



**TOWN OF MANSFIELD
TOWN COUNCIL MEETING
Monday, June 14, 2010
COUNCIL CHAMBERS
AUDREY P. BECK MUNICIPAL BUILDING
7:30 p.m.**

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OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

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EXECUTIVE SESSION

32. Personnel in accordance with Connecticut General Statutes §1-200(6)(a)

ADJOURNMENT

REGULAR MEETING – MANSFIELD TOWN COUNCIL
May 24, 2010

DRAFT

Mayor Elizabeth Paterson called the regular meeting of the Mansfield Town Council to order at 7:30 p.m. in the Council Chambers of the Audrey P. Beck Building.

I. ROLL CALL

Present: Haddad, Keane, Moran, Paterson, Paulhus, Ryan, Schaefer
Excused: Kochenburger, Lindsey

II. APPROVAL OF MINUTES

Mr. Ryan moved and Ms. Moran seconded to approve the minutes of the May 11, 2010 Special meeting. Motion passed with all in favor except Mr. Haddad and Ms. Keane who abstained. Ms. Moran move and Mr. Schaefer seconded to approve the minutes of the May 10, 2010 meeting as amended. Motion passed with all in favor except Ms. Keane who abstained.

III. PUBLIC HEARING

Fiscal Year 2010 Small Cities Community Development Block Grant Program Application

Larry Wagner of Wagner Associates and Assistant to the Town Manager Maria Capriola described the proposed Small Cities Community Development Block Grant for the extension of the walkway along South Eagleville Road from the South Eagleville Road/Maple Road intersection to the South Eagleville Road/Separatist Road intersection.

Matt Proser, Sycamore Drive and President of the Glen Ridge Board of Directors, spoke in support of the sidewalk commenting there is no current avenue to get from Glen Ridge to the Community Center.

David Freudmann, Eastwood Road, disagrees that Glen Ridge does not have a dedicated sidewalk as there is a dirt road connecting that area to Maple Road. Mr. Freudmann feels there is much more traffic between Knollwood apartments and UConn.

Ida Millman, Sycamore Drive, would like to see a stop sign at the intersection of South Eagleville, Sycamore, and Separatist Roads and asked if the proposed sidewalk would be cut into the bank along the side of the road.

Nancy Cox, Lynwood Road, supports the sidewalk noting that she and her family often use the Separatist Road bike path which currently leads to no where. Construction of this section would complete the path way to the Community Center and to the high school.

Bob Kremer, Administrator to Glen Ridge, expressed his gratefulness to the Town Manager and staff for pursuing this application. Mr. Kremer pointed out that many seniors no longer drive and consequently need a safe way to get to the downtown area.

Chuck Boster, Sycamore Drive, spoke in support of the proposed sidewalk. Mr. Boster commented that recently he saw two people in scooters driving along the side of the road.

Carol Pellegrine, Clover Mill Road, has no problem with sidewalks but questioned whether or not this is the best use of Town funds. She asked that the Council prioritize all planned projects. Ms. Pellegrine urged the Council to make the Four Corners water and sewer project the highest priority as conditions are deteriorating and sewer and water would provide an opportunity for economic development.

Mike Siskoski, Wildwood Road, is neutral on the issue of the sidewalk although he noted the sidewalk across the street is not being used.

Betty Wassmundt, Old Turnpike Road, is also neutral on the sidewalk but asked Council members to consider their priorities prior to making a decision. Ms. Wassmundt questioned why the sightline coming out of Glen Ridge was not addressed by the developer.

Lon Hultgren, Director of Public Works, clarified some issues stating that the Town does have a priority list with only 4 or 5 top priority projects not funded. Mr. Hultgren reported the proposed crossover will be an enhanced walkway crossing.

Larry Armstrong, Sycamore Drive, described the hazard of exiting from the Glen Ridge drive. Mr. Armstrong noted that the current bike path is used extensively and an extension of that path would be beneficial to all, especially during the winter months.

David Freudmann, Eastwood Road, feels the project should be based on objective criteria, like a traffic study.

Ida Millman, Sycamore Drive, suggested that once the walk way is built pedestrian access to the road could be limited.

IV. OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

Carol Pellegrine, Clover Mill Road, asked the Town to modify the 20 year band and begin spraying to kill the poison ivy which is growing everywhere.

Jane Fried, Olsen Drive, discussed the relationship between the Town and the University and urged the Council to reconsider this relationship and to raise the conversation to something that approaches equity.

Charles Boster, Sycamore Drive, commented that there were no agenda available for the public. Mr. Boster expressed his interest in exploring more about the position of sustainability coordinator mentioned in the April 16, 2010 minutes of the Regionalism Ad Hoc Committee.

Mike Sikoski, Wildwood Road, expressed concern with a letter included in the Annual Town Meeting for Budget Consideration handout that he feels urged support for the budget. He stated that this is a misuse of Town funds.

Betty Wassmundt, Old Turnpike Road, agreed with Mr. Sikoski's premise regarding advocating for the budget using Town Funds, urged the Council to recite the Pledge of Allegiance, and asked that the Ethics Ordinance adequately reflects what the citizens want.

By consensus the Council moved Item 1, application for Small Cities Community Development Block Grant for Sidewalk Project, as the next item of business.

V. REPORT OF TOWN MANAGER

Report attached.

The Town Manager reported that the qualifications of 5 consulting firms have been reviewed by the Ad Hoc Regionalism Committee with regards to the proposed police study. The Town Manager will begin working on a more formal RFP.

Mr. Hart reported the search for the Senior Center Coordinator has been narrowed down to three finalists.

VI. REPORTS AND COMMENTS OF COUNCIL MEMBERS

Ms. Keane commented that the last line in the budget letter, earlier referred to by Mr. Sikoski, did not show that three members voted against the budget. Ms. Keane also asked if arrangements have been made for clinical supervision for the Senior Center Social Worker. The Town Manager will report back.

Mr. Schaefer queried as to the current status of President Hogan's Spring Weekend Task Force.

Mr. Paulhus reported that he and Mr. Kochenburger attended the little league opening ceremonies and that Mr. Kochenburger threw the opening pitch. Mr. Paulhus also urged Council members to participate in the Memorial Day Parade.

Mayor Paterson attended the White House celebration in honor of the UConn Women's basketball team commenting that it was a wonderful opportunity and experience.

VII. OLD BUSINESS

1. Application for Small Cities Community Development Block Grant for Sidewalk Project

Ms. Moran moved and Mr. Schaefer seconded to approve the following resolution:

WHEREAS, federal monies are available under the Title I of the Housing and Community Development Act of 1974, 42 U.S.C §5301, et. Seq., as amended, also known as Public Law 93-383, and administered by the State of Connecticut, Department of Economic Development as the Connecticut Small Cities Development Block Grant Program; and WHEREAS, pursuant to Chapter 127c, and Part VI of Chapter 130 of the Connecticut General Statutes, the Commissioner of the State of Connecticut Department of Economic and Community Development is authorized to disburse such federal monies to local municipalities; and

WHEREAS, it is desirable and in the public interest that the Town of Mansfield make an application to the State for \$225,000 in order to undertake and carryout a Small Cities Community Development Program and to execute an Assistance Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE MANSFIELD TOWN COUNCIL:

1. That it is cognizant of the conditions and prerequisites for the state financial assistance imposed by Part VI of Chapter 130 of the C.G.S.
2. That the filing of an application for State financial assistance by the Town of Mansfield in an amount not to exceed \$225,000 is hereby approved and that Matthew W. Hart, Town Manager, is directed to execute and file such application with the Connecticut Department of Economic and Community Development, to provide such additional information, to execute such other documents as may be required, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an agreement is offered, to execute any amendments, decisions, and revisions thereto, to carryout approved activities and to act as the authorized representative of the Town of Mansfield.

The Director of Public Works will look at the existing cross walk to see if any enhanced crossing protections could be added to the project.

Motion passed unanimously.

2. PZC Referral: Draft Zoning Revisions Regarding Definitions of Family and Boarding House

Council member discussed the effects, intended and unintended, of this proposed revision on student housing and urged monitoring of the outcomes.

3. Community/Campus Relations

Town Manager Matt Hart attended the USDA presentation on the animal research facility proposed for the Depot Campus commenting that staff will continue to monitor its progress.

4. Community Water and Wastewater Issues

The Four Corner Sewer and Water Advisory Committee will be meeting on June 1, 1010 in room C at 7:00 p.m.

VIII. NEW BUSINESS

Mr. Paulhus moved and Mr. Haddad seconded to recess as the Mansfield Town Council and convene as the Water Pollution Control Authority. Motion passed unanimously

5. WPCA, Four Corners Water/Sewer Project Design

Mr. Schaefer moved and M. Paulhus seconded to approve the following resolution:

RESOLUTION ESTABLISHING PUBLIC HEARING DATE ON THE DESIGN OF THE PROPOSED FOUR CORNER AREA SEWER SYSTEM.

RESOLVED, That the Town Council of the Town of Mansfield, Connecticut, acting in its capacity as the Town's Water Pollution Control Authority, hold a public hearing at the Audrey P. Beck Municipal Building, 4 South Eagleville Road, in the Town of Mansfield, on Monday, June 14, 2010 at 7:30 PM to consider the advisability of the design of the proposed Four Corners area sewer system, which public hearing the Town Council hereby authorized the Mayor to call.

Haddad, Keane, Moran, Paterson, Ryan and Schaefer voted in favor of the resolution.

Mr. Haddad moved to adjourn as the Water Pollution Control Authority and reconvene as the Mansfield Town Council. Motion passed unanimously.

6. Revisions to Ethics Ordinance

Deputy Mayor Haddad, Chair of the Personnel Committee, thanked the Ethics Board for their work, commenting that the Ethics Board had offered substantial revisions to the original ordinance which were then built upon by the Personnel Committee in this latest draft.

Ms. Moran asked that an appeal process be identified in the list of subjects to be discussed.

Members discussed the level of financial disclosure to be required of elected officials and staff.

Mr. Haddad asked members to read through the draft, noting the Committee's comments, and to contact him with any suggestions. The Personnel Committee will then forward the draft to the Town Attorney for review prior to submitting the draft to the Council as a whole.

7. North Eagleville Road Sidewalk Project

Mr. Haddad moved and Mr. Ryan seconded, effective May 24, 2010, to schedule a public hearing for 7:45 p.m. at the Town Council's regular meeting on June 14, 2010, to solicit public comment regarding the North Eagleville Road sidewalk project.

Motion passed unanimously.

8. Dog Lane/Bundy Lane Parcel

Mr. Haddad moved and Mr. Ryan seconded, effective May 24, 2010, to schedule a public hearing for 8:00 p.m. at the Town Council's regular meeting on June 14, 2010, to solicit public comment regarding the proposal from the UConn Foundation to transfer ownership of the Dog Lane/Bundy Lane parcel to the Town of Mansfield.

Also, effective May 24, 2010, to refer to the Planning and Zoning Commission for review and comment the proposal from the UConn Foundation to transfer ownership of the Dog Lane/Bundy Lane parcel to the Town of Mansfield.

Motions passed unanimously.

9. Reappointment of Council Member to Mansfield Downtown Partnership Board of Directors

Mr. Schaefer moved and Ms. Keane seconded to re-appoint Christopher Paulhus to the Mansfield Downtown Partnership Board of Directors for a term to begin July 1, 2010 and to end June 30, 2013.

Mr. Ryan clarified the motion by adding, "...for as long as he remains a member of the Town Council."

Accepted as a friendly amendment the motion was passed by all except Councilor Paulhus who abstained.

10. Department of Homeland Security, Assistance to Firefighters Grant

Mr. Ryan moved and Mr. Paulhus seconded to authorize Town Manager Matthew Hart to execute the proposed Fiscal Year 2010 Assistance to Firefighters Grant application which purpose is to support the provision of fire protection and emergency services within the Town of Mansfield.

Motion passed unanimously.

IX. DEPARTMENTAL AND COMMITTEE REPORTS

Mr. Ryan and Ms. Meredith attended the Transportation Advisory Committee meeting during which the senior transportation volunteer coordinator was discussed. The program should be up and running in July.

X. REPORTS OF COUNCIL COMMITTEES

Ms. Moran, Chair of the Committee on Committee's offered the following names for recommendations:

Patrick McGlamery reappointment to the Communication Advisory Committee,
Leila Fecho appointment as an alternate on the Communication Advisory Committee,
Kevin Grunwald reappointment to the Regional Community Council,
Tom Ward appointment to the Building Board of Appeals
Bill Briggs appointment as an alternate to the Housing Board of Appeals
David Spencer appointment as an alternated to the Housing Board of Appeals
Sarah Milius appointment to the Solid Waste Advisory Committee

Motion to approve the nominations passed unanimously.

Ms. Moran recommended Joan Buck be appointed to the Conservation Commission.

Ms. Moran thanked the members of the Committee for all their work. The Communication Advisory Committee is still in dire need of volunteers. If any one has any suggestions please contact a member of the Committee.

Deputy Mayor Haddad, Chair of the Personnel Committee, reported the Committee is making excellent progress on all the issues with which they have been charged, including the ethics ordinance, rules of procedures, personnel policies and open and transparent government policies.

Mr. Paulhus complimented Ms. Pellegrine on her service as moderator for the Annual Town Meeting for Budget Consideration. The rest of the Council members concurred.

XI. PETITIONS, REQUEST AND COMMUNICATIONS

11. C. Jennings re: Walkway Extension
12. C. Melehy re: Walkway Extension
13. E. Robinson re: Walkway Extension
14. Memorial Day Parade and Ceremony
15. Update and Discussion on the Impervious Cover TMDL Project
16. State of Connecticut Department of Economic and Community Development re: PILOT Program FY 2009-2010
17. National League of Cities re: Membership Renewal
18. Chronicle "Mansfield taxes not likely to decrease" – 05-01-10
19. Chronicle "Letters to the Editor" – 05-07-10
20. Chronicle "Letter to the Editor" – 05-08-10
21. Chronicle "Letters to the Editor" – 05/10/10
22. Chronicle "Meeting might not be budget's last stand" – 05/10/10

23. Chronicle "Council approves parking ordinance" – 05-11-10
24. Chronicle "Letters to the Editor" – 05-11-10
25. Chronicle "Letters to the Editor" – 05-12-10
26. Chronicle "Mansfield OKs spending plan by wide margin" – 05-12-10
27. Chronicle "Mansfield festival garners award" – 05-13-10
28. Chronicle "Officials surprised over UC president's departure" – 05-13-10
29. Mansfield Today "Storrs Farmers Market at Town Hall May 8" – 05-08-10
30. Mansfield Today "Only 227 voters show up for Mansfield budget..." – 05-12-10

XII. OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

Betty Wassmundt, Old Turnpike Road, spoke in favor of having Councilors recite the Pledge of Allegiance, wondered as to the value of the Bundy Lane piece, and stated that the financial investments of Council members are of no interest to her.

Dave Freudmann, Eastwood Road, stated his objection to the Town acquiring the Bundy Lane property from the UConn Foundation.

XIII. FUTURE AGENDAS

The School Building Project will be added to a future agenda.

Mr. Schaefer requested the University of Connecticut be invited to have a discussion regarding the current enrollment strategy.

Spring Weekend will be added to a future agenda.

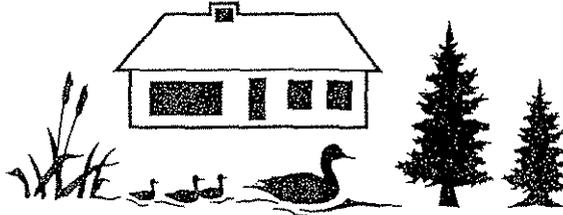
XIV. ADJOURNMENT

Mr. Paulhus moved and Mr. Ryan seconded to adjourn the meeting at 9:50 p.m.

Motion passed unanimously.

Elizabeth Paterson, Mayor

Mary Stanton, Town Clerk



Glen Ridge Cooperative

11 Sycamore Drive

Storrs, CT 06268

glenridge@ehmchm.org

(860) 429-2202

May 24, 2010

Mansfield Town Council and Town Manager
4 South Eagleville Rd
Storrs, CT 06268

Dear Council Members and Town Manager:

I write to request that an extension be constructed to the sidewalk on South Eagleville Rd, which currently runs on south side of the road from the intersection with RT 195 to the intersection with Maple Rd (the Mansfield Senior Center). The extension requested would run from the Maple Rd to Sycamore Dr and the Glen Ridge Cooperative. Right now it is very difficult for seniors living in Glen Ridge, which consists of 51 dwellings, to walk to the Community Center or into town. To do this they have to walk on a portion of state road (Rt 275) which has no sidewalk. Considering the speed of traffic on South Eagleville Rd., this is quite dangerous, especially for the elderly. Their only other alternative is to use a utility road from Sycamore Dr to Silo Rd and thence to the Senior Center, from which they can use the existing sidewalk. But this utility road is deeply crevassed, turns to mud during rain and ice during the winter. Some of our seniors simply cannot manage this walk. It would be advantageous for seniors at Glen Ridge to have the possibility of walking to the Community Center for exercise and socializing and/or into town for shopping more easily and directly by means of the sidewalk extension requested. Both would be advantageous to the community at large and would save gasoline as well.

Let me point out that Glen Ridge is a large contributor to the tax revenue in Mansfield. Let me also point out that although we are very grateful for the pedestrian/bike path provided by the Town on Separatist Rd., no matter how far we walk on it, we will never come to the Mansfield Community Center or the town proper.

Very sincerely,

A handwritten signature in cursive script that reads "Matthew N. Proser".

Matthew N. Proser, President
Board of Directors
Glen Ridge Cooperative
11 Sycamore Dr
Storrs, CT 06268

Sara-Ann Chainé

From: Camille Forman [camilleforman@charter.net]
Sent: Monday, May 24, 2010 3:50 PM
To: Sara-Ann Chainé
Subject: sidewalk

This is a request that the town do all that it can to facilitate installation of a sidewalk on Rt. 275 (South Eagleville Rd.)

This would make it possible for many Glen Ridge residents to safely walk from the cooperative to a number of places, including the Senior Center, Post Office, and shopping in Storrs.

A sidewalk would also have the benefit of improving the sight lines for both drivers and pedestrians.

Some of the Glen Ridge residents have impaired vision. In fact, several residents are legally blind, but otherwise mobile. A sidewalk between Sycamore Drive and Maple Road would greatly expand the range of possibilities to maintain their independence.

This should be a top priority for the town.

Camille and Kenneth Forman, 13A Sycamore Dr., Storrs,

REC'D MAY 21

May 16, 2010

Town of Mansfield
Office of the Town Manager
Mansfield, CT 06268

To the Town Manager, Mansfield, CT:

For nearly 20 years, I have traveled the roads surrounding the University of Connecticut campus. I was thrilled when the Town of Mansfield constructed the bicycle/running/walking path on the southwest edge of campus, along Separatist Road. I now use that path every week, for cycling/walking/running workouts, and to walk to my UCONN office.

This letter describes why a walkway is needed on South Eagleville Road (State Route 275), from Maple Road to Sycamore Drive. I have become aware of the following risks to citizens of Mansfield, CT during the past two years.

Pedestrians, Walkers, and Joggers. In July 2008, I purchased a unit in the Glen Ridge Cooperative on Sycamore Drive. From my kitchen window in Unit 3, I can see the intersection of Separatist and South Eagleville roads. This has helped me understand the use that the bike path gets each day, year round. I estimate that at least 100 people per day use the bike path, as they approach this intersection, from both directions. It is a busy pedestrian path because it is a natural extension of the circuit of sidewalks on the south side of campus; many UCONN students use this path. When I walk or jog on the grass or berm of the road, traffic flow sometimes reminds me of walking on a major highway. During the past two years, I have considered this 0.2-mile segment of State Route 275 as the most dangerous portion of the circuit of roads and paths around campus.

Especially in winter, when dozens of students and local citizens walk or run on this stretch of highway each day, it is obvious that the sloped, ice-covered banks of the roadside tend to push pedestrians and joggers into the highway.

