a permit if it finds, after giving notice  
1019 to the permittee of the facts or conduct which warrants the intended  
1020 action and after a hearing at which the permittee is given an  
1021 opportunity to show compliance with the requirements for retention of  
1022 the permit, that the applicant has not complied with the conditions or  
1023 limitations set forth in the permit or has exceeded the scope of the  
1024 work as set forth in the application. The agency shall send to any  
1025 affected water company a copy of the notice at least ten days before the  
1026 hearing by certified mail, return receipt requested. Any affected water  
1027 company may, through a representative, appear and be heard at any  
1028 such hearing. The applicant or permittee shall be notified of the  
1029 agency's decision by certified mail, return receipt requested, within  
1030 fifteen days of the date of the decision and the agency shall cause  
1031 notice of its order in the issuance, denial, revocation or suspension of a  
1032 permit to be published in a newspaper having a general circulation in  
1033 the municipality in which the aquifer protection area is located.  
1034 Notwithstanding the provisions of this subsection or any charter or  
1035 home rule ordinance, notice of any such order in the issuance, denial,

1036 revocation or suspension of a permit may be posted on the web site of  
1037 the municipality in lieu of publication in a newspaper, provided all  
1038 other requirements of this subsection with respect to any such order  
1039 are met.

1040 (e) The aquifer protection agency may require a filing fee to be  
1041 deposited with the agency. The amount of such fee shall be sufficient  
1042 to cover the reasonable cost of reviewing and acting on applications  
1043 and petitions, including, but not limited to, the costs of certified  
1044 mailings, publications of notices and decisions, and monitoring  
1045 compliance with permit conditions, regulations adopted pursuant to  
1046 sections 19a-37, 22-6c, 22a-354c, 22a-354e, 22a-354g to 22a-354bb,  
1047 inclusive, 25-32d, 25-33h, 25-33n and subsection (a) of section 25-84, or  
1048 agency orders.

1049 (f) Any regulations adopted by an agency under this section shall  
1050 not be effective unless the Commissioner of Environmental Protection  
1051 determines that such regulations are reasonably related to the purpose  
1052 of groundwater protection and not inconsistent with the regulations  
1053 adopted pursuant to section 22a-354i. A regulation adopted by a  
1054 municipality shall not be deemed inconsistent if such regulation  
1055 establishes a greater level of protection. The commissioner shall  
1056 provide written notification to the agency of approval or the reasons  
1057 such regulations cannot be approved within sixty days of receipt by  
1058 the commissioner of the regulations adopted by the agency.

1059 (g) (1) Notwithstanding any other provision of the general statutes,  
1060 the commissioner shall have sole authority to grant, deny, limit or  
1061 modify, in accordance with regulations adopted by him, a permit for  
1062 any regulated activity in an aquifer protection area proposed by (A)  
1063 any person to whom the commissioner has issued an individual permit  
1064 for the subject site under the national pollutant discharge elimination  
1065 system of the federal Clean Water Act (33 USC 1251 et seq.) or under  
1066 the state pollutant discharge elimination system pursuant to section  
1067 22a-430 or any person to whom the commissioner has issued a permit

1068 for the subject site under the provisions of the federal Resource  
1069 Conservation and Recovery Act (42 USC 6901 et seq.) for a treatment,  
1070 storage or disposal facility, (B) any public service company, as defined  
1071 in section 16-1, providing gas, electric, pipeline, water or telephone  
1072 service, (C) any large quantity generator, as defined in regulations  
1073 adopted by the commissioner under section 22a-449, or (D) any state  
1074 department, agency or instrumentality, except any local or regional  
1075 board of education. Such authority may be exercised only after an  
1076 advisory decision on such permit has been rendered to the  
1077 commissioner by the aquifer protection agency of the municipality  
1078 within which such aquifer protection area is located or thirty-five days  
1079 after receipt by the commissioner of the application for such permit,  
1080 whichever occurs first. The commissioner shall provide prompt notice  
1081 of receipt of an application to the municipal aquifer protection agency.

1082 (2) If the commissioner requires the submission of a registration or  
1083 other document under regulations adopted pursuant to section 22a-  
1084 354i, such submission shall be made to the commissioner by any  
1085 person to whom the commissioner has issued an individual permit  
1086 under the national pollutant discharge elimination system of the  
1087 federal Clean Water Act, or an individual permit under the state  
1088 pollutant discharge elimination system pursuant to section 22a-430, or  
1089 by any person to whom the commissioner has issued a permit under  
1090 the provisions of the federal Resource Conservation and Recovery Act  
1091 for a treatment, storage or disposal facility, or any public service  
1092 company, as defined in section 16-1, providing gas, electric, pipeline,  
1093 water or telephone service, or a large quantity generator, as defined in  
1094 regulations adopted by the commissioner under section 22a-449, or  
1095 any state department, agency or instrumentality, except any local or  
1096 regional board of education.

