



General Assembly

January Session, 2011

**Committee Bill No. 5203**

LCO No. 3950

\*03950HB05203ENV\*

Referred to Committee on Environment

Introduced by:  
(ENV)

**AN ACT AUTHORIZING AN AGRICULTURAL CONSERVATION  
EASEMENT ON THE LANDS OF THE SOUTHBURY TRAINING  
SCHOOL.**

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

1 Section 1. (*Effective from passage*) (a) Notwithstanding any provision  
2 of the general statutes, the Commissioner of Developmental Services  
3 may grant to a nonprofit organization, as defined in Section 501(c)(3)  
4 of the Internal Revenue Code of 1986, or any subsequent  
5 corresponding internal revenue code of the United States, as amended  
6 from time to time, an easement on land located in the town of  
7 Southbury and that is known as the Southbury Training School. Such  
8 nonprofit organization shall be dedicated to the mission of  
9 permanently protecting agricultural lands for the purpose of  
10 agricultural use. Such easement shall allow for the conservation of the  
11 subject land as agricultural land and shall authorize such nonprofit  
12 organization to lease any portion of the subject land to one or more  
13 persons for the purpose of engaging in agriculture, as described in  
14 section 1-1 of the general statutes. Such easement shall have an area as  
15 agreed upon by the Commissioner of Developmental Services and  
16 such nonprofit organization. Such easement shall be subject to the

17 approval of the State Properties Review Board.

18 (b) Such nonprofit organization shall use such easement for the  
19 purpose of preserving such land as agricultural lands. If such  
20 nonprofit organization:

21 (1) Does not use such easement for said purpose; or

22 (2) Does not retain ownership of all of such easement,

23 the easement shall revert to the state of Connecticut.

24 (c) Such easement shall be granted (1) subject to the right of the state  
25 to (A) pass and repass over and on such easement of land for the  
26 purpose of accessing lands of the state, and (B) place and maintain  
27 over, under and on said easement of land existing and future utilities,  
28 including, but not limited to, electrical, water, sanitary, sewer,  
29 telecommunications and gas, and (2) subject to any rights and  
30 easements with regard to such easement that the state deems necessary  
31 to meet its governmental obligations.

32 (d) The State Properties Review Board shall complete its review of  
33 such easement of land not less than thirty days after it receives a  
34 proposed agreement from the Department of Developmental Services.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

**Statement of Purpose:**

To authorize the grant of an agricultural conservation easement on the lands of the Southbury Training School.

*[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.]*

Co-Sponsors: REP. O'NEILL, 69th Dist.

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