Residents of Glen Ridge who drive automobiles. The residents of Glen Ridge, myself included, face a difficult challenge each time they leave the property and turn onto South Eagleville Road, regardless of whether they turn East (toward the Post Office) or West (towards Eagleville at routes 275 and 32).

1. Exiting Glen Ridge, Eastbound view. The natural hillside embankment on the right (East side) of the Glen Ridge driveway obscures a driver's view of oncoming traffic to the point that the front of his/her car has to enter the Eastbound lane before Westbound traffic can be seen fully.
2. Seeing Eastbound traffic. The road drops precipitously out of view, West of the Glen Ridge driveway. This means that drivers heading from Eagleville towards Route 195 are invisible (below the crest of the hill) until they drive over the hill crest, approximately 0.1 mile from the Glen Ridge Driveway. Especially in the early morning, Eastbound drivers exceed the 30 mph speed limit when *rushing to work* at E.O. Smith High School or at UCONN, making the time from appearance to arrival (at the Glen Ridge driveway) quite brief. As they crest the hill, I believe that drivers are still thinking "accelerate" because they have just climbed a steep 1.2 mile hill from Eagleville to the Glen Ridge driveway.
3. Eastbound traffic. The risk described in the previous item is compounded in the early morning for approximately 30 minutes, when sunlight blinds Eastbound traffic, due to the low angle of the sun, and because the Eastbound road slopes upward toward the sun. This means that exiting Glen Ridge residents require more time to identify anyone driving in the far lane (Westbound), because of the sun's glare. Also, this means that exiting Glen Ridge residents who turn Eastward (right) face an increased risk of rear-end collision. Further, the low-angle--sometimes blinding--sunlight

makes it very difficult for Eastbound drivers to see pedestrians who are walking on the berm of the South side of the road, facing traffic.

4. Traffic density. Between the hours of approximately 7:30 a.m. and 9:30 a.m., and between the hours of approximately 3:00 to 5:00 p.m., the *traffic flow is denser* due to UCONN and E.O. Smith employees arriving and departing. It is not uncommon to see a chain of 5-10 cars, bumper to bumper, driving up the hill (Eastbound).
5. Westbound traffic. There are two speed limit signs in the Westbound (downhill) lane. One is posted on South Eagleville, near the Mansfield Community Center (see the symbol # on the enclosed map); the other is posted directly across from the Glen Ridge Cooperative (see also the symbol # on the enclosed map). The latter is ineffective as a speeding deterrent for Glen Ridge residents because drivers already have built momentum, due to the downhill slope of South Eagleville Road, from Westwood Road to the Glen Ridge driveway.
6. Southbound traffic on Separatist Road. Drivers who wait at the stop sign (at the intersection of Separatist and South Eagleville Road), usually not Glen Ridge residents, must deal with all of the factors outlined in this letter. Also, after men's and women's basketball games, hundreds of cars enter and exit the campus via the intersection of Separatist and South Eagleville Road.
7. Intersection of Separatist and South Eagleville roads. Because many people drive from Stadium Road south on Separatist, they stop at the intersection of Separatist and South Eagleville Road. It is common for exiting Glen Ridge residents to face an added factor involving a driver across the street (waiting at the stop sign, facing Glen Ridge). In my experience, both drivers wonder if the other will pull in front of her/his path, creating indecision and slowing response time.
8. I estimate that a Glen Ridge resident has 5 - 7 seconds to respond to an Eastbound car. At the same time, she/he has to consider traffic coming from two other locations: the Westbound lane (sometimes at speeds exceeding 30 mph) and the driver waiting at the stop sign. This requires mentally processing three moving targets at once.
9. Response time. Considering that no one who lives in Glen Ridge is below 55 years of age, their average response time is slower than the average driver on the road.
10. Driving speed. The average Glen Ridge resident is a cautious driver. In general, the residents of Glen Ridge enter the highway slowly, and accelerate at a slow rate.

In summary, the unique combination of geographical formations (i.e., uphill road, hill side embankment), dense traffic at the beginning and end of each work day, high traffic density after basketball games, traffic moving at speeds greater than 30 mph, blinding sunlight, and oncoming traffic (from the stop sign at Separatist and South Eagleville) creates a difficult situations (sometimes a "perfect storm") for drivers and pedestrians that will not change in the foreseeable future.

The above facts support the construction of a walkway on South Eagleville Road (State Route 275), from Maple Road to Sycamore Drive. I ask that you do everything possible to ensure that this walkway will be built. This walkway will not only assist pedestrians, joggers and cyclists, it will trim-back the natural hillside embankment and reduce a dangerous visual barrier for Glen Ridge residents who turn onto South Eagleville Road.

Please contact me if you require clarification.

Sincerely,



Lawrence E. Armstrong, Ph.D.

Resident of
Glen Ridge Cooperative

3A Sycamore Drive

Storrs, CT 06268

Telephone: (860) 463 0207

8B Sycamore Drive
Storrs-Mansfield, CT 06268

19 May 2010

Mansfield Town Council
c/o Town Manager's Office
4 South Eagleville Road
Storrs-Mansfield, CT 06268

Dear Members of the Town Council:

A sidewalk along South Eagleville Road between Maple and Sycamore Drives is urgently needed. In addition to being a Senior Citizen that likes to walk to the Senior Center, Community Center, and the commercial district, I am concerned for the safety of the many students, UConn and E.O. Smith H. S., and members of the public that run and walk along the narrow berm on South Eagleville Road – they have no other walking/running option at this time even if they put themselves in danger.

I strongly support an effort to make this short section of South Eagleville Road safe – it isn't safe at this time, in my opinion. For this reason, I usually drive to the Community Center, a waste of gas, and driving this short distance doesn't help me maintain physical condition.

Vehicles cresting the top of the grade going north on South Eagleville Road are, by observation, often speeding. I have seen the police monitoring the south bound traffic but never the north bound traffic. The speeding north bound traffic puts pedestrians walking/running on the berm at risk; they would be safer on a sidewalk.

Please extend the walkway from Sycamore Drive to Maple Drive to increase public safety.

Sincerely,



Charles A. Boster

Cc: Glen Ridge Cooperative Administrator

MAY 20, 2010

Mansfield Town Council
Re: Proposed Walkway

Dear Council Members,

I moved to Glen Ridge last May and have enjoyed the benefits of a quiet, 55 and over community. I was pleased to be near the Community Center that offers so much for our residents. I access the Senior Center & Community Center via our service road from Sycamore Drive to Silo Road. I am able to do that at present on almost a daily basis however age takes its toll and there are many here at Glen Ridge who are unable to manage that walk safely.

Safety is the key factor in this situation because even if someone is able to walk the distance via Sycamore to Maple Road by using South Eagleville Road, they are faced with a very busy road with an inadequate walkway for safe ambulation. I have witnessed some who use electric scooters and hold my breath in the hope they don't swerve into an oncoming car.

I have also watched students from UCONN use that stretch of highway to bike and jog which again does not offer a wide enough path for either activity.

If the future plan for a village materializes, more people would visit if they could have a better means of getting there. Although many at Glen Ridge are older citizens, the need and desire for exercise is ever present. A walkway would encourage a healthy life style and keep us all safe (including the motorists) at the same time.

I was born and brought up in Storrs. Our home was directly across from the Town Hall. Walking to the Community Center brings back many childhood memories. My father, Burton C. Hall, was first selectman of Mansfield for seventeen years. He would be pleased that I have shown an interest as a Mansfield resident, to make my voice heard. I sincerely hope the walkway extension becomes a reality. It will be an important project that will enrich the lives of all Mansfield residents.

Respectfully submitted by;



Bev Korba
Glen Ridge Cooperative
Storrs, Ct. 06268

8B Sycamore Drive
Storrs-Mansfield, CT 06268

19 May 2010

Mansfield Town Council
c/o Town Manager's Office
4 South Eagleville Road
Storrs-Mansfield, CT 06268

Dear Members of the Town Council:

I am delighted to hear that you are considering the construction of a walkway extension along South Eagleville Road between Maple and Sycamore Drives. I strongly support such an effort, and would personally use the walkway on an almost-daily basis.

My husband and I recently moved from Pomfret to Glen Ridge, and I work at the University of Connecticut part-time. Since moving to my new residence on Sycamore Drive, I frequently walk to my office (on the south side of campus) in nice weather; it has the triple benefits of

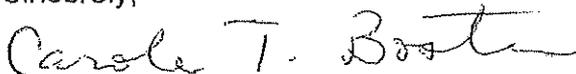
- (i) saving money on gas and parking,
- (ii) improving my fitness level, and
- (iii) helping to reduce my carbon footprint.

I have walked to work a number of times, and greatly appreciate the walkway along the eastern stretch of South Eagleville; however, the last stretch of the journey is a bit daunting, as I must walk along the berm with cars speeding by me at 40+ miles per hour.

On my days off, I also enjoy walking to my gym classes at the Community Center and to events on campus, but I am sure I would enjoy the walk much more—and feel much safer—with a walkway extending from Maple to Sycamore Drive.

Thank you for considering this construction project.

Sincerely,



Carole T. Boster, Ph.D.

cc: Administrator, Glen Ridge Cooperative

Town Manager's Office
Town of Mansfield

Memo

To: Town Council
From: Matt Hart, Town Manager *MWH*
CC: Town Employees
Date: May 24, 2010
Re: Town Manager's Report

Below please find a report regarding various items of interest to the Town Council, staff and the community:

Budget and Finance

- *Annual Meeting for Budget Consideration* – As you know, at the May 11, 2010 town meeting the voters adopted the Town Council's Proposed Budget for FY 2010/11. The Council also conducted a special meeting after the town meeting, to set the mill rate for FY 2010/11. The mill rate remains the same as the current year, at 25.71 mills

Council Requests for Information/Council Business

- *Special Meeting on Storrs Center Project* – Staff is working to schedule a special Town Council meeting on the Storrs Center Project.

Departmental/Division News

- *Mansfield Public Library*
 - Mansfield Public Library's annual plant swap will take place in the Buchanan Auditorium on Saturday, May 29 beginning at 3:00 p.m. To participate, bring in one plant or many, a perennial, annual, shrub or vegetable in a container you are willing to give away. Please label your plants as best you can—name, sun or shade, loved by deer or deer resistant, type and color of flower and flowering period. Each plant you bring gives you the opportunity to exchange it for something new. Books about gardening will be available for borrowing and for plant identification for those dug up things for which we have no name. We will present our plants and then swap! Meet other gardeners, share information, get in the gardening mood and best of all get something new for free!
 - The Friends of the Mansfield Library June Book Sale will be Saturday June 5 from 9:00 AM - 4:00 PM and Sunday, June 6 from 9 AM – 3:00 PM. The sales are now "multi-media" events that include audiobooks, DVD's, VHS, and CD's! The sales have become crucial in this economic down turn as the Friends are donating money that provides a significant portion of funding for programs, subscription databases, and collection. Dues are only \$5 per year for a family to join the Friends of Mansfield Library. You don't have to volunteer unless you want to, but your membership helps.
- *Public Safety*
 - On 4/30/10 at approximately 10:00pm the Mansfield Resident State Trooper's Office, Troop C Tolland and the Town of Mansfield Fire Dept. Office of the Fire Marshal assisted the Dept. of Liquor Control with a compliance check at a local bar located in the town of Mansfield. The liquor establishment compliance check was based on complaints received by the Dept. of Liquor Control regarding alcohol being served to intoxicated persons. As a result of the endeavor the establishment was cited for the following violations: one sale of alcohol to minors; two sale of alcohol to intoxicated party; one minor loitering inside bar; three intoxicated parties loitering inside

bar, one possession of alcohol by a minor. Additionally, the establishment was found to be in violation of its occupancy capacity.

- o On April 21st, 2010, the Statewide Narcotic Task Force - East Field Office assisted by the Mansfield Resident Troopers Office & State Police, Troop C-Tolland executed a narcotic related search warrant at a Mansfield address. The execution of this search warrant was the result of a joint investigation by SNTF-East & the Mansfield Resident Troopers Office; the investigation revealed that the accused was cultivating marijuana in the residence. This search warrant resulted in an arrest for various narcotics charges and seizure of narcotic related evidence.
- o On Friday, April 9, 2010 the Mansfield Resident Trooper's Office of the Connecticut State Police and agents from the Department of Consumer Protection's Division of Liquor Control conducted a series of compliance checks in the Mansfield/Storrs area. Beginning at 5:00pm, all nine package stores and grocery stores in the area that sell beer were tested for compliance. All stores passed the compliance check by not selling to the 18 year old youth undercover volunteer provided by the Governor's Prevention Partnership.
- *Human Services/Town Manager's Office* – Second round interviews for the Senior Center Coordinator position will be conducted this Thursday, May 27, 2010.

Major Projects and Initiatives

- *Police Study* – Last Monday and Thursday, the Regionalism Committee and key staff interviewed five firms that responded to our request for qualifications (RFQ) to conduct an evaluation of present and future police services for the Town. As a next step, staff will prepare a request for proposals (RFP) and ask a select number of the five firms to bid on the project.

Member Organizations

- *Mansfield Downtown Partnership* – The Mansfield Downtown Partnership will host a walk of the future Storrs Center downtown site and Whetten Woods as part of the CT Trails Day on Saturday, June 5th at 10am. The Mansfield Downtown Partnership, Inc., with Joshua's Trust, will lead an approximately one mile walk at an easy pace over fairly flat terrain, woods, and parking lot. Meet behind Starbucks at 1244 Storrs Road/Route 195; heavy rain cancels the event and pre-registration is recommended by calling 860.429.2740.

Special Events

- *CT Trails Day* - Mansfield will host four walks and a paddle on Saturday, June 5 and Sunday, June 6 as part of CT Trails Day. Come visit the Town of Mansfield and explore its extensive local and state trails and waterways. Connecticut Trails Day has been coordinated by the Connecticut Forest Park Association since 1993. For more information about the Association or CT Trails Day events, see the Association's website at www.ctwoodlands.org.
- *Memorial Day* - Mansfield will observe Memorial Day on Monday, May 31st. The parade will begin at 9:00 a.m. from the intersection of Rt. 195 and Bassetts Bridge Road in Mansfield Center, and will travel North on 195, down Cemetery Road to the new Mansfield Center Cemetery. At the cemetery, Deputy Mayor Haddad will welcome everyone in attendance, Congressman Joe Courtney will give the address, State Rep. Denise Merrill will read the Governor's Proclamation, Councilman Christopher Paulhus will lead the Pledge of Allegiance and Carolyn Stearns will represent the First Church of Christ Congregational and give the invocation and benediction. Music will be provided by the Mansfield Middle School Band and the E.O. Smith Regional High School Band. In the event of inclement weather, an abbreviated ceremony will be held in the Mansfield Middle School Gymnasium. If necessary, an announcement will be made over WILI Radio by 7:30am.

Upcoming Meetings*

- Traffic Authority, May 25, 2010, 10:30 AM, Conference Room B, Audrey P. Beck Municipal Building
- Energy Education Team Meeting, May 25, 2010, 7:00 PM, Conference Room B, Audrey P. Beck Municipal Building
- Sustainability Committee, May 26, 2010, 7:00 PM, Conference Room B, Audrey P. Beck Municipal Building
- Four Corners Water and Sewer Advisory Committee, June 1, 2010, 7:00 PM, Conference Room C, Audrey P. Beck Municipal Building
- Agriculture Committee, June 1, 2010, 7:30 PM, Conference Room B, Audrey P. Beck Municipal Building
- Mansfield Advocates for Children, June 2, 2010, 5:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Mansfield Downtown Partnership Board of Directors, June 3, 2010, 4:00 PM, Downtown Partnership Office
- Ethics Board, June 3, 2010, 4:30 PM, Conference Room B, Audrey P. Beck Municipal Building
- Community Quality of Life Committee, June 3, 2010, 7:30 PM, Council Chambers, Audrey P. Beck Municipal Building
- Planning and Zoning Commission, June 7, 2010, 2010, 7:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Beautification Committee, June 7, 2010, 7:00 PM, Conference Room B, Audrey P. Beck Municipal Building
- Communications Advisory Committee, June 7, 2010, 7:00 PM, Conference Room C, Audrey P. Beck Municipal Building
- Youth Service Bureau Advisory Board, June 8, 2010, 11:30 AM, Conference Room B, Audrey P. Beck Municipal Building
- Historic District Commission, June 8, 2010, 8:00 PM, Conference Room B, Audrey P. Beck Municipal Building
- Zoning Board of Appeals, June 9, 2010, 7:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Mansfield Community Campus Partnership, June 10, 2010, 4:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Personnel Committee, June 10, 2010, 6:30 PM, Conference Room B, Audrey P. Beck Municipal Building
- Mansfield Board of Education, June 10, 2010, 7:30 PM, Council Chambers, Audrey P. Beck Municipal Building
- Housing Code Board of Appeals, June 14, 2010, 5:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Town Council, June 14, 2010, 7:30 PM, Council Chambers, Audrey P. Beck Municipal Building

**Meeting dates/times are subject to change. Please view the Town Calendar or contact the Town Clerk's Office at 429-3302 for a complete and up-to-date listing of committee meetings.*

SPECIAL MEETING – MANSFIELD TOWN COUNCIL
May 24, 2010

DRAFT

Mayor Elizabeth Paterson called the special meeting of the Mansfield Town Council to order at 7:00 p.m. in the Council Chambers of the Audrey P. Beck Building.

I. ROLL CALL

Present: Haddad, Keane, Lindsey(called away at 6:20 p.m.), Moran, Paterson, Paulhus, Ryan, Schaefer
Excused: Kochenburger

II. WORK SESSION

School Building Project, Recommendation from Board of Education

Mayor Paterson welcomed the Mansfield Board of Education and staff to the work session.

Board of Education Mark LaPlaca presented the Board's recommendation of Option E to the Town Council. Option E includes the renovation of the Mansfield Middle School and the construction of two new elementary schools at locations yet to be determined. Report attached.

Council and Board members discussed the educational, economical and demographical considerations in determining the best option.

By consensus the Council agreed to discuss the recommendation and possible locations at their next meeting.

III. ADJOURNMENT

Ms. Moran moved and Mr. Schaefer seconded to adjourn the meeting at 7:15 p.m.

Motion passed unanimously.

Elizabeth Paterson, Mayor

Mary Stanton, Town Clerk



Mansfield Board of Education

School Buildings Project Recommendation to Mansfield Town Council

May 24, 2010

Board Members

Mark LaPlaca, Chair
Shamim Patwa, Vice-Chair
Chris Kueffner, Secretary
Martha Kelly
Min Lin
Holly Matthews
Katherine Paulhus
Carrie Silver-Bernstein
Randy Walikonis

INTRODUCTION

The Mansfield Board of Education, at our meeting on Thursday, May 13, 2010 voted to endorse and recommend to the Town Council Option E from the Family of Options presented by the School Building Committee. Namely, to conduct the renovations at the Mansfield Middle School as outlined in the proposal and to build two new elementary schools, replacing and closing our three existing elementary schools. The sites of the two new schools should be determined after further analysis.

This report outlines the process the Board has undergone to arrive at this recommendation, along with the reasons the Board supports it. It also provides additional information, considerations and concerns for the Council to consider.

As the Council considers this recommendation, the Board stands ready to participate in the process and aid in any way needed. In fact, as the Council moves the project forward, the Board hopes to play a leadership role, along with the Building Committee, in the design and implementation of any school building project.

PROCESS

The initial request from the Board to the Council in 2005 was for the creation of a building committee "to review the capacity and condition of the town's four school buildings, with respect to current needs and future expansion." The Council directed the Building Committee to specifically review various key issues, including security concerns, roof replacements and other basic facility needs in addition to enhancing the library/media centers in the elementary schools. The history of the building committee's work is fully outlined in their March report to the BOE and Town Council.

The Board has closely followed the work of the Building Committee since its inception. During that time, three different BOE chairs have served on the committee, providing regular updates to the board. Board members attended many of the public forums over the years, carefully listened to analysis and debate and gathered facts and data about the various options. Board members studied educational research regarding optimal school size and the effect that facility improvement can have on student achievement. Board members visited larger schools in various communities, together with Building Committee members and other town citizens.