1097 Sec. 28. Section 50-11 of the general statutes is repealed and the  
1098 following is substituted in lieu thereof (*Effective from passage*):

1099 The police department shall, commencing within one week from the

1100 date of receipt of any lost article, advertise a general description of  
1101 such article once a week for at least two successive weeks in a  
1102 newspaper having a circulation in such municipality and shall retain  
1103 custody of such article for six months from the date of receipt thereof,  
1104 unless it is claimed by the rightful owner within such [six months'] six-  
1105 month period. Notwithstanding the provisions of this section or any  
1106 charter or home rule ordinance, such advertisement may be posted on  
1107 the web site of the police department or on the web site of the  
1108 municipality in lieu of publication in a newspaper, provided all other  
1109 requirements of this section with respect to such advertisement are  
1110 met. The requirement of advertising may be omitted when the value or  
1111 estimated value of the article is less than [two] fifty dollars. Perishable  
1112 or obnoxious property or articles of a dangerous or harmful nature  
1113 may be sold or otherwise disposed of as soon as practicable on the best  
1114 terms available.

1115       Sec. 29. (NEW) (*Effective from passage*) (a) As used in this section,  
1116 "agency of the state" means any executive, administrative or legislative  
1117 office of the state and any state agency, department, institution,  
1118 bureau, board, commission, authority or official of the state, including  
1119 any committee of, or committee created by, any such office, agency,  
1120 department, institution, bureau, board, commission, authority or  
1121 official.

1122       (b) Notwithstanding the provisions of any section of the general  
1123 statutes, or regulation adopted thereunder, or any public or special act  
1124 that requires any agency of the state to publish a notice or any other  
1125 information in a newspaper, such agency may post such notice or  
1126 information on the web site of such agency, in lieu of publication in a  
1127 newspaper, provided all other requirements of law with respect to  
1128 such notice or information are met.

1129       (c) Each agency of the state shall, to the extent practicable and  
1130 within available appropriations, provide for the acceptance of  
1131 electronic records from any town, city, borough, municipal

1132 corporation, school district, regional district or other district or other  
 1133 political subdivision of the state, and records bearing the electronic  
 1134 signature of officials of such political subdivisions and any  
 1135 departments, institutions, bureaus, boards, commissions or authorities  
 1136 thereof. The provisions of this subsection shall be applicable with  
 1137 respect to any statement, list, report or other information required by  
 1138 any section of the general statutes, or any regulation adopted  
 1139 thereunder, including, but not limited to, sections 9-301, 9-314, 9-322a,  
 1140 9-371, 9-440, 14-150, 14-227i, 15-140q, 15-149b, 17a-101, 17a-101c, 19a-  
 1141 200, 19a-204, 22a-109, 26-67c, 29-254, 29-296, 29-303 and 29-305 of the  
 1142 general statutes, as amended by this act, or by any public or special act.

1143 Sec. 30. Section 1-2 of the general statutes is repealed and the  
 1144 following is substituted in lieu thereof (*Effective from passage*):

1145 Each provision of the general statutes, the special acts or the charter  
 1146 of any town, city or borough which requires the insertion of an  
 1147 advertisement of a legal notice in a daily newspaper shall be construed  
 1148 to permit such advertisement to be inserted in a weekly newspaper [  
 1149 but] or posted on the web site of the town, city or borough. The  
 1150 provisions of this section shall not be construed to reduce or otherwise  
 1151 affect the time required by law for giving such notice. Whenever notice  
 1152 of any action or other proceeding is required to be given by  
 1153 publication in a newspaper, either by statute or order of court, the  
 1154 newspaper selected for that purpose, unless otherwise expressly  
 1155 prescribed, shall be one having a substantial circulation in the town in  
 1156 which at least one of the parties, for whose benefit such notice is given,  
 1157 resides.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	7-406
Sec. 2	<i>July 1, 2010</i>	47a-42
Sec. 3	<i>from passage</i>	49-22
Sec. 4	<i>from passage</i>	7-3

Sec. 5	<i>from passage</i>	8-3
Sec. 6	<i>from passage</i>	8-7d
Sec. 7	<i>from passage</i>	8-26(d)
Sec. 8	<i>from passage</i>	8-28
Sec. 9	<i>from passage</i>	9-16
Sec. 10	<i>from passage</i>	9-37
Sec. 11	<i>from passage</i>	9-53
Sec. 12	<i>from passage</i>	9-164
Sec. 13	<i>from passage</i>	9-225
Sec. 14	<i>from passage</i>	9-226
Sec. 15	<i>from passage</i>	9-332
Sec. 16	<i>from passage</i>	9-395
Sec. 17	<i>from passage</i>	9-433
Sec. 18	<i>from passage</i>	9-435
Sec. 19	<i>from passage</i>	9-471
Sec. 20	<i>from passage</i>	12-40
Sec. 21	<i>from passage</i>	12-145
Sec. 22	<i>from passage</i>	12-186
Sec. 23	<i>from passage</i>	14-67t
Sec. 24	<i>from passage</i>	19a-320(b)
Sec. 25	<i>from passage</i>	22a-42a(c)
Sec. 26	<i>from passage</i>	22a-109(f)
Sec. 27	<i>from passage</i>	22a-354p
Sec. 28	<i>from passage</i>	50-11
Sec. 29	<i>from passage</i>	New section
Sec. 30	<i>from passage</i>	1-2

**Statement of Purpose:**

To provide municipal mandate relief.

*[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.]*