



TOWN OF KILLINGLY

OFFICE OF THE TOWN MANAGER

172 Main Street

Killingly, CT 06239

Tel: 860 779-5300 ext. 7 Fax: 860 779-5382

ORDINANCE SUBCOMMITTEE MEETING

Wednesday, February 1, 2023

6:00 p.m.

Conference Room 102

Killingly Town Hall

RECEIVED
TOWN CLERK, KILLINGLY
2023 JAN 26 PM 4:01
Elizabeth M. Murphy
Council Members
Kevin Kertulis
Atti George
Michelle Murphy

This is an in-person meeting. Public can attend the meeting at the Town Hall. Emailed public comment will still be accepted and presented at the meeting.

1. Call to Order
2. Citizens' participation
Pursuant to the Town Council's Rules of Procedure, Article IV, Section 2, all presentations by citizens shall be limited to an aggregate of forty-five minutes (45) and each citizen's presentation shall not exceed five (5) minutes unless otherwise indicated by a majority vote of the Subcommittee Members. Public comment can be emailed to publiccomment@killinglyct.gov or mailed to Town of Killingly, 172 Main Street, Killingly, CT 06239 on or before the meeting. All public comment must be received prior to 2pm the day of the meeting. Public comment will be posted on the Town's website www.killinglyct.gov.
3. Adoption of minutes of previous meeting: July 21, 2022
4. Old Business – None
5. New Business
 - a. Review and possible action on the recommendations of proposed Ordinance Amendment for Chapter 2 Article VIII Section 2-72 – Membership to change the number of members for the Inland Wetlands and Watercourses Commission.
6. Adjournment

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TOWN OF KILLINGLY
ORDINANCE SUBCOMMITTEE MEETING
Thursday, July 21, 2022, 6:00PM
Conference Room 102, Killingly Town Hall, 172 Main Street, Killingly

Meeting Minutes

1. **Call To Order** – Town Manager Calorio called the meeting to order at 6:04pm.

Members Present:

Kevin Kerttula, Patti George, Michelle Murphy

Members Absent with Notification:

Others Present:

Town Manager Mary Calorio

2. **Election of Chairman** – Town Manager Calorio opened nominations for Chairman. K. Kerttula made a motion nominating P. George for Chairperson. M. Murphy seconded the motion. Town Manager Calorio closed nominations. Motion passed 2-0-1.

P. George assumed role of Chairperson.

3. **Citizens Participation:** None.

4. **Adoption of Minutes of Previous Meeting:**

- a. July 29, 2021 – K. Kerttula made a motion to accept the minutes as presented. M. Murphy seconded the motion which passed unanimously 3-0-0.

5. **Unfinished Business** - None

6. **New Business:**

- a. Review and possible action on the recommendation of proposed Ordinance Amendment for Chapter 13 Article IV – Loitering, Littering, and Public Consumption of Alcoholic Beverages.

TM Calorio presented the proposed amendment. Members discussed any potential impacts and enforcement.

K. Kerttula made a motion to recommend the proposed amendment to the Town Council for approval. M. Murphy seconded the motion which passed unanimously 3-0-0

- b. Review and possible action on the recommendation of the proposed Ordinance Amendment for Chapter 3 – Alcoholic Beverages

TM Calorio presented the proposed amendment. Members discussed the amendment and State Statutes applicable.

K. Kerttula made a motion to recommend the proposed amendment to the Town Council for approval. P. George seconded the motion which passed unanimously 3-0-0

6. **Adjournment**

Motion to adjourn by K. Kerttula at 6:35 PM. **Second** by M. Murphy. **Motion** carried 3-0-0.

Respectfully submitted,
Mary T. Calorio, Town Manager

Killingly Code of Ordinances

required public hearings by the commission upon applications for certificates of appropriateness, the commission shall hold meetings with residents of the historic district if and when at least fifty (50) per cent of the owners of real property in the district make written petition for such meeting to discuss matters of policy or other matters that may be at issue between property owners and the commission. The commission shall call meetings so requested, shall not be bound by the meetings, but in formulating policy shall be responsive to the sentiments of the community insofar as its best judgment suggests and the powers and limitations derived from the General Statutes permit. (Ord. of 1-13-87, § 9; Ord. of 3-8-88, § 9; Ord. of 4-12-88, § 9; Ord. of 8-9-88, § 9)

Sections 2-57 – 2-59 Reserved

ARTICLE VII. HOUSING AUTHORITY

Section 2-60 Established

There shall be a Housing Authority established in accordance with general statutes Chapter 128.

Section 2-61 Responsibilities

Said Authority shall have all the powers and duties relating to housing imposed upon housing authorities by Chapter 128 of the General Statutes, as amended. It shall further be the duty of the Housing Authority to investigate and to conduct research on the condition of housing within the Town, and to coordinate the activities of the various other municipal departments, agencies, and authorities as they pertain to housing. Said Authority shall serve as a liaison and coordinating body between the Town and federal and state agencies and private enterprise in order to provide adequate housing within the Town and shall have such other powers and duties as the Council may prescribe. In the event of any conflict between the specific provisions of this Ordinance and the several federal governmental laws and regulations imposed upon local agencies with regard to housing such federal laws and regulations shall prevail.