In January and February of this year, the Board hosted the Building Committee at each of the four schools. This series of public presentations provided an opportunity for Mansfield residents to tour each school, see a presentation on the various options being considered, offer comments, and have questions answered.

Since then, the following events have taken place:

- Board members attended the March 15th SBC public informational meeting at the middle school.
- The SBC has appeared at two different board meetings, answering questions in detail, including many on Option E, which was added after March 15th.
- Mansfield's Director of Finance and Director of Facilities Management have appeared at almost every Board meeting, providing information and answering board member's questions.
- Mansfield's Director of Planning has appeared at two BOE meetings for the same purpose.
- The Board's Personnel Committee invited teachers and administrators to provide input for the Board to consider when making its recommendation.
- The League of Women Voters and Mansfield Advocates for Children co-sponsored a forum about the various options on April 13th. Panelists included Dr. Sally Reis and Dr. Anysia Mayer from the Neag School of Education at UCONN, Kathy Dorgan, an architect, Ande Bloom, EHHD Health Education Program Coordinator, Matt Hart, Mansfield Town Manager and Cherie Trahan, Finance Director. Most Board members attended and we have included those viewpoints in our considerations.
- At BOE meetings on April 15th and April 27th, teacher representatives engaged in a facilitated discussion regarding the educational pros and cons of each option. The representatives also presented responses to a series of questions from Board members that were answered online, anonymously, by about 28% of their membership. These questions focused on the various educational advantages and disadvantages of each of the options.
- Our school administrators appeared at the April 27th Board meeting and provided valuable insights on each of the options.
- The Board Chair and Superintendent of Schools attended parent/teacher group meetings at each of the four schools during late April and early May. They were joined by several Board and SBC members to answer the group's questions.
- Representatives of the four parent/teacher groups were invited to a special Board meeting on May 6th to present feedback and the viewpoints of their members. They then participated in a facilitated discussion with the Board on the various options and concerns.
- At each BOE meeting, members had an opportunity to discuss and debate the recommendation. Also, we have relied on the expert advice and views of our Superintendent of Schools, Fred Baruzzi.
- At our meeting on May 13th, the Board voted 8-1 to endorse Option E as referenced in the introduction.

CONCLUSIONS

- The parents, teachers, administrators, town officials and citizens of Mansfield care very deeply about our schools and what is best for the children who attend them. The level of interest and thoughtfulness of feedback has been impressive.
- The age and condition of our schools, particularly in light of the declining enrollment over the past decade, makes the expensive renovation and continued operation of three elementary schools irresponsible. While the Board and our town are committed to maintaining and improving the programs of our highly regarded schools, Mansfield faces a potentially significant decline in revenue. In that light, it seems prudent to have fewer but slightly bigger buildings. These new buildings would provide greatly increased efficiency and savings in terms of maintenance, energy costs and redundant staffing. Reducing these operating expenses (as opposed to considering reductions in programs and/or increases in student/teacher ratios) is in direct alignment with the Mansfield 2020 plan and BOE goals.
- An investment in upgrading and repairing our current three elementary schools over twenty years at a cost of 20 million dollars (option A) will simply result in seventy year old schools with many of the same items needing to be addressed again.
- Elementary school enrollment has declined by 11% over the past ten years. Projections indicate that the decrease will reach 20% by 2014. Therefore it is possible, even likely, that we may need to close an elementary school at some future date.
- In addition to upgrading our facilities, there are real educational, security, and community reasons that make Option E the best choice for the next fifty years.

EDUCATIONAL CONSIDERATIONS

Because new buildings would be constructed while existing schools continue to operate normally, there would be no disruption to the learning experience of our students during construction at the elementary schools.

Slightly larger elementary schools (320-350) would improve the social-emotional opportunities for our students to find others with common interests, reducing the chance they could feel isolated or “different”. Sometimes, in very small schools, kids struggle to find other children to connect with. Increased numbers of students within the school creates the possibility for increased diversity and more creative groupings. A few more teachers at each grade level would also provide more options for student placement.

Slightly larger elementary schools would improve the ability of teachers, particularly at grade level, to collaborate, plan and share best practices. There would be similar benefits with respect to articulation between grade levels.

Two elementary schools (vs. three) would make it easier to stay within district classroom size guidelines. In our current model, class sizes at the same grade level in different schools can vary. With two schools, it will be easier to monitor appropriate class size and provide each building principal with the ability to address changes in student population.

Currently, the three or four schools “share” some staff. A number of staff specialists spend part of their day traveling from one school to another. Reducing the number of schools will reduce travel time and allow our specialists to spend more time with students. This will benefit many programs, including art and music. There would be more efficient use of time for Special Education services such as counseling, speech and language services, occupational therapy and physical therapy.

Additionally, Special Education services would benefit from vastly improved, dedicated spaces that do not exist in our current buildings.

Larger, more uniform room sizes are an important benefit of new construction in the elementary schools. Pre-K and Kindergarten classrooms would be 1200 square feet and other elementary classrooms would be 900 square feet. These sizes provide the required space for individual and group activities as well as the equipment and storage needed in today’s classrooms. Our current configurations are small, inconsistent and often inadequate.

As previously mentioned, the new elementary schools would promote sustainability and efficient use of resources. LEED certified schools offer multiple features that could be included in district science and social studies curricula and used to model sustainability to students.

Two new elementary schools would provide greater flexibility than the one school option (Option D) recommended by the building committee in the event that the enrollment increases at some point in the future. There would be a total of seven classrooms at each grade level in the one school elementary option, while there would be four each (total of eight) available in Option E.

FACILITY FACTORS

As recommended by public safety officials, the two new elementary schools would be designed with offices located by the front entrance, improving security and controlling access. This would also be the case at the renovated middle school.

The new elementary schools would promote sustainability and efficient use of resources. They could be designed to be LEED (Leadership in Energy and Environmental Design) certified, thereby reducing the district's carbon footprint.

The two new elementary schools would be designed with state-of-the-art library/media centers, modern energy management and security systems. They would include significant amounts of natural light and be air conditioned. Our current schools require improvement in all of these areas.

Temporary, relocatable classrooms at the Mansfield Middle School and Southeast School, which are nearing the end of their life cycles, would be replaced with permanent construction. At the middle school, this will solve the security challenge that a separate, detached building presents.

The two new elementary schools would be designed with separate cafeterias and gymnasiums – a substantial improvement that will have an immediate and lasting benefit on the quality of our programs.

The property on which the two new elementary schools would be built would have important and necessary vehicle access and pedestrian safety improvements, particularly for student drop-off and pick-up. This is a real safety concern currently, particularly at Southeast School.

There are current and anticipated needs for roof repairs or replacements, plumbing and electrical work, gym floors, gym partitions, boiler replacements, oil line replacements, and septic field work at the various schools. All of these would be addressed in the new project.

Option E is superior to Option C (close one elementary school, remodel the middle school and two elementary schools) in part because it is less expensive after state reimbursement. Due to the small number of students in our three elementary schools relative to building square footage, the state will reimburse more for new, consolidated construction. Further, Option E results in brand new and efficient schools and all the related benefits that come with that – including lower operating costs.

COMMUNITY CONSIDERATIONS

Two slightly larger schools are a good balance between much-needed efficiencies and the small community feeling important to the Board and the town's residents.

Enrollment when the proposed new schools open in 2014 is projected to be around 630 students. Each school would serve about 315 children.

Two new elementary schools would impact significantly fewer families than one new school. It is likely that fewer children would need to go to a new location once the new buildings open in 2014.

A number of Board members feel that two schools (as opposed to one bigger school) will make it easier for administrators to focus on building and sustaining a sense of community rather than running a large organization.

Both the middle school and the two new elementary schools would be designed to welcome use by community organizations. Consideration could be given to inclusion of a Family Resource Center in one or both of the new schools, or where one of the existing schools is currently located. This is an area of need identified by Mansfield Advocates for Children.

If the two new elementary schools were built on existing school properties, the result would be only one property for the town to decide how to repurpose. Some community members are concerned that repurposing old school buildings may increase expense.

ADDITIONAL CONCERNS AND RECOMMENDATIONS

The Goodwin site should be completely evaluated as a possible home to one of the two new elementary schools. Because of the existing lot size and other factors, the site is not viewed as likely by town staff. Nonetheless, a complete and thorough evaluation should be completed. Due to its geographic location in the north end of town and the nature of the neighborhood around Goodwin, no school at that location would be a significant change to a part of our community already facing other challenges.

In the event that the decision is made not to have a school on the site of the current Goodwin school, the re-purposing of the property should be thought out carefully. The planning process should include community members from the Goodwin neighborhood and possibly the Quality of Life Committee. In that event, the property should be re-purposed with the focus on maintaining and improving the neighborhood.

Design of any new schools should include input from the town's Sustainability and Quality of Life Committees, Mansfield Advocates for Children, and of course the Mansfield Board of Education. It should also include input from teachers and parents. The Sustainability Committee, for example, has already developed a list of interesting and worthwhile considerations for any new buildings.

While the current site of the Mansfield Middle School was eliminated as a possible location for Option D (one large elementary school) – it should be re-evaluated for the possible location of one of the two slightly larger elementary schools. This site is somewhat more central and closer to the northern end of town. A possible downside to this would be two existing school sites for the town to decide what to do with.

Consideration should be given to the area known as "Four Corners" for the location of one of the two new elementary schools. As the town considers development there, would a school make sense? Proximity to walking paths should also be a consideration for school locations.

The town should completely investigate use of any land currently owned by the University of Connecticut. This should include the possibility of trading land between the town and the University.

The Building Committee and the architects should be asked to review Option E for possible reduction of costs in the design of the two new schools and the work at MMS.

Full consideration should be given to the fact that building costs are low and reimbursement is currently available. Postponing any project could result in increased

cost. Further, any extended delay will increase the chance that some major repairs will need to be done on the existing buildings.

If any new building is approved, it should be the policy of the town to re-use or re-purpose any assets from the old schools not needed in the new ones. Further, the town should look to donate any of those assets to the schools of surrounding towns that could benefit from them.

Mansfield should give due consideration to the hiring of local contractors when the project reaches the appropriate stage.

Given that the scope of the project and design work has changed in many ways since the outset, some Board members feel consideration should be given to re-bidding the architectural services contract.

SUMMARY

The Mansfield Board of Education strongly supports Option E from the Family of Options generated by the School Building Committee. We have arrived at this position through thoughtful deliberation. The project balances the educational needs of our students with recognition of the fiscal restraints of our town. The project would meet all of the projected needs for the Mansfield Schools over the next fifty years; educationally, structurally and fiscally.

The Board's greatest concern with the proposal is the location of the schools. While two new elementary schools located at the current Southeast and Vinton sites appears to be the most tenable option, it would locate both schools toward the southern end of town. Further, there is concern about what would happen to the current Goodwin site. The neighborhood surrounding Goodwin School has a large number of rental properties, most of which are leased to UCONN students and the tone of the area is changing. Every consideration should be given to building one of the two new schools on that site. If that proves too costly or not otherwise practicable, we strongly urge that the site be re-purposed in a way that enhances the neighborhood.

Further, other options on the north end of town should be given due consideration before the final locations of the new schools are decided.

As the town council considers the proposal, the Board remains available to answer questions and concerns and participate in any way needed.

Appendix

FAMILY OF OPTIONS



REVISED 04/27/2010

OPTION	PROJECT SCOPE MIDDLE SCHOOL (MS)	PROJECT SCOPE ELEMENTARY SCHOOLS (ES)	REVISI		
			Project Cost	Cost to Mansfield	Financial Impact
C	<ul style="list-style-type: none"> New School Office / Administration / Nurse's Complex at Upper Level Replacement of 14-year-old portables with new 4 Classroom Addition Roof and window replacements, solar panels Upgrade fire alarm systems ADA and technology upgrades New ADA compliant elevator Selective heavy renovations 	<ul style="list-style-type: none"> Completely renovate two ES New adds to accom 350 student capacity at each school Roof replacement Design to provide improved educational facilities Close one ES Utilize new adds for swing space while renovating existing areas Total area approximately 605,000 s.f. Location of adds limited to site space availability Limited vehicular traffic access improvements Phased construction to maintain school occupancy 	ES 52,751,247	\$29.1M	MILL RATE: +2.24
			MS 12,307,166		AVG. YRLY. COST INCREASE PER HOUSEHOLD: \$376
			TOTAL 65,058,413		
D	<ul style="list-style-type: none"> New School Office / Administration / Nurse's Complex at Upper Level Replacement of 14-year-old portables with new 4 Classroom Addition Roof and window replacements, solar panels Upgrade fire alarm systems ADA and technology upgrades New ADA compliant elevator Selective heavy renovations 	<ul style="list-style-type: none"> Construct one new ES Design to provide improved educational facilities 700 student capacity Close three existing ES Total area approximately 101,000 s.f. Maximize energy efficiency Site design to incorporate separate parent and bus access 	ES 35,898,556	\$19M	MILL RATE: +0.74
			MS 12,140,101		AVG. YRLY. COST INCREASE PER HOUSEHOLD: \$125
			TOTAL 48,039,000		
E	<ul style="list-style-type: none"> New School Office / Administration / Nurse's Complex at Upper Level Replacement of 14-year-old portables with new 4 Classroom Addition Roof and window replacements, solar panels Upgrade fire alarm systems ADA and technology upgrades New ADA compliant elevator Selective heavy renovations 	<ul style="list-style-type: none"> Construct two new elementary schools at Southeast & Vinton sites, each with 350 student capacity Demolish existing schools at each location (Southeast & Vinton) Close Godwin School Total area approximately 222,000 s.f. Maximize energy efficiency Site design to incorporate separate parent and bus access 	ES 46,941,228	\$27M	MILL RATE: +1.77
			MS 12,641,297		AVG. YRLY. COST INCREASE PER HOUSEHOLD: \$297
			TOTAL 59,582,525		

Town of Mansfield
School Building Committee

Financial Information for the School Buildings Project

May 12, 2010
(Revised)

Prepared by: Finance Department

Mansfield School Building Committee
 Estimated Cost Comparisons Recap
 May 12, 2010 (Revised)

	Annual Budget					
	2009/10	Option A	Option B	Option C	Option D	Option E
Total Project Construction Cost		\$ 30,380,000	\$ 81,185,000	\$ 65,058,400	\$ 48,039,000	\$ 59,583,000
Total Estimated Net Construction Cost		\$ 22,000,000	\$ 45,195,000	\$ 29,100,000	\$ 19,067,000	\$ 26,901,000
Estimated Reimbursement Rate		27.6%	44.3%	55.3%	60.3%	54.9%
Estimated Annual Costs:						
Capital Improvements/20 yrs		1,100,000				
Debt Service Payment/20 yrs			4,751,500	3,041,375	1,977,250	2,803,750
Salaries & Benefits - All schools	15,849,654	15,654,654	15,654,654	15,100,654	15,030,654	15,075,654
Maintenance Costs (Incl Salaries) *	1,882,106	1,689,106	1,689,106	1,661,606	1,395,646	1,489,246
Net Annual Cost	17,731,760	18,443,760	22,095,260	19,803,635	18,403,550	19,368,650
Percentage Increase		4.0%	24.6%	11.7%	3.8%	9.2%
Taxable Grand List	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925
Mill Rate Equivalent	19.15	19.92	23.86	21.38	19.87	20.91
Mill Rate Increase/(Decrease)		0.77	4.71	2.24	0.73	1.77
Average Cost per Household (Median assessed value of \$168,000)	3,217	3,346	4,008	3,593	3,339	3,514
Average Cost per Household Increase/Decrease		129	792	376	122	297

* Option D assumes building a fully LEED certified building w/specific modifications for cleaning & maintenance efficiency.

Note: Debt Service Payments reflect the estimated first full year of principal and interest payments. Debt service payments will decline as annual principal payments are made.

Mansfield School Building Committee
 Estimated Mill Rate Breakdown
 May 12, 2010 (Revised)

	2009/10	Option A	Option B	Option C	Option D	Option E
Taxable Grand List	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925
Capital/Debt Service Costs		\$ 1,100,000	\$ 4,751,500	\$ 3,041,375	\$ 1,977,250	\$ 2,803,750
Mill Rate Equivalent		1.19	5.13	3.28	2.14	3.03
Estimated Annual Costs:						
Salaries & Benefits - All schools	\$ 15,849,654	\$ 15,654,654	\$ 15,654,654	\$ 15,100,654	\$ 15,030,654	\$ 15,075,654
Maintenance Costs (Incl Salaries) *	1,882,106	1,689,106	1,689,106	1,661,606	1,395,646	1,489,246
Total Salaries, Benefits & Maint. Costs	17,731,760	17,343,760	17,343,760	16,762,260	16,426,300	16,564,900
Estimated Change in Annual Costs		(388,000)	(388,000)	(969,500)	(1,305,460)	(1,166,860)
Mill Rate Equivalent		(0.42)	(0.42)	(1.05)	(1.41)	(1.26)
Net Change in Mill Rate		0.77	4.71	2.24	0.73	1.77
Average Cost per Household Increase/Decrease (Median assessed value of \$168,000)		129	792	376	122	297

Mansfield School Building Committee
 Adjustments to Operating Costs From 2009/10 Adopted Budget
 May 12, 2010 (Revised)

	Option A	Option B	Option C	Option D	Option E
(1) Salaries/Wages and Benefits	\$ (195,000)	\$ (195,000)	\$ (749,000)	\$ (819,000)	\$ (774,000)
(2) Salaries/Wages and Benefits - Maintenance	(4,000)	(4,000)	(46,500)	(63,000)	(20,500)
Energy Adjustments	(165,000)	(165,000)	(165,000)	(381,600)	(337,500)
Refuse Collection	(18,000)	(18,000)	(18,000)	(18,000)	(18,000)
Building Maintenance Service	(6,000)	(6,000)	(6,000)	(6,000)	(1,000)
Building Repairs				(19,000)	(14,000)
Equipment Repair				(12,000)	(7,000)
Alarm Service				4,000	4,000
Grounds Supplies				(2,000)	
Building Supplies				(18,860)	(13,860)
(3) Maint. Of "Abandoned" Buildings			15,000	30,000	15,000
Net Adjustments to Operating Costs	(388,000)	(388,000)	(969,500)	(1,305,460)	(1,166,860)

(1) Reductions in Staffing	3 certified	3 certified	9.6 certified 5 non-certified	10.1 certified 6.5 non-certified	9.6 certified 6.0 non-certified
(2) Reductions in Staffing			1 custodial	1 custodial	
(3) Demolish (cost incl in construction)			n/a	1 School	2 Schools
Maintain vacated building			1 School	2 Schools	1 School

Mansfield School Building Committee
Estimated Cost Comparisons
May 12, 2010 (Revised)

	2009/10	Option A	Option B	Option C	Option D	Option E
Total Estimated Net Construction Cost		\$ 22,000,000	\$ 45,195,000	\$ 29,100,000	\$ 19,067,000	\$ 26,901,000
Estimated Annual Costs:						
Capital Improvements/20 yrs	-	1,100,000				
Debt Service Payment/20 yrs			4,751,500	3,041,375	1,977,250	2,803,750
Salaries & Wages	12,681,480	12,525,480	12,525,480	12,082,280	12,026,280	12,062,280
Benefits	3,168,174	3,129,174	3,129,174	3,018,374	3,004,374	3,013,374
Estimated Annual Maintenance Costs*:						
Salaries & Wages	653,310	653,310	653,310	619,310	619,310	653,310
Benefits	182,326	182,326	182,326	173,826	173,826	182,326
Substitutes	25,000	25,000	25,000	25,000	20,000	20,000
Overtime	51,500	51,500	51,500	51,500	40,000	40,000
Summer Help	16,000	12,000	12,000	12,000	12,000	12,000
Travel & Conference Fees	1,000	1,000	1,000	1,000	1,000	1,000
Training	2,000	2,000	2,000	2,000	2,000	2,000
Prof & Tech Services	1,500	1,500	1,500	1,500	1,500	1,500
Refuse Collection	38,000	20,000	20,000	20,000	20,000	20,000
Bldg Maintenance Service	46,000	40,000	40,000	40,000	40,000	45,000
Building Repairs	39,000	39,000	39,000	39,000	20,000	25,000
Equipment Repair	42,000	42,000	42,000	42,000	30,000	35,000
Alarm Service	8,000	8,000	8,000	8,000	12,000	12,000
Voice Communications	53,800	53,800	53,800	53,800	53,800	53,800
Grounds Supplies	4,000	4,000	4,000	4,000	2,000	4,000
Energy-Fuel Oil, Elec, Nat Gas	637,500	472,500	472,500	472,500	255,900	300,000
Propane	12,500	12,500	12,500	12,500	12,500	12,500
Clean Energy	610	610	610	610	610	610
Building Supplies	63,860	63,860	63,860	63,860	45,000	50,000
Uniforms	1,600	1,600	1,600	1,600	1,600	1,600
Equipment Other	2,600	2,600	2,600	2,600	2,600	2,600
Maintenance of "abandoned" bldg				15,000	30,000	15,000
Net Annual Cost	17,731,760	18,443,760	22,095,260	19,803,635	18,403,550	19,368,650
Taxable Grand List						
Mill Rate Equivalent	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925
Mill Rate Increase/(Decrease)	19.16	19.92	23.86	21.38	19.87	20.91
Average Cost per Household (Median assessed value of \$168,000)	3,217	3,346	4,008	3,593	3,339	3,514
Avg. Cost Increase/(Decrease)		129	792	376	122	297

* Assumes building a fully LEED certified building and specific modifications for cleaning & maintenance efficiency.
Energy costs estimated at .50/sq foot for an Energy Star rating of 75 or better.

