



General Assembly

February Session, 2016

Raised Bill No. 140

LCO No. 1184



Referred to Committee on ENVIRONMENT

Introduced by:
(ENV)

***AN ACT CONCERNING THE DUTIES OF THE CONNECTICUT
MARKETING AUTHORITY.***

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

1 Section 1. Section 22-64 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 The Marketing Authority shall develop the marketing facilities of
4 Connecticut agriculture to bring about a wider and more economical
5 distribution of Connecticut's agricultural products through the
6 development of existing farmers' markets and through the
7 establishment, acquisition, development and operation of market
8 facilities, including land and buildings, by purchase, construction or
9 condemnation; provided, however, that any such real estate
10 acquisitions financed by bonds involving the full faith and credit of the
11 state shall be subject to the provisions of section 4b-23. Subject to the
12 provisions of section 4b-3, the Marketing Authority may lease, [the
13 land or markets] permit or license property under the control of the
14 authority. The Marketing Authority shall adopt regulations in
15 accordance with the provisions of chapter 54 concerning the leasing,

16 permitting and licensing of land or markets. The Marketing Authority
17 shall maintain a written record of the reasons why a prospective tenant
18 has been granted or denied a lease, permit or license and shall notify
19 applicants that such a record is available for inspection. Any change in
20 lease, permit or license status shall be reported to the Secretary of the
21 Office of Policy and Management. Any such [market or land] property
22 under the control of the Marketing Authority may be leased, permitted
23 or licensed in portions (1) to an agricultural cooperative organized
24 under the laws of this state, [and] (2) to wholesalers of farm produce or
25 farm supplies, [and] (3) to dealers in other commodities, if the
26 authority determines that the sale of such other commodities is of
27 general benefit to the market, [and] (4) to persons rendering services
28 connected therewith essential to the market, subject to such regulations
29 as the Marketing Authority [promulgates] adopts, and (5) to entities
30 that benefit market operations, subject to such regulations as the
31 Marketing Authority adopts. Such leases, permits and licenses shall be
32 for periods determined by the authority, not to exceed ninety-nine
33 years, and may be renewed for like periods. Said leases, permits and
34 licenses may be terminated upon mutual agreement by both parties
35 thereto. Except as provided in section 22-63a, the appointment of all
36 necessary employees by the Marketing Authority shall be subject to the
37 provisions of chapter 67. The Marketing Authority shall, for the
38 purpose of providing for the payment of the expenses of the market
39 and the construction, improvements, repairs, maintenance and
40 operation of its properties, fix, charge and collect rentals and charges
41 for property, stores, stalls, space, buildings, equipment and other
42 appurtenances, privileges and services furnished or performed, in or in
43 connection with the market. The Marketing Authority shall have
44 charge and supervision of repairs, maintenance and capital
45 improvements of its properties provided that contracts may be
46 submitted to the Commissioner of Administrative Services for review.
47 The Marketing Authority may collect any charges due a cooperative
48 from its sublessees and may apply any sums so collected to the
49 payment of rent payable to the authority by such cooperative. The

50 Marketing Authority shall [promulgate] adopt reasonable regulations
51 relating to the use and operation of the market and its premises,
52 equipment and facilities; marketing hours and days; sanitation;
53 weight, measurement and display of products; inspection of products
54 by the authority, and traffic and parking regulation, all in the interest
55 of the public safety and convenience and to insure the most efficient
56 and economical use of market property. The Marketing Authority, or a
57 committee thereof to be designated by the authority, after hearing,
58 may impose a penalty not exceeding five hundred dollars for each
59 violation of any of such regulations, and said authority may provide
60 for the removal from the market premises of any motor vehicle
61 operated or parked in violation of any regulation. The nonpayment of
62 any penalty imposed as herein provided shall be grounds for eviction
63 and exclusion from the market of the person or corporation upon
64 whom the penalty is imposed and in addition the amount of such
65 penalty may be recovered by the authority in a civil action. Any person
66 or corporation aggrieved by the imposition of penalties in excess of
67 fifty dollars in the aggregate may appeal to the superior court for the
68 judicial district of Hartford.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22-64

Statement of Purpose:

To authorize the Connecticut Marketing Authority to enter into leasing, permitting and licensing agreements concerning property under the authority's control.

[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.]