Section 2-62 Membership

- (a) The authority created by this article shall be composed of five (5) members appointed by the town council and shall consist of members drawn from citizens at large. Members shall serve for overlapping terms of three (3) years.

Sections 2-63 – 2-69 Reserved

ARTICLE VIII. INLAND WETLANDS AND WATERCOURSES COMMISSION^{6 7}

Section 2-70 Established

There shall be an inland wetlands and watercourses commission established in accordance with general statutes sections 22a-36 through 22a-45. (Ord. of 3-14-74, § 1)

Section 2-71 Responsibilities

The commission established by this article shall have all the powers and responsibilities authorized under sections 22a-36 through 22a-45 of the general statutes. (Ord. of 3-14-74, § 2)

Section 2-72 Membership

- (a) The commission created by this article shall be composed of ~~five seven~~ (57) members appointed by the town council and shall consist of members drawn from citizens at large or from applicable town boards and commissions.
- (b) Following the expiration of the original terms of appointment, all appointments or reappointments shall be for a period of three (3) years. In addition, the town council shall appoint two (2) alternate members to the inland wetlands and watercourses commission. Such alternates shall serve for terms of two (2) years and shall have

⁶ Cross references – Regulations for the protection and preservation of inland wetlands and watercourses, App. A.

⁷ State law reference – Authority to establish, G.S. 22a-42(c).

Killingly Code of Ordinances

those powers and responsibilities of regular members at those times when a regular member is absent or unable to act for any reason. (Ord. of 3-14-74, § 3; Ord. of 6-28-77)

Section 2-73 Vacancies

Any vacancy in the membership of the commission created by this article which may occur through death, resignation or otherwise shall be filled for the unexpired term of such member by the town council. In the event that a commission member misses three (3) consecutive meetings, the town council may remove the member and fill the vacancy thus created. (Ord. of 3-14-74, § 4)

Section 2-74 Aquifer Protection

(1) Designation and membership

- (a) In accordance with the provisions of Conn. Gen. Stat. §22a-354a, et seq. as amended, the Inland Wetlands and Watercourses Commission is designated as the Aquifer Protection Agency (hereinafter the "Agency") of the Town of Killingly to replace the Planning and Zoning Commission following the registration of all applications related to the Elmville Well Field. The staff of the Planning and Development Department shall serve as the staff of the Agency.
- (b) Members of the Inland Wetlands and Watercourses Commission shall serve coexisting terms on the Agency. The membership requirements of the Agency shall be the same as those of the Inland Wetlands and Watercourses Commission including, but not limited to the number of members, terms, method of selection and removal of members, and filling of vacancies.
- (c) At least one member of the Agency and/or staff of the Agency shall complete the course in technical training formulated by the Commissioner of Environmental Protection of the State of Connecticut, pursuant to Conn. Gen. Stat. § 22a-354v.

(2) Regulations to be adopted

- (a) The Agency shall adopt regulations in accordance with Conn. Gen. Stat. § 22a- 354p and R.C.S.A. § 22a- 354i-3. Said regulations shall provide for:
 - i. The manner in which boundaries of aquifer protection areas shall be established and amended or changed.
 - ii. Procedures for the regulation of activity within the area.
 - iii. The form for an application to conduct regulated activities within the area.
 - iv. Notice and publication requirements.
 - v. Criteria and procedures for the review of applications.
 - vi. Administration and enforcement.

(3) Inventory of Land Use

- (a) In order to carry out the purposes of the Aquifer Protection Program, the Agency will conduct an inventory of land use within the area to assess potential contamination sources.
- (b) Not later than three months after approval by the Commissioner of the Connecticut Department of Environmental Protection of Level B Mapping of aquifers, the Agency will inventory land uses overlying the mapped zone of contribution and recharge areas of such aquifers in accordance with guidelines established by the Commissioner pursuant to Conn. Gen. Stat. § 22a-354f. Such inventory shall be completed not more than one year after authorization of the Agency. [Conn. Gen. Stat. § 22a-354e] (Ord. of 5-11-10)

Sections 2-75 – 2-79 Reserved

ARTICLE IX. PERMANENT COMMISSION ON PUBLIC BUILDINGS^{8*}

Section 2-80 Purpose

There is hereby established a Killingly Permanent Commission on Public Buildings for the purpose of consolidating the design and construction of all public buildings and building projects with a projected total cost of twenty-five thousand dollars (\$25,000.00) or more under one commission in order to provide the town with the best possible buildings and facilities at the lowest possible cost through the increased cooperation of all town officers, boards, commissions, and agencies. (Ord. of 8-8-95)

⁸ Cross reference – Buildings and building regulations, Ch. 4; regulations for the protection and preservation of inland wetlands and watercourses, App. A.