NEW ELEMENTARY SCHOOL

Preliminary Square Footage Program

Projected Enrollment = 350

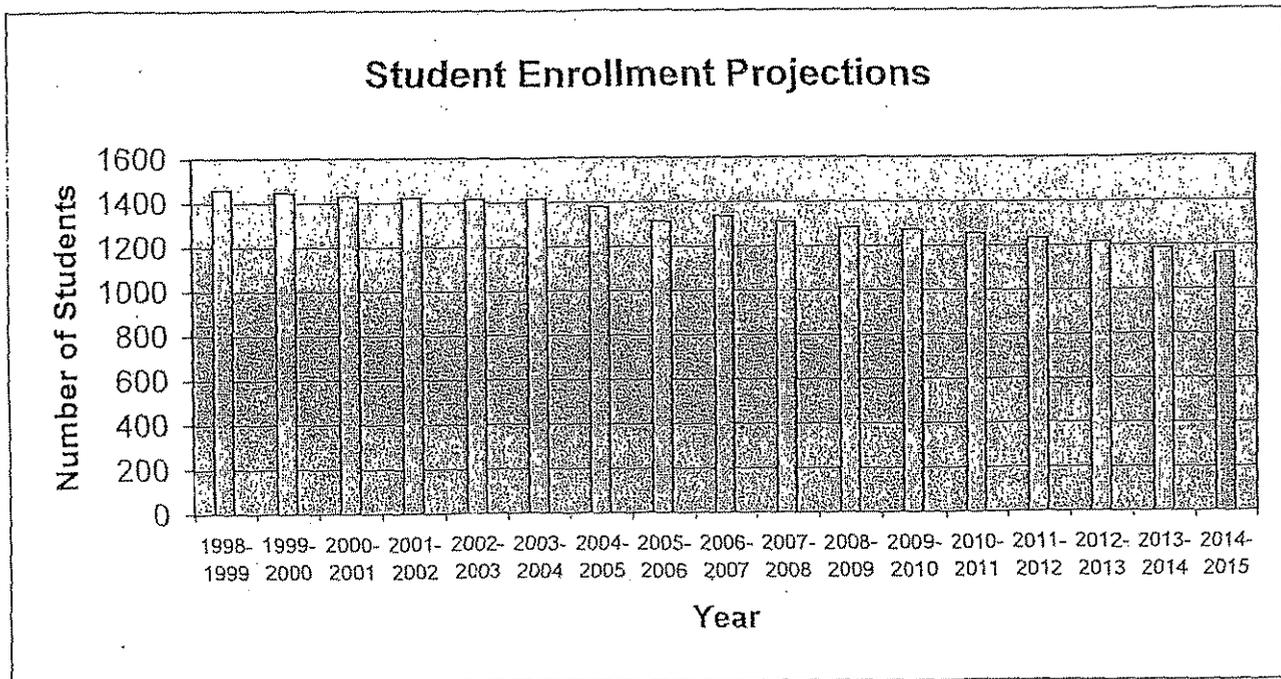
REV. 3-26-10 & 4-23-10

	PROPOSED			Capacity (Students)	Comments
	No.	Sq.Ft. Each	Total Net Area		
Classrooms					
PK	2	1200	2,400	60	Half-day sessions
Toilet	2	50	*		*Area in building total
K	4	1200	4,800	60	Full-day sessions
Toilet	4	50	*		*Area in building total
Grades 1-2 (modular cr's)	0	0	-	0	
Grades 1-4	16	900	14,400	336	
				456	Total Students Capacity
				426	Full-Time Equivalents
Specials					
Art	1	900	900		
Kiln & Storage	1	110	110		
Music	1	900	900		
World Language	1	400	400		
Computer	1	900	900		
Workroom	1	200	200		
Enrichment	1	660	660		
Gymnasium	1	5000	5,000		
P.E. Storage	1	150	150		
Outdoor P.E. Storage	1	100	100		Not part of Gym
Multipurpose					Cafeteria, Auditorium
As Cafeteria	1	2650	2,650	177	Seats capacity
Kitchen	1	1500	1,500		
Storage	1	500	500		
As Auditorium				379	Seats capacity
Platform	1	600	600		
Library/Media Center					
Main Room & SWEIT	1	2000	2,000		
Reading Center	1	350	350		
AV Storage	1	100	100		
Greenhouse	0	350	*		*Area in building total
SpEd					
Special Ed self-contained	1	900	900		
Title 1/Resource	2	300	600		
O/T/PT	1	400	400		
Speech	1	250	250		
Psychologist	1	100	100		
Administration					
Main Office	1	500	500		
Principal	2	250	250		
Conference	1	160	160		
Storage	1	100	100		
Nurse's Office					
Cot Room	1	350	350		
Office	1	150	150		
Storage	1	50	50		
Toilet	1	50	50		
Teachers					
IA Workroom	0	400	-		
Teachers' Lounge	1	400	400		
Toilets	2	100	*		*Area in building total
Teacher Prep	1	300	300		
Storage	1	200	200		
BUILDING TOTAL AREA					
Subtotal of spaces listed above			43,580	Net Sq.Ft.	71%
Circulation, toilets, custodians, mech., walls, etc.			17,432		29%
TOTAL BUILDING AREA			61,012	Gross Sq.Ft.	100%
State Standard Space Specs					
Projected Enrollment: 0 - 350					
Grades PK-4: 124 sq. ft. per student					
350 students X 124 = 43,400 Net Sq. Ft.					
Using an assumed net-to-gross sq. ft. factor of approximately 5%, the maximum eligible for State reimbursement is estimated to be 45,570 gross sq. ft.					

STUDENT ENROLLMENT PROJECTIONS
(Based on October 1 Enrollment)

Year	Goodwin	Southeast	Vinton	Elem Total	Total MMS	Students Outplaced	District Total
1998-1999	299	237	253	789	665	5	1459
1999-2000	280	257	256	793	650	4	1447
2000-2001	272	249	259	780	645	4	1429
2001-2002	250	248	254	752	665	5	1422
2002-2003	256	253	253	762	649	5	1416
2003-2004	259	228	249	736	677	3	1416
2004-2005	230	242	245	717	656	6	1379
2005-2006	215	239	230	684	621	7	1312
2006-2007	212	263	251	726	606	5	1337
2007-2008	201	245	261	707	594	8	1309
2008-2009	201	247	250	698	580	5	1283
2009-2010	196	238	273	707	563	3	1273
2010-2011	n/a	n/a	n/a	688	565		1253
2011-2012	n/a	n/a	n/a	673	562		1235
2012-2013	n/a	n/a	n/a	657	556		1213
2013-2014	n/a	n/a	n/a	642	542		1184
2014-2015	n/a	n/a	n/a	638	524		1162

* Resident students receiving special education services at out-of-district placements.



TOWN OF MANSFIELD
DEPARTMENT OF PUBLIC WORKS



Lon R. Hultgren, P.E., Director

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
MANSFIELD, CONNECTICUT 06268-2599
(860) 429-3331 TELEPHONE
(860) 429-6863 FACSIMILE

April 8, 2010

Mark La Placa, Chair
Mansfield Board of Education
4 South Eagleville Road
Storrs, CT 06268

Dear Mr. LaPlaca:

The Mansfield Town Council appointed a Sustainability Committee that began meeting in June 2009. This committee is charged with "maintaining a general overview of the sustainability for the Town, providing guidance to the Town Council regarding sustainability principles to be adopted, monitoring implementation of principles as adopted, collaborating with Town boards and commissions to advance sustainability principles and policies and seeking information from other organizations to aid in the development of programs and initiatives that will further the sustainability goals established."

Sustainability can be described as the use of ecosystems and their resources in a manner that satisfies current needs without compromising the needs or options of future generations. The committee is made up of a representative from the Town Council, Planning and Zoning Commission, Mansfield Board of Education, Region 19 Board of Education and University of Connecticut. Three residents have also been appointed to the committee. The Sustainability Committee has spent its first year learning about what other committees and Town departments are doing that relate to sustainability. Members had expressed interest in learning about the school building project, and at the March 24, 2010 meeting Superintendent Fred Baruzzi reviewed the project with us.

In examining this project, the Sustainability Committee thought locating a new school warrants these general considerations:

- Does it fit into the long term vision of the Town?
- Is it nearby areas targeted for residential and commercial growth?
- Does the surrounding infrastructure support access via walking, biking and public transit?
- What is missing in the existing infrastructure that will support its connectivity to the community?

Specific considerations for the Southeast School building location:

- Create a walkable location with sidewalks and suitable lighting
- Extend the transit bus route to the school
- Energy efficient reuse of the vacated schools that fits into the vision of the Town's strategic and economic development plans
- There is assistance available for renovating or building new "high performance schools" through the Institute for Sustainable Energy at Eastern Connecticut State University. Bill Leahy, Executive Director of Institute is looking for participants. His number is 456-0252. (Mr. Baruzzi is aware of this.)
- The Sustainability Committee is willing to help facilitate green design charrettes as the specifics of the project are addressed
- A sustainability committee member would be happy to serve as liaison to the school building committee

News Item for Immediate Release
For more information contact
Lon Hultgren, Mansfield DPW at
860.429.3332 or HultgrenLR@mansfieldCT.org

"Mansfield Water Pollution Control Authority to host a public hearing on appropriating design funds for the Four-Corners Sewer Project"

The adopted (by Town meeting, but not yet by referendum) Mansfield 2010-11 budget includes \$330,000 to complete the design of the Four-Corners water and sewer project; however, these are bonded funds that must be approved by both the Town Council (acting as the Town's Water Pollution Control Authority) and a Town meeting prior to their appropriation. Prior to the WPCA approval, a public hearing is required by State statute. This hearing has been scheduled for June 14, 2010 near the beginning (\pm 7:45 PM) of the regular Town Council meeting in the Council Chambers at the Mansfield Town Office building, 4 South Eagleville Road, Storrs, CT 06268. After the hearing, the Town Council is expected to set the date and time for the Town meeting (tentatively the evening of June 28th).

A summary of the Four-Corners project will be available at the public hearing, and is also available from the Town's Public Works Department at the above contact numbers. If and when the design funds are appropriated, it is expected to take 1 to 2 years to complete the projects' design work.

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PUBLIC HEARING
TOWN OF MANSFIELD
June 14, 2010
North Eagleville Road Sidewalk Project

The Mansfield Town Council will hold a public hearing at 7:45 PM at their regular meeting on June 14, 2010 to solicit comments regarding the proposed North Eagleville Road Sidewalk Project.

At this hearing persons may address the Town Council and written communications may be received.

Copies of said proposal are on file and available at the Town Clerk's office: 4 South Eagleville Road, Mansfield and are posted on the Town's website (mansfieldct.gov)

Dated at Mansfield Connecticut this 25th day of May 2010.

Mary Stanton, Town Clerk

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PUBLIC HEARING
TOWN OF MANSFIELD
June 14, 2010
Dog Lane/Bundy Lane Parcel

The Mansfield Town Council will hold a public hearing at 8:00 PM at their regular meeting on June 14, 2010 to solicit comments regarding the proposal from the UConn Foundation to transfer ownership of the Dog Lane/Bundy Lane parcel to the Town of Mansfield

At this hearing persons may address the Town Council and written communications may be received.

Copies of said proposal are on file and available at the Town Clerk's office: 4 South Eagleville Road, Mansfield and are posted on the Town's website (mansfieldct.gov)

Dated at Mansfield Connecticut this 25th day of May 2010.

Mary Stanton, Town Clerk

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**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MH*
CC: Maria Capriola, Assistant to Town Manager; Lon Hultgren, Director of Public Works; Cherie Trahan, Director of Finance; Mary Stanton, Town Clerk
Date: June 14, 2010
Re: WPCA, Four Corners Water/Sewer Project Design

Subject Matter/Background

In order to proceed to a Town meeting to approve the bonding for the design of the four-corners water and sewer project, a public hearing must be held by the Water Pollution Control Authority (WPCA) (which was noticed for the June 14, 2010 Council meeting) and then the Council, acting as the Mansfield WPCA, must approve a resolution recommending the design of the proposed sewer system.

Financial Impact

While the requested bond funds are to complete the design of the water and sewer systems, additional funds to actually construct these systems will be required once the design and permitting is complete (1 to 2 years). Current construction costs are projected to be from \$10 to \$16 million, with a good portion of these costs covered by sewer and water assessments, grants and low-interest loans. Additional local bonding in the range of \$2-\$3M is expected to be needed to complete the construction financing. Preliminary financial estimates indicate that these bond funds will be more than offset by the increase in property taxes from the development/redevelopment in this area. Once the sewer and water systems are built, they will be operated as a utility, with the user charges paying for all operation and maintenance costs.

Legal Review

The Town's bond attorney has outlined the procedures and resolutions to be taken by the Council, Town Clerk and Town voters at the Town meeting.

Recommendations

Council, acting as the Mansfield Water Pollution Control Authority, is respectfully requested to enact the following resolution recommending the design of the proposed Four Corners area sewer system:

RESOLUTION RECOMMENDING THE DESIGN OF THE PROPOSED FOUR CORNERS AREA SEWER SYSTEM.

RESOLVED, That the Town Council of the Town of Mansfield, Connecticut, acting in its capacity as the Town's Water Pollution Control Authority, recommends the Town undertake the design of the proposed Four Corners area sewer system.



**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *Matt H*
CC: Maria Capriola, Assistant to Town Manager; Lon Hultgren, Director of Public Works; Cherie Trahan, Director of Finance; Mary Stanton, Town Clerk
Date: June 14, 2010
Re: Four Corners Water/Sewer Project Design

Subject Matter/Background

Following the approval by the Mansfield Water Pollution Control Authority (WPCA), the Council must adopt a resolution authorizing the appropriation of \$330,000 to be funded by bonds, notes, etc. Secondly, the Council must adopt a resolution calling a Town meeting to vote on the appropriation.

Following the Town Meeting, the Council must adopt a resolution appropriating the funds once again.

Financial Impact

While the requested bond funds are to complete the design of the water and sewer systems, additional funds to actually construct these systems will be required once the design and permitting is complete (1 to 2 years). Current construction costs are projected to be from \$10 to \$16 million, with a good portion of these costs covered by sewer and water assessments, grants and low-interest loans. Additional local bonding in the range of \$2-\$3M is expected to be needed to complete the construction financing. Preliminary financial estimates indicate that these bond funds will be more than offset by the increase in property taxes from the development/redevelopment in this area. Once the sewer and water systems are built, they will be operated as a utility, with the user charges paying for all operation and maintenance costs.

Legal Review

The Town's bond attorney has outlined the procedures and resolutions to be taken by the Council, Town Clerk and Town voters at the Town meeting.

Recommendations

Action #1

Council is respectfully requested to enact the attached resolution appropriating \$330,000 for costs with respect to design of portions of the proposed Four Corners area water and sewer systems, and authorizing the issue of bonds and notes in the same amount to finance the appropriation (see attached).

Action #2

Council is respectfully requested to enact the attached resolution calling a Town Meeting with respect to design of portions of the proposed Four Corners area water and sewer systems (see attached).

Attachments

- 1) Resolutions of the Town Council of the Town of Mansfield (Actions #1 & #2)

**RESOLUTIONS OF THE TOWN COUNCIL OF THE TOWN OF MANSFIELD
JUNE 14, 2010**

Item ____.

RESOLUTION APPROPRIATING \$330,000 FOR COSTS WITH RESPECT TO DESIGN OF PORTIONS OF THE PROPOSED FOUR CORNERS AREA WATER AND SEWER SYSTEMS, AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE THE APPROPRIATION.

RESOLVED,

(a) That the Town of Mansfield appropriate THREE HUNDRED THIRTY THOUSAND DOLLARS (\$330,000) for costs with respect to design of portions of the proposed Four Corners area water and sewer systems, contemplated to include study, testing and permitting for water supply (estimated cost \$200,000), design of a sewage pump station (estimated cost \$100,000), and related work and financing costs (estimated cost \$30,000). The appropriation may be spent for design costs, engineering and other consultant fees, legal fees, net temporary interest and other financing costs, and other expenses related to the project. The Town Manager is authorized to determine the scope and particulars of the project and may reduce or modify the scope of the project; and the entire appropriation may be spent on the project as so reduced or modified.

(b) That the Town issue its bonds, notes or obligations, in an amount not to exceed THREE HUNDRED THIRTY THOUSAND DOLLARS (\$330,000) to finance the appropriation for the project. The amount of bonds, notes or obligations authorized shall be reduced by the amount of grants received by the Town for the project and applied to pay project costs. The bonds or notes shall be issued pursuant to Section 7-259, Section 7-234 or Sections 22a-475 to 22a-483 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts, as applicable. The bonds or notes shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town.

(c) That the Town issue and renew its temporary notes or interim funding obligations from time to time in anticipation of the receipt of the proceeds from the sale of the bonds, notes, or obligations for the project and the receipt of project grants. The amount of the notes outstanding at any time shall not exceed THREE HUNDRED THIRTY THOUSAND DOLLARS (\$330,000). The notes shall be issued pursuant to Sections 7-264 and 7-378, or Sections 22a-475 to 22a-483 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes or obligations shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town. The Town shall comply with the provisions of Section 7-378a and 7-378b of the General Statutes with respect to any temporary notes if the notes do not mature within the time permitted by said Sections 7-264 or 7-378, and the Town shall comply with the provisions of Section 22a-479(c) with respect to any interim funding obligations.

(d) The Town Manager, the Director of Finance and the Treasurer, or any two of them, shall sign any bonds, notes, obligations, temporary notes or interim funding obligations by

their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds, notes, obligations, temporary notes or interim funding obligations. The Town Manager, the Director of Finance and the Treasurer, or any two of them, are authorized to determine the amount, date, interest rates, maturities, redemption provisions, form and other details of the bonds, notes, obligations, temporary notes or interim funding obligations; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds, notes, obligations, temporary notes or interim funding obligations to provide for the keeping of a record of the bonds, notes, obligations, temporary notes or interim funding obligations; to designate a financial advisor to the Town in connection with the sale of the bonds, notes, obligations, temporary notes or interim funding obligations; to sell the bonds, notes, obligations, temporary notes or interim funding obligations at public or private sale; to deliver the bonds, notes, obligations, temporary notes or interim funding obligations; and to perform all other acts which are necessary or appropriate to issue the bonds, notes, obligations, temporary notes or interim funding obligations.

(e) That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that (except to the extent reimbursed from grant moneys) the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager, the Director of Finance and the Treasurer, or any two of them, are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds, notes, obligations, temporary notes or interim funding obligations authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

(f) That the Town Manager, the Director of Finance and the Treasurer, or any two of them, are authorized to make representations and enter into written agreements for the benefit of holders of the bonds, notes, obligations, temporary notes or interim funding obligations authorized by this resolution to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds, notes, obligations, temporary notes or interim funding obligations.

(g) That the Town Manager, or any other proper officer or official of the Town, is authorized to apply for and accept federal and state grants to help finance the appropriation for the project and to apply for and accept state loans to finance the project, and to enter into any grant or loan agreement prescribed by the State of Connecticut or any other grantor or lender. The Town Manager, and any other proper officer or official of the Town, are authorized to take any other actions necessary to obtain any such grants or loans, including without limitation grants or loans pursuant to Section 22a-479 of the Connecticut General Statutes, Revision of 1958, as amended, or to any other present or future legislation, or to implement any such grant or loan agreements. Any grant proceeds may be used to pay project costs or principal and interest on bonds, notes, temporary notes or obligations.

(h) That the Town Manager, the Director of Finance, the Treasurer and other proper officers and officials of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds, notes, obligations, temporary notes or interim funding obligations and to obtain grants to finance the project.

Item .

RESOLUTION CALLING TOWN MEETING WITH RESPECT TO DESIGN OF PORTIONS OF THE PROPOSED FOUR CORNERS AREA WATER AND SEWER SYSTEMS.

RESOLVED, That pursuant to Sections 406 and 407 of the Town Charter, the resolution adopted by the Council under Item 5 of this meeting, appropriating \$330,000 for costs with respect to design of portions of the proposed Four Corners area water and sewer systems and authorizing the issue of bonds and notes and temporary notes to finance the appropriation, shall be submitted to a Special Town Meeting to be held Monday, June 28, 2010, which Town Meeting the Town Council hereby authorizes the Mayor to call.

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**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MH*
CC: Maria Capriola, Assistant to Town Manager; Michael Nintean, Director of Building and Housing Inspection; Gregory Padick, Director of Planning; Mary Stanton, Town Clerk
Date: June 14, 2010
Re: Ordinance Regarding Off Street Parking on Residential Rental Property

Subject Matter/Background

As you are aware, a petition in support of repealing An Ordinance Regarding Off Street Parking on Residential Property was recently received and certified by the Town Clerk's office. The next step in the process is for the Council to schedule a town meeting for consideration of the ordinance within 60 days of the filing of the petition (filed May 24, 2010). The town meeting may sustain or nullify the Council's action or may send the ordinance to referendum within 60 days.

Recommendation

Staff recommends that the Council schedule a town meeting for consideration of the Ordinance Regarding Off Street Parking on Residential Property to be held on July 12, 2010 at 6:00 PM. If the Council is in agreement with this suggestion the following motion is in order:

Move, to schedule a town meeting of the electors and citizens qualified to vote in town meetings of the Town of Mansfield, Connecticut, to be held in the Auditorium of the Mansfield Middle School, 205 Spring Hill Road, on July 12, 2010 at 6:00 PM for the following purpose:

To determine, per Town of Mansfield Charter section C309, whether to sustain the action of the Town Council to enact said ordinance, nullify the Council's action or vote to submit the ordinance to a referendum to be held within 60 days.

Attachments

- 1) Town Clerk letter of certification dated May 26, 2010

**TOWN OF MANSFIELD
TOWN CLERK**



MARY STANTON, TOWN CLERK

AUDREY P. BECK BUILDING
4 SOUTH EAGLEVILLE ROAD
MANSFIELD, CT 06268-2599
(860) 429-3302

May 26, 2010

Mansfield Town Council
c/o Mayor Elizabeth Paterson
4 South Eagleville Road
Mansfield, CT 06268

Dear Council Members,

On May 24, 2010 a petition in accordance with §C309 of the Mansfield Town Charter requesting a repeal of An Ordinance Regarding Off Street Parking on Residential Rental Property was filed in the office of the Town Clerk. Upon receipt the names on the petition were checked against the registry list last revised and found to be sufficient. The effective date of the ordinance is thereby suspended.

According to the provisions of the Charter the Council must call a Town meeting to be held not less than 10 nor more than 60 days after the filing. The last date the meeting could be held would be July 23, 2010. At the Town meeting those present may vote to sustain or nullify the Council's action regarding the ordinance or vote to send the ordinance to referendum within 60 days. If the ordinance is nullified the ordinance is dead unless at the Council's next meeting at least six members vote to send the ordinance to a referendum which shall take place within 60 days of that meeting.

Sincerely,

Mary Stanton,
Town Clerk



**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MH*
CC: Maria Capriola, Assistant to Town Manager
Date: June 14, 2010
Re: School Building Project

Subject Matter/Background

As discussed at the June 8, 2010 special Council meeting, the Council wishes to set a public hearing for June 28, 2010 to solicit public comment on the proposed School Building Project. In particular, the Town Council would like to receive comment regarding the recommendations presented by the Mansfield Board of Education in its May 24, 2010 report.

Staff has recommended one other public hearing for the June 28th meeting (Fee Schedule for Fire Prevention Services).

Recommendation

If the Council would like to set the public hearing on the School Building Project for June 28, 2010, the following motion would be in order:

Move, effective June 14, 2010, to schedule a public hearing for 7:30 PM at the Town Council's regular meeting on June 28, 2010, to solicit public comment regarding the proposed School Building Project.

Attachments

- 1) Mansfield Board of Education, School Buildings Project Recommendation to Town Council



Mansfield Board of Education

School Buildings Project Recommendation to Mansfield Town Council

May 24, 2010

Board Members

Mark LaPlaca, Chair
Shamim Patwa, Vice-Chair
Chris Kueffner, Secretary
Martha Kelly
Min Lin
Holly Matthews
Katherine Paulhus
Carrie Silver-Bernstein
Randy Walikonis

INTRODUCTION

The Mansfield Board of Education, at our meeting on Thursday, May 13, 2010 voted to endorse and recommend to the Town Council Option E from the Family of Options presented by the School Building Committee. Namely, to conduct the renovations at the Mansfield Middle School as outlined in the proposal and to build two new elementary schools, replacing and closing our three existing elementary schools. The sites of the two new schools should be determined after further analysis.

This report outlines the process the Board has undergone to arrive at this recommendation, along with the reasons the Board supports it. It also provides additional information, considerations and concerns for the Council to consider.

As the Council considers this recommendation, the Board stands ready to participate in the process and aid in any way needed. In fact, as the Council moves the project forward, the Board hopes to play a leadership role, along with the Building Committee, in the design and implementation of any school building project.

PROCESS

The initial request from the Board to the Council in 2005 was for the creation of a building committee "to review the capacity and condition of the town's four school buildings, with respect to current needs and future expansion." The Council directed the Building Committee to specifically review various key issues, including security concerns, roof replacements and other basic facility needs in addition to enhancing the library/media centers in the elementary schools. The history of the building committee's work is fully outlined in their March report to the BOE and Town Council.

The Board has closely followed the work of the Building Committee since its inception. During that time, three different BOE chairs have served on the committee, providing regular updates to the board. Board members attended many of the public forums over the years, carefully listened to analysis and debate and gathered facts and data about the various options. Board members studied educational research regarding optimal school size and the effect that facility improvement can have on student achievement. Board members visited larger schools in various communities, together with Building Committee members and other town citizens.

In January and February of this year, the Board hosted the Building Committee at each of the four schools. This series of public presentations provided an opportunity for Mansfield residents to tour each school, see a presentation on the various options being considered, offer comments, and have questions answered.

Since then, the following events have taken place:

- Board members attended the March 15th SBC public informational meeting at the middle school.
- The SBC has appeared at two different board meetings, answering questions in detail, including many on Option E, which was added after March 15th.
- Mansfield's Director of Finance and Director of Facilities Management have appeared at almost every Board meeting, providing information and answering board member's questions.
- Mansfield's Director of Planning has appeared at two BOE meetings for the same purpose.
- The Board's Personnel Committee invited teachers and administrators to provide input for the Board to consider when making its recommendation.
- The League of Women Voters and Mansfield Advocates for Children co-sponsored a forum about the various options on April 13th. Panelists included Dr. Sally Reis and Dr. Anysia Mayer from the Neag School of Education at UCONN, Kathy Dorgan, an architect, Ande Bloom, EHHD Health Education Program Coordinator, Matt Hart, Mansfield Town Manager and Cherie Trahan, Finance Director. Most Board members attended and we have included those viewpoints in our considerations.
- At BOE meetings on April 15th and April 27th, teacher representatives engaged in a facilitated discussion regarding the educational pros and cons of each option. The representatives also presented responses to a series of questions from Board members that were answered online, anonymously, by about 28% of their membership. These questions focused on the various educational advantages and disadvantages of each of the options.
- Our school administrators appeared at the April 27th Board meeting and provided valuable insights on each of the options.
- The Board Chair and Superintendent of Schools attended parent/teacher group meetings at each of the four schools during late April and early May. They were joined by several Board and SBC members to answer the group's questions.
- Representatives of the four parent/teacher groups were invited to a special Board meeting on May 6th to present feedback and the viewpoints of their members. They then participated in a facilitated discussion with the Board on the various options and concerns.
- At each BOE meeting, members had an opportunity to discuss and debate the recommendation. Also, we have relied on the expert advice and views of our Superintendent of Schools, Fred Baruzzi.
- At our meeting on May 13th, the Board voted 8-1 to endorse Option E as referenced in the introduction.

CONCLUSIONS

- The parents, teachers, administrators, town officials and citizens of Mansfield care very deeply about our schools and what is best for the children who attend them. The level of interest and thoughtfulness of feedback has been impressive.
- The age and condition of our schools, particularly in light of the declining enrollment over the past decade, makes the expensive renovation and continued operation of three elementary schools irresponsible. While the Board and our town are committed to maintaining and improving the programs of our highly regarded schools, Mansfield faces a potentially significant decline in revenue. In that light, it seems prudent to have fewer but slightly bigger buildings. These new buildings would provide greatly increased efficiency and savings in terms of maintenance, energy costs and redundant staffing. Reducing these operating expenses (as opposed to considering reductions in programs and/or increases in student/teacher ratios) is in direct alignment with the Mansfield 2020 plan and BOE goals.
- An investment in upgrading and repairing our current three elementary schools over twenty years at a cost of 20 million dollars (option A) will simply result in seventy year old schools with many of the same items needing to be addressed again.
- Elementary school enrollment has declined by 11% over the past ten years. Projections indicate that the decrease will reach 20% by 2014. Therefore it is possible, even likely, that we may need to close an elementary school at some future date.
- In addition to upgrading our facilities, there are real educational, security, and community reasons that make Option E the best choice for the next fifty years.

EDUCATIONAL CONSIDERATIONS

Because new buildings would be constructed while existing schools continue to operate normally, there would be no disruption to the learning experience of our students during construction at the elementary schools.

Slightly larger elementary schools (320-350) would improve the social-emotional opportunities for our students to find others with common interests, reducing the chance they could feel isolated or "different". Sometimes, in very small schools, kids struggle to find other children to connect with. Increased numbers of students within the school creates the possibility for increased diversity and more creative groupings. A few more teachers at each grade level would also provide more options for student placement.

Slightly larger elementary schools would improve the ability of teachers, particularly at grade level, to collaborate, plan and share best practices. There would be similar benefits with respect to articulation between grade levels.

Two elementary schools (vs. three) would make it easier to stay within district classroom size guidelines. In our current model, class sizes at the same grade level in different schools can vary. With two schools, it will be easier to monitor appropriate class size and provide each building principal with the ability to address changes in student population.

Currently, the three or four schools "share" some staff. A number of staff specialists spend part of their day traveling from one school to another. Reducing the number of schools will reduce travel time and allow our specialists to spend more time with students. This will benefit many programs, including art and music. There would be more efficient use of time for Special Education services such as counseling, speech and language services, occupational therapy and physical therapy.

Additionally, Special Education services would benefit from vastly improved, dedicated spaces that do not exist in our current buildings.

Larger, more uniform room sizes are an important benefit of new construction in the elementary schools. Pre-K and Kindergarten classrooms would be 1200 square feet and other elementary classrooms would be 900 square feet. These sizes provide the required space for individual and group activities as well as the equipment and storage needed in today's classrooms. Our current configurations are small, inconsistent and often inadequate.

As previously mentioned, the new elementary schools would promote sustainability and efficient use of resources. LEED certified schools offer multiple features that could be included in district science and social studies curricula and used to model sustainability to students.

Two new elementary schools would provide greater flexibility than the one school option (Option D) recommended by the building committee in the event that the enrollment increases at some point in the future. There would be a total of seven classrooms at each grade level in the one school elementary option, while there would be four each (total of eight) available in Option E.

FACILITY FACTORS

As recommended by public safety officials, the two new elementary schools would be designed with offices located by the front entrance, improving security and controlling access. This would also be the case at the renovated middle school.

The new elementary schools would promote sustainability and efficient use of resources. They could be designed to be LEED (Leadership in Energy and Environmental Design) certified, thereby reducing the district's carbon footprint.

The two new elementary schools would be designed with state-of-the-art library/media centers, modern energy management and security systems. They would include significant amounts of natural light and be air conditioned. Our current schools require improvement in all of these areas.

Temporary, relocatable classrooms at the Mansfield Middle School and Southeast School, which are nearing the end of their life cycles, would be replaced with permanent construction. At the middle school, this will solve the security challenge that a separate, detached building presents.

The two new elementary schools would be designed with separate cafeterias and gymnasiums – a substantial improvement that will have an immediate and lasting benefit on the quality of our programs.

The property on which the two new elementary schools would be built would have important and necessary vehicle access and pedestrian safety improvements, particularly for student drop-off and pick-up. This is a real safety concern currently, particularly at Southeast School.

There are current and anticipated needs for roof repairs or replacements, plumbing and electrical work, gym floors, gym partitions, boiler replacements, oil line replacements, and septic field work at the various schools. All of these would be addressed in the new project.

Option E is superior to Option C (close one elementary school, remodel the middle school and two elementary schools) in part because it is less expensive after state reimbursement. Due to the small number of students in our three elementary schools relative to building square footage, the state will reimburse more for new, consolidated construction. Further, Option E results in brand new and efficient schools and all the related benefits that come with that – including lower operating costs.

COMMUNITY CONSIDERATIONS

Two slightly larger schools are a good balance between much-needed efficiencies and the small community feeling important to the Board and the town's residents. Enrollment when the proposed new schools open in 2014 is projected to be around 630 students. Each school would serve about 315 children.

Two new elementary schools would impact significantly fewer families than one new school. It is likely that fewer children would need to go to a new location once the new buildings open in 2014.

A number of Board members feel that two schools (as opposed to one bigger school) will make it easier for administrators to focus on building and sustaining a sense of community rather than running a large organization.

Both the middle school and the two new elementary schools would be designed to welcome use by community organizations. Consideration could be given to inclusion of a Family Resource Center in one or both of the new schools, or where one of the existing schools is currently located. This is an area of need identified by Mansfield Advocates for Children.

If the two new elementary schools were built on existing school properties, the result would be only one property for the town to decide how to repurpose. Some community members are concerned that repurposing old school buildings may increase expense.

ADDITIONAL CONCERNS AND RECOMMENDATIONS

The Goodwin site should be completely evaluated as a possible home to one of the two new elementary schools. Because of the existing lot size and other factors, the site is not viewed as likely by town staff. Nonetheless, a complete and thorough evaluation should be completed. Due to its geographic location in the north end of town and the nature of the neighborhood around Goodwin, no school at that location would be a significant change to a part of our community already facing other challenges.

In the event that the decision is made not to have a school on the site of the current Goodwin school, the re-purposing of the property should be thought out carefully. The planning process should include community members from the Goodwin neighborhood and possibly the Quality of Life Committee. In that event, the property should be re-purposed with the focus on maintaining and improving the neighborhood.

Design of any new schools should include input from the town's Sustainability and Quality of Life Committees, Mansfield Advocates for Children, and of course the Mansfield Board of Education. It should also include input from teachers and parents. The Sustainability Committee, for example, has already developed a list of interesting and worthwhile considerations for any new buildings.

While the current site of the Mansfield Middle School was eliminated as a possible location for Option D (one large elementary school) – it should be re-evaluated for the possible location of one of the two slightly larger elementary schools. This site is somewhat more central and closer to the northern end of town. A possible downside to this would be two existing school sites for the town to decide what to do with.

Consideration should be given to the area known as "Four Corners" for the location of one of the two new elementary schools. As the town considers development there, would a school make sense? Proximity to walking paths should also be a consideration for school locations.

The town should completely investigate use of any land currently owned by the University of Connecticut. This should include the possibility of trading land between the town and the University.

The Building Committee and the architects should be asked to review Option E for possible reduction of costs in the design of the two new schools and the work at MMS.

Full consideration should be given to the fact that building costs are low and reimbursement is currently available. Postponing any project could result in increased

cost. Further, any extended delay will increase the chance that some major repairs will need to be done on the existing buildings.

If any new building is approved, it should be the policy of the town to re-use or re-purpose any assets from the old schools not needed in the new ones. Further, the town should look to donate any of those assets to the schools of surrounding towns that could benefit from them.

Mansfield should give due consideration to the hiring of local contractors when the project reaches the appropriate stage.

Given that the scope of the project and design work has changed in many ways since the outset, some Board members feel consideration should be given to re-bidding the architectural services contract.

SUMMARY

The Mansfield Board of Education strongly supports Option E from the Family of Options generated by the School Building Committee. We have arrived at this position through thoughtful deliberation. The project balances the educational needs of our students with recognition of the fiscal restraints of our town. The project would meet all of the projected needs for the Mansfield Schools over the next fifty years; educationally, structurally and fiscally.

The Board's greatest concern with the proposal is the location of the schools. While two new elementary schools located at the current Southeast and Vinton sites appears to be the most tenable option, it would locate both schools toward the southern end of town. Further, there is concern about what would happen to the current Goodwin site. The neighborhood surrounding Goodwin School has a large number of rental properties, most of which are leased to UCONN students and the tone of the area is changing. Every consideration should be given to building one of the two new schools on that site. If that proves too costly or not otherwise practicable, we strongly urge that the site be re-purposed in a way that enhances the neighborhood.

Further, other options on the north end of town should be given due consideration before the final locations of the new schools are decided.

As the town council considers the proposal, the Board remains available to answer questions and concerns and participate in any way needed.

Appendix

FAMILY OF OPTIONS



OPTION	PROJECT SCOPE MIDDLE SCHOOL (MS)	PROJECT SCOPE ELEMENTARY SCHOOLS (ES)	REVISED 04/27/2010		
			Project Cost	Cost to Mansfield	Financial Impact
C	<ul style="list-style-type: none"> New School Office / Administration / Nurse's Complex at Upper Level Replacement of 14 year old portables with new 4 Classroom Addition Roof and window replacements, solar panels Upgrade fire alarm systems ADA and technology upgrades New ADA compliant elevator Selective heavy renovations 	<ul style="list-style-type: none"> Completely renovate two ES New addns. to accom. 350 student capacity at each school Roof replacement Design to provide improved educational facilities Close one ES Utilize new addns. for "swing space" while renovating existing areas Total area approximately 105,000 s.f. Location of addns. limited to site space availability Limited vehicular traffic access improvements Phased construction to maintain school occupancy 	ES 52,751,247 MS 12,307,166 TOTAL 65,058,413	\$29.1M	MILL RATE: + 2.24 AVG. YRLY. COST INCREASE PER HOUSEHOLD: \$376
D	<ul style="list-style-type: none"> New School Office / Administration / Nurse's Complex at Upper Level Replacement of 14 year old portables with new 4 Classroom Addition Roof and window replacements, solar panels Upgrade fire alarm systems ADA and technology upgrades New ADA compliant elevator Selective heavy renovations 	<ul style="list-style-type: none"> Construct one new ES Design to provide improved educational facilities 700 student capacity Close three existing ES Total area approximately 101,000 s.f. Maximize energy efficiency Site design to incorporate separate parent and bus access 	ES 35,898,556 MS 12,140,101 TOTAL 48,039,000	\$19M	MILL RATE: + 0.74 AVG. YRLY. COST INCREASE PER HOUSEHOLD: \$125
E	<ul style="list-style-type: none"> New School Office / Administration / Nurse's Complex at Upper Level Replacement of 14 year old portables with new 4 Classroom Addition Roof and window replacements, solar panels Upgrade fire alarm systems ADA and technology upgrades New ADA compliant elevator Selective heavy renovations 	<ul style="list-style-type: none"> Construct two new elementary schools at Southeast & Vinton sites, each with 350 student capacity Demolish existing schools at each location (Southeast & Vinton) Close Goodwin School Total area approximately 122,000 s.f. Maximize energy efficiency Site design to incorporate separate parent and bus access 	ES 46,941,228 MS 12,641,297 TOTAL 59,582,525	\$27M	MILL RATE: + 1.77 AVG. YRLY. COST INCREASE PER HOUSEHOLD: \$297

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**Town of Mansfield
School Building Committee**

Financial Information for the School Buildings Project

May 12, 2010

(Revised)

Prepared by: Finance Department

Mansfield School Building Committee
 Estimated Cost Comparisons Recap
 May 12, 2010 (Revised)

	Annual Budget					
	2009/10	Option A	Option B	Option C	Option D	Option E
Total Project Construction Cost	\$ 30,380,000	\$ 81,185,000	\$ 65,058,400	\$ 48,039,000	\$ 59,583,000	
Total Estimated Net Construction Cost	\$ 22,000,000	\$ 45,195,000	\$ 29,100,000	\$ 19,067,000	\$ 26,901,000	
Estimated Reimbursement Rate		27.6%	44.3%	55.3%	60.3%	54.9%
Estimated Annual Costs:						
Capital Improvements/20 yrs		1,100,000				
Debt Service Payment/20 yrs			4,751,500	3,041,375	1,977,250	2,803,750
Salaries & Benefits - All schools	15,849,654	15,654,654	15,654,654	15,100,654	15,030,654	15,075,654
Maintenance Costs (Incl Salaries) *	1,882,106	1,689,106	1,689,106	1,661,606	1,395,646	1,489,246
Net Annual Cost	17,731,760	18,443,760	22,095,260	19,803,635	18,403,550	19,368,650
Percentage Increase		4.0%	24.6%	11.7%	3.8%	9.2%
Taxable Grand List	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925
Mill Rate Equivalent	19.15	19.92	23.86	21.38	19.87	20.91
Mill Rate Increase/(Decrease)		0.77	4.71	2.24	0.73	1.77
Average Cost per Household (Median assessed value of \$168,000)	3,217	3,346	4,008	3,593	3,339	3,514
Average Cost per Household Increase/Decrease		129	792	376	122	297

* Option D assumes building a fully LEED certified building w/specific modifications for cleaning & maintenance efficiency.

Note: Debt Service Payments reflect the estimated first full year of principal and interest payments. Debt service payments will decline as annual principal payments are made.

Mansfield School Building Committee
 Estimated Mill Rate Breakdown
 May 12, 2010 (Revised)

	2009/10	Option A	Option B	Option C	Option D	Option E
Taxable Grand List	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925	\$ 926,094,925
Capital/Debt Service Costs		\$ 1,100,000	\$ 4,751,500	\$ 3,041,375	\$ 1,977,250	\$ 2,803,750
Mill Rate Equivalent		1.19	5.13	3.28	2.14	3.03
Estimated Annual Costs:						
Salaries & Benefits - All schools	\$ 15,849,654	\$ 15,654,654	\$ 15,654,654	\$ 15,100,654	\$ 15,030,654	\$ 15,075,654
Maintenance Costs (Incl Salaries) *	1,882,106	1,689,106	1,689,106	1,661,606	1,395,646	1,489,246
Total Salaries, Benefits & Maint. Costs	17,731,760	17,343,760	17,343,760	16,762,260	16,426,300	16,564,900
Estimated Change in Annual Costs		(388,000)	(388,000)	(969,500)	(1,305,460)	(1,166,860)
Mill Rate Equivalent		(0.42)	(0.42)	(1.05)	(1.41)	(1.26)
Net Change in Mill Rate		0.77	4.71	2.24	0.73	1.77
 Average Cost per Household Increase/Decrease (Median assessed value of \$168,000)		129	792	376	122	297

Mansfield School Building Committee
 Adjustments to Operating Costs From 2009/10 Adopted Budget
 May 12, 2010 (Revised)

	Option A	Option B	Option C	Option D	Option E
(1) Salaries/Wages and Benefits	\$ (195,000)	\$ (195,000)	\$ (749,000)	\$ (819,000)	\$ (774,000)
(2) Salaries/Wages and Benefits - Maintenance	(4,000)	(4,000)	(46,500)	(63,000)	(20,500)
Energy Adjustments	(165,000)	(165,000)	(165,000)	(381,600)	(337,500)
Refuse Collection	(18,000)	(18,000)	(18,000)	(18,000)	(18,000)
Building Maintenance Service	(6,000)	(6,000)	(6,000)	(6,000)	(1,000)
Building Repairs				(19,000)	(14,000)
Equipment Repair				(12,000)	(7,000)
Alarm Service				4,000	4,000
Grounds Supplies				(2,000)	
Building Supplies				(18,860)	(13,860)
(3) Maint. Of "Abandoned" Buildings			15,000	30,000	15,000
Net Adjustments to Operating Costs	(388,000)	(388,000)	(969,500)	(1,305,460)	(1,166,860)

(1) Reductions in Staffing	3 certified	3 certified	9.6 certified	10.1 certified	9.6 certified
			5 non-certified	6.5 non-certified	6.0 non-certified
(2) Reductions in Staffing			1 custodial	1 custodial	
(3) Demolish (cost incl in construction)			n/a	1 School	2 Schools
Maintain vacated building			1 School	2 Schools	1 School

Mansfield School Building Committee
 Estimated Cost Comparisons
 May 12, 2010 (Revised)

	2009/10	Option A	Option B	Option C	Option D	Option E
Total Estimated Net Construction Cost		\$ 22,000,000	\$ 45,195,000	\$ 29,100,000	\$ 19,067,000	\$ 26,901,000
Estimated Annual Costs:						
Capital Improvements/20 yrs	-	1,100,000				
Debt Service Payment/20 yrs			4,751,500	3,041,375	1,977,250	2,803,750
Salaries & Wages	12,681,480	12,525,480	12,525,480	12,082,280	12,026,280	12,062,280
Benefits	3,168,174	3,129,174	3,129,174	3,018,374	3,004,374	3,013,374
Estimated Annual Maintenance Costs*:						
Salaries & Wages	653,310	653,310	653,310	619,310	619,310	653,310
Benefits	182,326	182,326	182,326	173,826	173,826	182,326
Substitutes	25,000	25,000	25,000	25,000	20,000	20,000
Overtime	51,500	51,500	51,500	51,500	40,000	40,000
Summer Help	16,000	12,000	12,000	12,000	12,000	12,000
Travel & Conference Fees	1,000	1,000	1,000	1,000	1,000	1,000
Training	2,000	2,000	2,000	2,000	2,000	2,000
Prof & Tech Services	1,500	1,500	1,500	1,500	1,500	1,500
Refuse Collection	38,000	20,000	20,000	20,000	20,000	20,000
Bldg Maintenance Service	46,000	40,000	40,000	40,000	40,000	45,000
Building Repairs	39,000	39,000	39,000	39,000	20,000	25,000
Equipment Repair	42,000	42,000	42,000	42,000	30,000	35,000
Alarm Service	8,000	8,000	8,000	8,000	12,000	12,000
Voice Communications	53,800	53,800	53,800	53,800	53,800	53,800
Grounds Supplies	4,000	4,000	4,000	4,000	2,000	4,000
Energy-Fuel Oil, Elec, Nat Gas	637,500	472,500	472,500	472,500	255,900	300,000
Propane	12,500	12,500	12,500	12,500	12,500	12,500
Clean Energy	610	610	610	610	610	610
Building Supplies	63,860	63,860	63,860	63,860	45,000	50,000
Uniforms	1,600	1,600	1,600	1,600	1,600	1,600
Equipment Other	2,600	2,600	2,600	2,600	2,600	2,600
Maintenance of "abandoned" bldg				15,000	30,000	15,000
Net Annual Cost	17,731,760	18,443,760	22,095,260	19,803,635	18,403,550	19,368,650
Taxable Grand List						
Taxable Grand List	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925	926,094,925
Mill Rate Equivalent	19.15	19.92	23.86	21.38	19.87	20.91
Mill Rate Increase/(Decrease)		0.77	4.71	2.24	0.73	1.77
Average Cost per Household						
Average Cost per Household (Median assessed value of \$168,000)	3,217	3,346	4,008	3,593	3,339	3,514
Avg. Cost Increase/(Decrease)		129	792	376	122	297

* Assumes building a fully LEED certified building and specific modifications for cleaning & maintenance efficiency.
 Energy costs estimated at .50/sq foot for an Energy Star rating of 75 or better.

NEW ELEMENTARY SCHOOL

Preliminary Square Footage Program

Projected Enrollment = 350

REV. 3-26-10 & 4-23-10

	PROPOSED			Capacity (Students)	Comments
	No.	Sq.Ft. Each	Total Net Area		
Classrooms					
PK	2	1200	2,400	60	Half-day sessions
Toilet	2	50	*		*Area in building total
K	4	1200	4,800	60	Full-day sessions
Toilet	4	50	*		*Area in building total
Grades 1-2 (modular cr's)	0	0	-	0	
Grades 1-4	16	900	14,400	336	
				456	Total Students Capacity
				426	Full-Time Equivalents
Specials					
Art	1	900	900		
Kiln & Storage	1	110	110		
Music	1	900	900		
World Language	1	400	400		
Computer	1	900	900		
Workroom	1	200	200		
Enrichment	1	660	660		
Gymnasium	1	5000	5,000		
P.E. Storage	1	150	150		
Outdoor P.E. Storage	1	100	100		Not part of Gym
Multipurpose					Cafeteria, Auditorium
As Cafeteria	1	2650	2,650	177	Seats capacity
Kitchen	1	1500	1,500		
Storage	1	500	500		
As Auditorium				379	Seats capacity
Platform	1	800	800		
Library/Media Center					
Main Room & SWEIT	1	2000	2,000		
Reading Center	1	350	350		
AV Storage	1	100	100		
Greenhouse	0	350	*		*Area in building total
SpEd					
Special Ed self-contained	1	900	900		
Title I/Resource	2	300	600		
OT/PT	1	400	400		
Speech	1	250	250		
Psychologist	1	100	100		
Administration					
Main Office	1	500	500		
Principal	2	250	250		
Conference	1	160	160		
Storage	1	100	100		
Nurse's Office					
Cot Room	1	350	350		
Office	1	150	150		
Storage	1	50	50		
Toilet	1	50	50		
Teachers					
IA Workroom	0	400	-		
Teachers' Lounge	1	400	400		
Toilets	2	100	*		*Area in building total
Teacher Prep	1	300	300		
Storage	1	200	200		
BUILDING TOTAL AREA					
Subtotal of spaces listed above			43,580	Net Sq.Ft.	71%
Circulation, toilets, custodians, mech., walls, etc.			17,432		29%
TOTAL BUILDING AREA			61,012	Gross Sq.Ft.	100%
State Standard Space Specs					
Projected Enrollment: 0 - 350					
Grades PK-4: 124 sq. ft. per student					
350 students X 124 = 43,400 Net Sq. Ft.					
Using an assumed net-to-gross sq. ft. factor of approximately 5%, the maximum eligible for State reimbursement is estimated to be 45,570 gross sq. ft.					

Newfield Construction, Inc.

Mansfield Schools OPTION E Two New Elementary Schools at Vinton and Southeast, Demolish
 Total Project Cost Analysis 700 Students Existing Vinton and Southeast Schools, Close Goodwin.
 March 26, 2010 Middle School- Additions, Roof Replacement and Selective Heavy Renovations

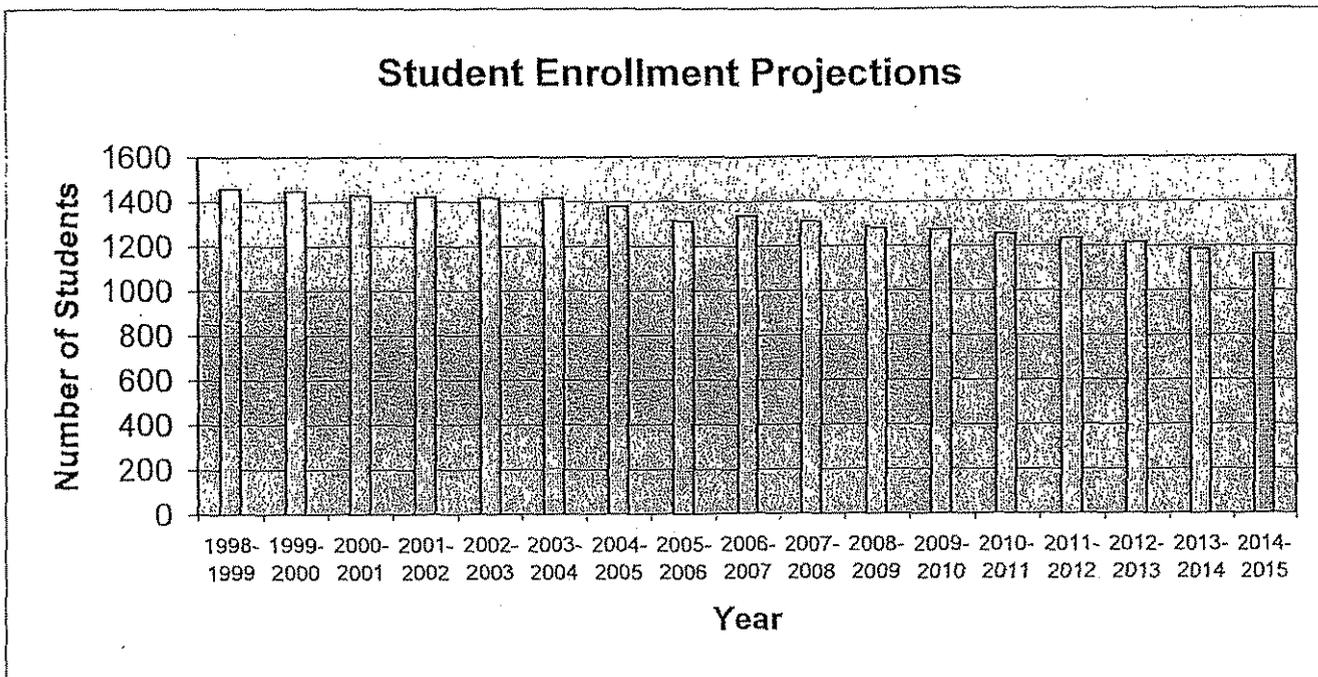
	New Vinton School			New Southeast School			Middle School			Grand Totals
	Sq. Ft.	Value/ Sq Ft	Total	Sq. Ft.	Value/ Sq Ft	Total	Sq. Ft.	Value/ Sq Ft	Total	
Heavy Renovations	0	240	0	0	240	0	4,821	240	1,157,040	
Roof Replacement	0	15	0	0	15	0	79,538	15	1,193,070	
Solar Panels			0			0			1,953,858	
Window Replacement			0			0			450,000	
Demolish Vinton & Southeast Schools	34,520	17	586,840	38,065	17	647,105	0	17	0	
Site			3,000,000			3,000,000			1,100,000	
New Construction	61,012	230	14,032,760	61,012	230	14,032,760	9,358	350	3,275,300	
Total Construction Costs			17,619,600			17,679,865			9,129,268	
Estimated Soft Costs			3,876,312			3,889,570			2,008,439	
Construction and Soft Costs			21,495,912			21,569,435			11,137,707	
Escalation 3% per year	3yr	9%	1,934,632	3yr	9%	1,941,249	4.5 Yr	13.5%	1,503,590	
Total Project Budget			23,430,544			23,510,684			12,641,297	59,582,526
Net State Reimbursement			12,684,130			12,727,514			7,270,380	32,682,024
Cost to Mansfield			10,746,414			10,783,171			5,370,917	26,900,502
Estimated Ineligible Costs			880,980			883,993			1,369,390	
Estimated Eligible Costs			22,549,564			22,626,691			11,271,907	
State Reimbursement 75%			16,912,173			16,970,018			8,453,930	
Reimbursement Penalty			-4,228,043			-4,242,505			-1,183,550	
Net State Reimbursement			12,684,130			12,727,514			7,270,380	32,682,024
Existing Square Footage (net)	34,520			38,065			110,433			
Proposed Square Footage (net)	57,961			57,961			116,197			
State Allowable Sq. Footage	43,400			43,400			99,712			
Square Footage Penalty %	25%			25%			14%			
Demolish Goodwin School*	37,466	17	636,922							

*Not included in Cost to Mansfield

STUDENT ENROLLMENT PROJECTIONS
(Based on October 1 Enrollment)

Year	Goodwin	Southeast	Vinton	Elem Total	Total MMS	Students Outplaced	District Total
1998-1999	299	237	253	789	665	5	1459
1999-2000	280	257	256	793	650	4	1447
2000-2001	272	249	259	780	645	4	1429
2001-2002	250	248	254	752	665	5	1422
2002-2003	256	253	253	762	649	5	1416
2003-2004	259	228	249	736	677	3	1416
2004-2005	230	242	245	717	656	6	1379
2005-2006	215	239	230	684	621	7	1312
2006-2007	212	263	251	726	606	5	1337
2007-2008	201	245	261	707	594	8	1309
2008-2009	201	247	250	698	580	5	1283
2009-2010	196	238	273	707	563	3	1273
2010-2011	n/a	n/a	n/a	688	565		1253
2011-2012	n/a	n/a	n/a	673	562		1235
2012-2013	n/a	n/a	n/a	657	556		1213
2013-2014	n/a	n/a	n/a	642	542		1184
2014-2015	n/a	n/a	n/a	638	524		1162

* Resident students receiving special education services at out-of-district placements.





TOWN OF MANSFIELD
DEPARTMENT OF PUBLIC WORKS

Lon R. Hultgren, P.E., Director

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
MANSFIELD, CONNECTICUT 06268-2599
(860) 429-3331 TELEPHONE
(860) 429-6863 FACSIMILE

April 8, 2010

Mark La Placa, Chair
Mansfield Board of Education
4 South Eagleville Road
Storrs, CT 06268

Dear Mr. LaPlaca:

The Mansfield Town Council appointed a Sustainability Committee that began meeting in June 2009. This committee is charged with "maintaining a general overview of the sustainability for the Town, providing guidance to the Town Council regarding sustainability principles to be adopted, monitoring implementation of principles as adopted, collaborating with Town boards and commissions to advance sustainability principles and policies and seeking information from other organizations to aid in the development of programs and initiatives that will further the sustainability goals established." Sustainability can be described as the use of ecosystems and their resources in a manner that satisfies current needs without compromising the needs or options of future generations. The committee is made up of a representative from the Town Council, Planning and Zoning Commission, Mansfield Board of Education, Region 19 Board of Education and University of Connecticut. Three residents have also been appointed to the committee. The Sustainability Committee has spent its first year learning about what other committees and Town departments are doing that relate to sustainability. Members had expressed interest in learning about the school building project, and at the March 24, 2010 meeting Superintendent Fred Baruzzi reviewed the project with us.

In examining this project, the Sustainability Committee thought locating a new school warrants these general considerations:

- Does it fit into the long term vision of the Town?
- Is it nearby areas targeted for residential and commercial growth?
- Does the surrounding infrastructure support access via walking, biking and public transit?
- What is missing in the existing infrastructure that will support its connectivity to the community?

Specific considerations for the Southeast School building location:

- Create a walkable location with sidewalks and suitable lighting
- Extend the transit bus route to the school
- Energy efficient reuse of the vacated schools that fits into the vision of the Town's strategic and economic development plans
- There is assistance available for renovating or building new "high performance schools" through the Institute for Sustainable Energy at Eastern Connecticut State University. Bill Leahy, Executive Director of Institute is looking for participants. His number is 456-0252. (Mr. Baruzzi is aware of this.)
- The Sustainability Committee is willing to help facilitate green design charettes as the specifics of the project are addressed
- A sustainability committee member would be happy to serve as liaison to the school building committee

At present, Holly Matthews is the Board of Education representative to the Sustainability Committee. The committee is staffed by Matt Hart, Lon Hultgren and Virginia Walton. Questions can be directed to any of them. While we understand there are many considerations that will direct this and any future school building project, we hope that sustainability will remain an important one. Please consider this letter as the Sustainability Committee's offer to help make this so.

Sincerely,

Leigh Duffy

Leigh Duffy Signed by Virginia Walton
Sustainability Committee Chair

Cc: Matt Hart, Town Manager

Lon Hultgren, Director of Public Works

Virginia Walton, Recycling Coordinator

Sustainability Committee members

File



**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matthew Hart, Town Manager *M.H.*
CC: Maria Capriola, Assistant to Town Manager; Lon Hultgren, Director of Public Works; Tim Veillette, Project Engineer
Date: June 14, 2010
Re: North Eagleville Road Sidewalk Project

Subject Matter/Background

As per the information provided in the May 24th meeting packet, the Town has worked out a cooperative funding arrangement with the University of Connecticut to design and build a walkway on North Eagleville Road from Hunting Lodge Road to Northwood Road. Under this arrangement, UConn will fund the design and construction and the Town will obtain the necessary permits and easements for the project.

As well as the public hearing legal notice issued by the Town Clerk, the attached letter was sent to all property owners within 500 feet of the proposed walkway. At this Council meeting or a meeting in the near future, Council will need to refer the project to the Planning and Zoning Commission for an 8-24 referral. We suggest if there are no issues of consequence raised at the public hearing, the referral be done at this (June 14th) meeting. If there are issues to be addressed, we will ask for Council's referral at a subsequent meeting.

Financial Impact

Some funds for walkway projects have been budgeted in the last several years of capital budgets (project # 83308 – Town Walkways/Transportation Enhancements). We estimate the cost of acquiring the easements (the cost of appraisals, legal and the easements themselves) will run under \$10,000, which is available in this capital budget line item. Once the walkway is built, it will add an additional 2,200 feet (.42 miles) of walkway to the Town's approximately 5 miles of existing maintained bike and pedestrian facilities which will require plowing, sanding and sweeping. We estimate this additional cost of manpower and equipment will not exceed \$1,000 per year.

Legal Review

Our attorney for these acquisitions is Dennis Poitras (he handled the acquisitions for the last few of our walkway projects). Atty. Poitras will work with us on these acquisitions and will handle the closings.

Recommendation

Provided there are no new issues raised at the public hearing, staff recommends the Council refer the project to the Planning & Zoning Commission for review under Connecticut General Statutes Section 8-24.

If the Town Council supports this request, the following motion would be in order:

Move, to refer the proposed North Eagleville Road Sidewalk Project to the Planning and Zoning Commission for review pursuant to Section 8-24 of the Connecticut General Statutes.

Attachments

- 1) Letter sent to abutters

TOWN OF MANSFIELD
DEPARTMENT OF PUBLIC WORKS



Lon R. Hultgren, Director of Public Works

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
MANSFIELD, CT 06268-2599
(860) 429-3331
Fax: (860) 429-6863
hultgrenlr@mansfieldct.org

May 28, 2010

Mansfield Residents/Property Owners on North Eagleville Road
(between Hunting Lodge Road and Northwood Road):

In cooperation with the University of Connecticut, the Town and University are planning to construct an off-road bikeway/walkway along the North side of North Eagleville Road between Hunting Lodge Road and Northwood apartments. This project has been on the Town's priority walkway listing for many years due to the foot traffic on North Eagleville Road in this area. Plans for this section of walkway are now close to being complete and the Town Council has scheduled a public hearing at its June 14, 2010 meeting for this project. The legal notice for this hearing is enclosed.

While the actual hearing is scheduled for 7:45 PM, there is another public hearing preceding it, so it may actually start a little later than 7:45 PM.

The plans for this project are available for viewing in the Town's Engineering offices at the Town Office building at 4 South Eagleville Road.

Please feel free to attend this meeting or to contact Tim Veillette, Project Engineer (429-3340) or me (429-3332) with any questions or concerns you may have. In addition, you can submit written or electronic comments on the project if you cannot attend this meeting.

After the public hearing, the plans will be finalized, easements or rights of entries will be obtained and a wetlands permit will be applied for, Construction is planned for later this calendar year.

Sincerely,

Lon Hultgren,
Director of Public Works

cc: Tim Veillette, Project Engineer
✓File

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**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *Matt*
CC: Maria Capriola, Assistant to Town Manager
Date: June 14, 2010
Re: Community-Campus Relations; Committee on Community Quality of Life

Subject Matter/Background

At its meeting on June 9, 2010, the Committee on Community Quality decided to ask the Council to add two alternate positions to its membership to enable the committee to achieve a quorum on a more regular basis and to broaden the committee's membership to include additional representatives from the community at-large. One of the benefits of creating alternate as opposed to additional regular positions is that the number of members needed to obtain a quorum would remain unchanged.

Recommendation

If the Town Council supports the committee's request, the following motion would be in order:

Move, effective June 14, 2010, to revise the composition of the Committee on Community Quality of Life to include the following members:

- 1) Three members of the Town Council*
- 2) One representative from the University of Connecticut*
- 3) Three citizen members*
- 4) Two alternate members*

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**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *Matt*
CC: Maria Capriola, Assistant to the Town Manager; John Jackman, Deputy Chief/Fire Marshal; David Dagon, Fire Chief; Dennis O'Brien, Town Attorney
Date: June 14, 2010
Re: Revision to the Ordinance Establishing a Fee Schedule for Fire Prevention Services

Subject Matter/Background

The State of Connecticut has adopted a State Fire Prevention Code that takes effect on July 1, 2010. The Fire Prevention Code has provisions for communities to adopt by ordinance fee schedules for construction document review and the issuing of use and occupancy permits for those uses and occupancies regulated by the Fire Prevention Code.

As may recall, an Ordinance Establishing a Fee Schedule for Fire Prevention Services was adopted by the Council in June of 2009 for plan reviews and new construction approvals conducted under the authority of the Connecticut Fire Safety Code. To date \$27,732.61 has been received.

The revised ordinance retains the fee schedule for plan review and construction approval (with copy editing to remove ambiguity), and has been revised to include the fee schedule provisions as authorized by the Connecticut Fire Prevention Code. Revenue generated by the use and occupancy permits is estimated to be approximately \$31,500 per year.

Financial Impact

The ordinance as proposed would provide a positive financial impact to the Town, with an estimate of \$31,500 in new revenue for the 2010/11 fiscal year.

Legal Review

The Town Attorney is reviewing the proposed amendment as to form.

Recommendation

At this point staff recommends that the Town Council schedule a public hearing at its next regular meeting to solicit public comment regarding the proposed revision of the Ordinance Establishing a Fee Schedule for Fire Prevention Services.

If the Council supports this recommendation, the following motion is in order:

Move, to schedule a public hearing for 8:00 PM at the Council's regular meeting on June 28, 2010 regarding a proposed revision of the Ordinance Establishing a Fee Schedule for Fire Prevention Services.

Attachments

- 1) Ordinance Establishing a Fee Schedule for Fire Prevention Services
- 2) Proposed Revision of the Ordinance Establishing a Fee Schedule for Fire Prevention Services
- 3) Connecticut Conference of Municipalities - CCM Research and Information: Fire Codes Information Kit



**Town of Mansfield
Code of Ordinances**

“An Ordinance Establishing a Fee Schedule for Fire Prevention Services”

Effective June 24, 2009

§ 122-14. Legislative authority.

Pursuant to Chapters 541, 98 and 99 of the Connecticut General Statutes, as amended, the following penalties and schedule of fees are hereby established regarding the provisions of the Connecticut Fire Safety Code, as amended.

§ 122-15. Schedule of fees.

- A. The fee for plan reviews for new construction, renovations, additions or modernization of buildings or structures shall be at the rate established in table 1, below. The basis upon which the fee is calculated shall be developed by the Building Department of the Town of Mansfield.
 - 1) Additional plan review time required due to changes or revisions to previously approved plans, or major redesigns after initial plan review shall be billed on an actual cost basis, but shall not exceed an amount equal to the original plan review fee.
- B. Certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are set forth in table 2, below.
- C. All plan review permit and certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are due and payable when an application is submitted to the Office of the Fire Marshal.
- D. Effective January 1, 2011 and January 1st of each year thereafter, certificate of occupancy fees (Table 2) shall be adjusted annually. The annual fee adjustment shall be revised and implemented on the first day of each year, beginning January 1, 2011, by an amount equal to the percentage change in the Consumer Price Index for the preceding year ending on June 30, as prepared by the Department of Labor, Bureau of Labor, or a replacement index applicable to the Town of Mansfield. Each such newly adjusted fee shall be rounded up to the next higher whole dollar amount.

§ 122-16. Refunds.

- A. When a permit or approval has been issued in accordance with the Connecticut Fire Safety Code and the owner/applicant abandons or discontinues the building project, or, if the permit is revoked by the Fire Marshal, the owner/applicant can make a written request for a refund. The fee for that portion of the work actually completed shall be computed and any excess fee shall be returned, except that a nonrefundable plan review/administrative minimum fee of \$40 or 15% of the cost of the permit, whichever is greater, will be retained at least.

- B. When a permit or approval application submitted under this section has been denied in accordance with the Connecticut Fire Safety Code, the owner/applicant can make a written request for a refund. Any excess fee shall be returned, less a nonrefundable plan review/administrative minimum fee of \$40 or 15% of the cost of the permit, whichever is greater.
- C. The Fire Marshal will calculate the refund due to the owner/applicant and forward it to the Finance Department for processing.

§ 122-17. Penalties for offenses.

- A. Starting work prior to obtaining approval from the Fire Marshal.
 - 1) A penalty of \$250 will be added to a permit fee for starting work without a permit.
 - 2) A penalty will not be assessed for emergency repair work.

§ 122-18. Agencies exempt from fees; exception.

Agencies of the Town of Mansfield and the Mansfield Board of Education are required to comply with the provisions of the Connecticut Fire Safety Code, as amended; but shall not be required to pay any permit fees mandated by said Fire Safety Code, any amendment thereto, or under any Town ordinance relating thereto.

§ 122-19. Savings Clause.

Should any court of competent jurisdiction declare any section or clause or provision of this Article to be illegal or unconstitutional, such decision shall affect only such section, clause or provision so declared illegal or unconstitutional, and shall not affect any other section, clause or provision of this Article.

Table 1.

Plan Review Fees for new construction, renovations, additions or modernization of buildings or structures

Fire Plan Review (Not Including R-3 Occupancies)	65% of the Building Permit Fee (100% for "Fast Track" Review)
Mechanical Plan Review (Fire Protection Systems)	100% of Building Permit Fee (135% for "Fast Track" Review)
Electrical Plan Review	35% of Building Permit Fee (70% for "Fast Track" Review)

Note: Fast track is an expedited plan review, which will be completed in one week or less.

Table 2. - These fees apply to multi-family residential (Not Including R-3 Occupancies) and commercial building permits for field inspections, approval and acceptance by the Office of the Fire Marshal.

Certificate of Occupancy Fees for field inspections, approval and acceptance

Floor Area	
0 - 10,000 sq. ft.	\$100.00
10,001 - 25,000 sq. ft.	\$200.00
25,001 - 50,000 sq. ft.	\$300.00
50,001 - 100,000 sq. ft.	\$500.00
100,001 - 200,000 sq. ft.	\$750.00
Greater than 200,001 sq. ft.	\$1,000.00
Manufactured Structures Set-Up Fee	\$25.00 per section, with a minimum fee of \$50.00 per permit

Proposed Fees – Fire Prevention Code and Fire Safety Code

§ XXX-1. Legislative authority.

Pursuant to Chapters 541, 98 and 99 of the Connecticut General Statutes, as amended, the following penalties and schedule of fees are hereby established regarding the provisions of the Connecticut Fire Prevention Code and Connecticut Fire Safety Code, as amended.

§ XXX-2. Schedule of fees.

- A. The fee for plan reviews for new construction, renovations, additions or modernization of buildings or structures shall be at the rate established in table 1, below. The basis upon which the fee is calculated shall be developed by the Building Department of the Town of Mansfield.
 - 1) Additional plan review time required due to changes or revisions to previously approved plans, or major redesigns after initial plan review shall be billed on an actual cost basis, but shall not exceed an amount equal to the original plan review fee.
- B. Certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are set forth in table 2, below.
- C. All plan review permit and certificate of occupancy inspection fees for new construction, renovations, additions or modernization of buildings or structures are due and payable when an application is submitted to the Office of the Fire Marshal.
- D. The owner or occupant of buildings that have any of the occupancy types listed in table 3 shall pay periodic inspection, permit, certificate, notice, or approval fees, according to fee schedule listed in Table 3. For the purposes of this section, “periodic inspection” means an inspection of the existing occupancy types listed in this section, as required by State of Connecticut Department of Public Safety regulations as authorized by Connecticut General Statutes § 29-291a and 29-292 and Connecticut General Statute § 29-305.
- E. Effective January 1, 2012 and January 1st of each year thereafter, the fees identified in tables 2, 3 and 4 shall be adjusted annually. The annual fee adjustment shall be implemented at the first of each year, beginning January 1, 2012, by an amount equal to the percentage change in the Consumer Price Index for the preceding year ending on June 30, as prepared by the Department of Labor, Bureau of Labor or a replacement index applicable to the Town of Mansfield. Each such newly adjusted fee shall be rounded to the next higher whole dollar.

§ XXX-3. Refunds.

- A. When a permit or approval has been issued in accordance with the Connecticut Fire Safety Code and/or Connecticut Fire Prevention Code and the owner/applicant abandons or discontinues the building project, or, if the permit is revoked by the Fire Marshal the owner/applicant can make a written request for a refund. That portion of the work actually completed shall be computed and any excess fee shall be returned, less a nonrefundable plan review/administrative fee equivalent to a minimum of \$40 or 15% of the cost of the permit, whichever is greater.

Proposed Fees – Fire Prevention Code and Fire Safety Code

- B. When a permit or approval application submitted under this section has been denied in accordance with the Connecticut Fire Safety Code and/or Connecticut Fire Prevention Code, the owner/applicant can make a written request for a refund. Any excess fee shall be returned, less a nonrefundable plan review/administrative fee equivalent to a minimum of \$40 or 15% of the cost of the permit, whichever is greater.
- C. The Fire Marshal will calculate the refund due to the owner/applicant and forward it to the Finance Department for process.

§ XXX-4. Penalties for offenses.

- A. Starting work prior to obtaining approval from the Fire Marshal.
 - 1) A penalty of \$250 will be added to a permit fee for starting work without a permit.
 - 2) A penalty will not be assessed for emergency repair work.
- B. Conducting an operation for which a permit is required by section 1.12.1 of the Connecticut Fire Prevention Code.
 - 1) A penalty of double the permit fee will be added to the permit fee for conducting an operation without a permit.
 - 2) A penalty will not be assessed for emergency repair work.

§ XXX-5. Agencies exempt from fees; exception.

Agencies of the Town of Mansfield and the Mansfield Board of Education are required to comply with the provisions of the Connecticut Fire Safety Code and Connecticut Fire Prevention Code, as amended; but shall not be required to pay any permit fees required under said Fire Safety Code or Fire Prevention Code, any amendment thereto or under any Town ordinance relating thereto.

§ XXX-6. Savings Clause.

Should any court of competent jurisdiction declare any section or clause or provision of this Article to be illegal or unconstitutional, such decision shall affect only such section, clause or provision so declared illegal or unconstitutional, and shall not affect any other section, clause or provision of this Article.

Proposed Fees – Fire Prevention Code and Fire Safety Code

TABLE 1. Plan Review Fee Schedule

Fire Plan Review (Not Including R-3 Occupancies)	65% of the Building Permit Fee (100% for "Fast Track" Review)
Mechanical Plan Review (Fire Protection Systems)	100% of Building Permit Fee (135% for "Fast Track" Review)
Electrical and all other Mechanical Plan Review	35% of Building Permit Fee (70% for "Fast Track" Review)

Fast track review is an expedited plan review, which will be conducted in five (5) business days or less.

Each request for "Fast Track Review" shall be evaluated on a case by case basis. Staff availability and current work load will be determining factors in granting a request for Fast Track Review. If the department is unable to complete the review in five (5) business days due to aforesaid factors, the request for a Fast Track Review will be denied. The applicant is responsible for ensuring that submitted construction plans and specifications are complete and, to the extent possible, code compliant when they are submitted for review.

Table 2. - These fees apply to multi-family residential (Not Including R-3 Occupancies) and commercial building permits for field inspections, approval and acceptance by the Office of the Fire Marshal.

Certificate of Occupancy Fee Schedule for field inspections, approval and acceptance

Gross Floor Area	Certificate of Occupancy Fee
0 - 10,000 sq. ft.	\$100.00
10,001 - 25,000 sq. ft.	\$200.00
25,001 - 50,000 sq. ft.	\$300.00
50,001 - 100,000 sq. ft.	\$500.00
100,001 - 200,000 sq. ft.	\$750.00
Greater than 200,001 sq. ft.	\$1,000.00
Manufactured Structures Set-Up Fee	\$25.00 per section, with a minimum fee of \$50.00 per permit

Proposed Fees – Fire Prevention Code and Fire Safety Code

Table 3 – Occupancy and Use Permit Fee Schedule. These fees apply to occupancies and operations regulated by the Connecticut Fire Prevention Code.

Permit Requirements		
Operations and Materials	Permit Required	Permit Fee
Aircraft Hangars	For servicing or repairing aircraft	\$ 100.00 per year
Airport Terminal Buildings	For operation	\$ 100.00 per year
Ambulatory Health Care occupancy	To operate a ambulatory health care occupancy	See Permit Fee Table 4
Ammonium Nitrate	For storage	\$ 250.00 per year
Apartment Buildings and Dormitories	To operate an apartment building or dormitory	See Permit Fee Table 4
Automobile Wrecking Yards	To operate automobile wrecking yards	\$ 100.00 per year
Battery System	To operate stationary lead-acid battery systems having an electrolyte capacity of more than 100 gal (379 L) in sprinklered buildings or 50 gal (189 L) in nonsprinklered buildings	\$ 75.00 per year
Business occupancies	To operate a business occupancy	See Permit Fee Table 4
Candles, Open Flames, and Portable Cooking	To use in connection with assembly areas, dining areas of restaurants, or drinking establishments	\$ 30.00 – Single Use \$ 60.00 – Multi-Use
Fairs – No rides	To conduct the events	\$ 50.00 per event
Cellulose Nitrate Film	For storage, handling, or use	\$ 100.00 per year
Cleanrooms	For operation	\$ 150.00 per year
Combustible Material Storage	To store more than 2500 ft ³ (70.8 m ³) gross volume	\$ 250.00 per year
Commercial Rubbish-Handling Operation	To operate	\$ 150.00 per year
Consumer Fireworks (1.4G)	For the sale, on-site handling, manufacture, and storage of consumer fireworks (1.4G)	\$ 150.00 per year
Covered Mall Buildings	Annual requirement for facilities that utilize mall area for exhibits or displays with 4 conditions	\$ 250.00 per year
Cutting and Welding Operation	For operations within a jurisdiction	\$ 30.00 – Single Use \$ 100.00 – Multi-Use
Day-care occupancies	To operate a day-care occupancy	See Permit Fee Table 4
Drycleaning Plants	To engage in business of drycleaning or to change to a more hazardous cleaning solvent	\$ 100.00 per year

Proposed Fees – Fire Prevention Code and Fire Safety Code

Permit Requirements (continued)

Operations and Materials	Permit Required	Permit Fee
Dust-Producing Operations	To operate a grain elevator, flour mill, starch mill, feed mill, or plant pulverizing aluminum, coal, cocoa, magnesium, spices, or sugar, etc.	\$ 250.00 per year
Educational occupancy	To operate an educational occupancy	See Permit Fee Table 4
Exhibit and Trade Shows	For operation of all exhibits and trade shows held within a jurisdiction	\$ 250.00 per event
Fire Hydrants and Water-Control Valves	To use a fire hydrant or operate a water-control valve intended for fire suppression purposes on private property	\$ 30.00 – Single Use \$ 100.00 – Multi-Use
Flame Effects	Use of flame effects before an audience	\$ 150.00 per event
Health Care facility	To operate a health care occupancy	See Permit Fee Table 4
High-Piled Combustible Storage	To use any building or portion thereof as a high-piled storage area exceeding 500 ft ² (46.45 m ²)	\$ 250.00 per year
Hot Work Operations	For hot work. For additional permit requirements for hot work operations, see 41.1.5	\$ 30.00 – Single Use \$ 100.00 – Multi-Use
Hotels and Bed and Breakfast Establishment	To operate a hotel, motel or bed and breakfast establishment	See Permit Fee Table 4
Industrial occupancies	To operate an industrial occupancy	See Permit Fee Table 4
Industrial Ovens and Furnaces	For operation of industrial ovens and furnaces covered by Chapter 51	\$ 100.00 per year
Liquid- or Gas-Fueled Vehicles	To display, compete, or demonstrate liquid- or gas-fueled vehicles or equipment in assembly buildings	\$ 30.00 – Single Use \$ 60.00 – Multi-Use
Lumberyards and Woodworking Plants	For storage of lumber exceeding 100,000 board ft	\$ 250.00 per year
Membrane Structures, Tents, and Canopies — Permanent	For construction, location, erection, or placement	\$ 100.00 per Structure
Membrane Structures, Tents, and Canopies — Temporary	To operate an air-supported temporary membrane structure or tent having an area in excess of 200 ft ² (18.6 m ²) or a canopy in excess of 400 ft ² (37.2 m ²). <i>Exception: Temporary membrane structures, tents, or canopy structures used exclusively for camping</i>	\$ 50.00 – Single Use \$ 100.00 – Multi-Use
Mercantile occupancies	To operate a mercantile occupancy	See Permit Fee Table 4

Proposed Fees – Fire Prevention Code and Fire Safety Code

Permit Requirements (continued)

Operations and Materials	Permit Required	Permit Fee
Organic Coatings	For operation and maintenance of a facility that manufactures organic coatings	\$ 150.00 per year
Parade Floats	To use a parade float for public performance, presentation, spectacle, entertainment, or parade	\$ 10.00 per Float
Places of Assembly, including Special Amusement Buildings	To operate a place of assembly	See Permit Fee Table 4
Pyrotechnics Before a Proximate Audience	For the display and use of pyrotechnic materials before a proximate audience	\$ 150.00 per Event
Refrigeration Equipment	To operate a mechanical refrigeration unit or system	\$ 50.00 per year
Repair Garages and Service Stations	For operation of service stations and repair garages	\$ 50.00 per year
Residential Board and Care occupancies	To operate a residential board and care occupancy	See Permit Fee Table 4
Rocketry Manufacturing	For the manufacturing of model rocket motors	\$ 250.00 per year
Rooftop Heliports	For operation of a rooftop heliport	\$ 250.00 per year
Special Outdoor Events, Carnivals, and Fairs	For the location and operation of special outdoor events, carnivals, and fairs	\$ 100.00 per Event
Special Structures and High-Rise Buildings	To operate special structures and high-rise buildings	See Permit Fee Table 4
Storage occupancies	To operate a storage occupancy	See Permit Fee Table 4
Tar Kettles	For placement of a tar kettle, permit shall be obtained prior to the placement of a tar kettle	\$ 30.00 – Single Use \$ 100.00 – Multi-Use
Tire-Rebuilding Plants	For operation and maintenance of a tire-rebuilding plant	\$ 150.00 per year
Tire Storage	To use an open area or portion thereof to store tires in excess of 1000 ft ³ (28.3 m ³)	\$ 150.00 per year
Torch-Applied Roofing Operation	For the use of a torch for application of roofing materials	\$ 30.00 – Single Use \$ 100.00 – Multi-Use
Wood Products	To store chips, hogged material, lumber, or plywood in excess of 200 ft ³ (5.7 m ³)	\$ 150.00 per year

- a. Single Use: (Valid - one time - one event - one venue) includes fire permit & fire inspection.
- b. Multi-Use: (Valid - 365 days per one calendar year and at multiple venues if configuration/process does not change) includes fire permit & fire inspection.

Proposed Fees – Fire Prevention Code and Fire Safety Code

Permit Fee

Table 4 – These fees apply to occupancies and operations regulated by the Connecticut Fire Prevention Code (see Table 3).

Gross Floor Area	Group 1	Group 2	Group 3	Group 4
	Annual Renewal Use and Occupancy Classifications: A-1, A-2, E, H-1, I-1 & R (Not Including R-3 Occupancies)	Biannual Renewal Use and Occupancy Classifications: A-3, H-2, I-3, I-4, B-Medical & B-College	Triennial Renewal Use and Occupancy Classifications: B, H-3, M, S-1, A-4 & A-5	Quadrennial Renewal Use and Occupancy Classifications: F-1, F-2, H-4, H-5, S-2 & U
0 - 3,000 sq. ft.	\$60	\$60	\$60	\$60
3,001 - 5,000 sq. ft.	\$95	\$95	\$95	\$95
5,001 - 7,500 sq. ft.	\$125	\$125	\$125	\$125
7,501 - 10,000 sq. ft.	\$135	\$135	\$135	\$135
10,001 - 12,500 sq. ft.	\$150	\$150	\$150	\$150
12,501 - 15,000 sq. ft.	\$170	\$170	\$170	\$170
15,001 - 17,500 sq. ft.	\$180	\$180	\$180	\$180
17,501 - 20,000 sq. ft.	\$190	\$190	\$190	\$190
20,001 - 30,000 sq. ft.	\$205	\$205	\$205	\$205
30,001 - 40,000 sq. ft.	\$230	\$230	\$230	\$230
40,001 - 50,000 sq. ft.	\$245	\$245	\$245	\$245
50,001 - 60,000 sq. ft.	\$260	\$260	\$260	\$260

Proposed Fees -- Fire Prevention Code and Fire Safety Code

Gross Floor Area	Group 1	Group 2	Group 3	Group 4
	Annual Renewal Use and Occupancy Classifications: A-1, A-2, E, H-1, I-1 & R (Not Including R-3 Occupancies)	Biannual Renewal Use and Occupancy Classifications: A-3, H-2, I-3, I-4, B-Medical & B-College	Triennial Renewal Use and Occupancy Classifications: B, H-3, M, S-1, A-4 & A-5	Quadrennial Renewal Use and Occupancy Classifications: F-1, F-2, H-4, H-5, S-2 & U
60,001 - 70,000 sq. ft.	\$275	\$275	\$275	\$275
70,001 - 100,000 sq. ft.	\$285	\$285	\$285	\$285
100,001 - 150,000 sq. ft.	\$305	\$305	\$305	\$305
150,001 - 200,000 sq. ft.	\$340	\$340	\$340	\$340
Over 200,000 sq. ft.	\$415	\$415	\$415	\$415

Fire Codes

*February 2010
Information Kit*



THE VOICE OF LOCAL GOVERNMENT

A CCM Research and
Information Service

Fire Codes

A CCM Research and Information Info Kit

For more information regarding this or any question please contact CCM Research and Information Service Department at (203) 498-3000 or research@ccm-ct.org.



THE VOICE OF LOCAL GOVERNMENT

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This publication is intended for general reference purposes only and is not intended to provide legal advice, opinions, or conclusions. If you have questions about particular legal issues, the application of the law to specific factual situations, or the interpretation of any statutes, ordinances, or case law referenced in this publication, CCM strongly recommends that you consult your attorney, certified public accountant, or other relevant party.

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February 2010

To: CCM Mayors, First Selectmen and Town Managers

From: CCM Fire Prevention Work Group¹

Re: **Sample Fire Prevention Ordinances**

Attached, among other information, are two draft ordinances for your consideration regarding local fire prevention services. These draft documents are intended to offer you a template when considering the option of implementing local fee schedules for fire prevention services, and to foster statewide uniformity among such local services.

✿ **Attachment A – Sample Fire Safety Code:** Some municipalities, such as Mansfield, have already adopted, and currently enforce, ordinances similar to this code. This draft document addresses existing statutory and regulatory provisions regarding the Fire Safety Code for new construction only.

✿ **Attachment B – Sample Fire Prevention Code & Fire Safety Code:** This draft document incorporates both provisions of the State Fire Safety Code and addresses anticipated provisions of State Fire Prevention Code (expected regulatory passage by the State by July 2010) – therefore, covering both old and new construction. This draft document is not meant for immediate adoption by local governments – and is intended for planning purposes only until the State Fire Prevention Code is officially codified.

CCM encourages you to review these attached sample ordinances with your appropriate department heads and to consider whether such templates, or amended versions, could benefit your individual communities.

###

Please feel free to contact Bob Labanara of CCM at (203) 498-3000 or rlabanara@ccm-ct.org for further questions regarding this issue.

¹ *Fire Prevention Work Group Members:* John Jackman, Deputy Chief/Fire Marshal, Mansfield; Larry Sutherland, Fire Marshal, Plainville; Mike Sinsigalli, Assistant Fire Chief/Deputy Fire Marshal, West Hartford; John Blaschik, Deputy State Fire Marshal.

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Introduction

Fires codes are ordinances adopted by State and local authorities that: define acceptable and prohibitive uses of *dangerous materials, equipment, and general items*; enforces fees, fines, inspections and penalties; and other preventative regulations, that can be enforced by local fire prevention services. Fire safety codes are accompanied by and/or supported by the State Building Code. Used together, these two codes are necessary for the construction, renovation, upgrading, or demolition of any property.

The two sample municipal ordinances attached are provided to act as a sample code for fire prevention and fire prevention fee schedules and can be used to provide a framework for codification. CCM urges any municipality interested in using the provided sample ordinances to contact and consult with your municipal attorney or corporation counsel *before acting on either or both codes*.

AUTHORITY TO ENACT

The legislative authority to have a fire prevention code and fire prevention fee and permit schedule comes from three distinct sections of the Connecticut General Statutes (CGS); Chapters 98, 99, and 541. Chapter 98, more specifically, §7-148(c)(4)(B), outlines a municipality's "authority to establish any means necessary to prevent fire hazards." Chapter 99 allows municipalities to create ordinances and Chapter 541 outlines and enforces the Connecticut State Building Code and State Fire Safety Code. Thus, these three laws provide for municipalities to enact an ordinance to prevent fire hazards, while following the State Building and Fire Safety Codes.

ATTACHMENTS

The first attachment, "Attachment A: Sample Ordinance - Connecticut Fire Safety Code Fee Schedule," provides an outline for establishing a fee schedule for fire services. Within this sample code, there are provisions for: legal authority to create such an ordinance, establishing fees, refunds, penalty enforcement, exemptions, and code safety.

The second attachment, "Attachment B: Sample Ordinance – Fire Prevention Code and Fire Safety Code," provides an outline for recognizing the Connecticut Fire Prevention Code and Connecticut Fire Safety Code as the same code for any municipality. Within this sample code, there are similar provisions as Attachment A, but includes tables for: (1) plan review permit fees, (2) certificate of occupancy fees, (3) permit requirements per operation/method, with associated fees, and (4) a grouping breakdown for different renewal schedules for various use and occupancy classifications, with associated fees.

ADDITIONAL INFORMATION

Recent updates to the State Fire Safety Code were in 1999, 2000, and again in 2005. The updates that occurred in 2005 spanned from administrative details to regulations regarding new construction, renovations, and changes of use. Included in this packet is a copy of the State Fire Safety Code. You can also obtain a copy by visiting the Connecticut Department of Public Safety, Office of the State Fire Marshal website.

Also included in this packet is a letter from the State Deputy Fire Marshal to all local fire marshals, deputy fire marshals, and lieutenants. This letter explains many of the most recent updates to the State Fire Safety Code. Further, there is a brief summary of recent, relevant Connecticut court cases that have justified the Fire Safety Code and provided municipalities with justifications for fire prevention services.

There are other resources available at the State Fire Marshal website, such as "Modification Application" forms, "Educational Sprinkler Waivers," listings of regulations and codes currently in effect, policy directives, information regarding fireworks and cigarettes, and more.

If you would like sample codes, charter excerpts, or other examples of municipal language, please feel free to contact CCM's Research and Information Services Department at (203) 498-3000 or at research@ccm-ct.org.

Section 1

Sample Fire Codes

Attachment A - Sample Fire Safety Code

Town of _____
Code of Ordinances

"An Ordinance Establishing a Fee Schedule for Fire Prevention Services"

§ XXX-1. Legislative authority.

Pursuant to Chapters 541, 98 and 99 of the Connecticut General Statutes, as amended, the following penalties and schedule of fees are hereby established regarding the provisions of the Connecticut Fire Safety Code, as amended.

§ XXX-2. Schedule of fees.

- A. The fee for plan reviews for new construction, renovations, additions or modernization of buildings or structures shall be at the rate established in table 1, below. The basis upon which the fee is calculated shall be developed by the Building Department of the Town of _____.
- 1) Additional plan review time required due to changes or revisions to previously approved plans, or major redesigns after initial plan review shall be billed on an actual cost basis but shall not exceed an amount equal to the original plan review fee.
- B. Certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are set forth in table 2, below.
- C. All plan review permit and certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are due and payable when an application is submitted to the Office of the Fire Marshal.
- D. Effective January 1, 2011, and January 1st of each year thereafter, certificate of occupancy fees (Table 2) shall be adjusted annually. The annual fee adjustment shall be revised and implemented on the first day of each year, beginning January 1, 2011, by an amount equal to the percentage change in the Consumer Price Index for the preceding year ending on June 30, as prepared by the Department of Labor, Bureau of Labor, or a replacement index applicable to the Town of _____. Each such newly adjusted fee shall be rounded up to the next higher whole dollar amount.

§ XXX-3. Refunds.

- A. When a permit or approval has been issued in accordance with the Connecticut Fire Safety Code and the owner/applicant abandons or discontinues the building project, or, if the permit is revoked by the Fire Marshal, the owner/applicant can make a written request for a refund. The fee for that portion of the work actually completed shall be computed and any excess fee shall be returned, except that a nonrefundable plan review/administrative minimum fee of \$40 or 15% of the cost of the permit, whichever is greater, will be retained at least.

- B. When a permit or approval application submitted under this section has been denied in accordance with the Connecticut Fire Safety Code, the owner/applicant can make a written request for a refund. Any excess fee shall be returned, less a nonrefundable plan review/administrative minimum fee of \$40 or 15% of the cost of the permit, whichever is greater.
- C. The Fire Marshal will calculate the refund due to the owner/applicant and forward it to the Finance Department for processing.

§ XXX-4. Penalties for offenses.

- A. Starting work prior to obtaining approval from the Fire Marshal.
 - 1) A penalty of \$250 will be added to a permit fee for starting work without a permit.
 - 2) A penalty will not be assessed for emergency repair work.

§ XXX-5. Agencies exempt from fees; exception.

Agencies of the Town of _____ and the _____ Board of Education are required to comply with the provisions of the Connecticut Fire Safety Code, as amended; but shall not be required to pay any permit fees mandated by said Fire Safety Code, any amendment thereto, or under any Town ordinance relating thereto.

§ XXX-6. Savings Clause.

Should any court of competent jurisdiction declare any section or clause or provision of this Article to be illegal or unconstitutional, such decision shall affect only such section, clause or provision so declared illegal or unconstitutional, and shall not affect any other section, clause or provision of this Article.

Table 1.

Plan Review Fees for new construction, renovations, additions or modernization of buildings or structures

Fire Plan Review (Not Including R-3 Occupancies)	65% of the Building Permit Fee (100% for "Fast Track" Review)
Mechanical Plan Review (Fire Protection Systems)	100% of Building Permit Fee (135% for "Fast Track" Review)
Electrical Plan Review	35% of Building Permit Fee (70% for "Fast Track" Review)

Note: Fast track is an expedited plan review, which will be completed in one week or less.

Table 2. - These fees apply to multi-family residential (Not Including R-3 Occupancies) and commercial building permits for field inspections, approval and acceptance by the Office of the Fire Marshal.

Certificate of Occupancy Fees for field inspections, approval and acceptance

Floor Area	
0 - 10,000 sq. ft.	\$100.00
10,001 - 25,000 sq. ft.	\$200.00
25,001 - 50,000 sq. ft.	\$300.00
50,001 - 100,000 sq. ft.	\$500.00
100,001 - 200,000 sq. ft.	\$750.00
Greater than 200,001 sq. ft.	\$1,000.00
Manufactured Structures Set-Up Fee	\$25.00 per section, with a minimum fee of \$50.00 per permit

SAMPLE

Attachment B - Sample Fire Prevention Code

§ XXX-1. Legislative authority.

Pursuant to Chapters 541, 98 and 99 of the Connecticut General Statutes, as amended, the following penalties and schedule of fees are hereby established regarding the provisions of the Connecticut Fire Prevention Code and Connecticut Fire Safety Code, as amended.

§ XXX-2. Schedule of fees.

- E. The fee for plan reviews for new construction, renovations, additions or modernization of buildings or structures shall be at the rate established in table 1, below. The basis upon which the fee is calculated shall be developed by the Building Department of the Town of _____.
- 1) Additional plan review time required due to changes or revisions to previously approved plans, or major redesigns after initial plan review shall be billed on an actual cost basis, but shall not exceed an amount equal to the original plan review fee.
- F. Certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are set forth in table 2, below.
- G. All plan review permit and certificate of occupancy inspection fees for new construction, renovations, additions or modernization of buildings or structures are due and payable when an application is submitted to the Office of the Fire Marshal.
- H. The owner or occupant of buildings that have any of the existing occupancy types listed in table 3 shall pay periodic inspection, permit, certificate, notice, or approval fees, according to fee schedule listed in Table 3. For the purposes of this section, "periodic inspection" means an inspection of the existing occupancy types listed in this section, as required by § 29-305 of the Connecticut General Statutes.
- I. Effective January 1, 2011 and January 1st of each year thereafter, the fees identified in tables 2, 3 and 4 shall be adjusted annually. The annual fee adjustment shall be implemented at the first of each year, beginning January 1, 2011, by an amount equal to the percentage change in the Consumer Price Index for the preceding year ending on June 30, as prepared by the Department of Labor, Bureau of Labor or a replacement index applicable to the Town of _____. Each such newly adjusted fee shall be rounded to the next higher whole dollar.

§ XXX-3. Refunds.

- D. When a permit or approval has been issued in accordance with the Connecticut Fire Safety Code and Connecticut Fire Prevention Code and the owner/applicant abandons or discontinues the building project, or, if the permit is revoked by the Fire Marshal the owner/applicant can make a written request for a refund. That portion of the work actually completed shall be computed and any excess fee shall be

returned, less a nonrefundable plan review/administrative fee equivalent to a minimum of \$40 or 15% of the cost of the permit, whichever is greater.

- E. When a permit or approval application submitted under this section has been denied in accordance with the Connecticut Fire Safety Code and Connecticut Fire Prevention Code, the owner/applicant can make a written request for a refund. Any excess fee shall be returned, less a nonrefundable plan review/administrative fee equivalent to a minimum of \$40 or 15% of the cost of the permit, whichever is greater.
- F. The Fire Marshal will calculate the refund due to the owner/applicant and forward it to the Finance Department for process.

§ XXX-4. Penalties for offenses.

- B. Starting work prior to obtaining approval from the Fire Marshal.
 - 1) A penalty of \$250 will be added to a permit fee for starting work without a permit.
 - 2) A penalty will not be assessed for emergency repair work.
- C. Conducting an operation for which a permit is required by section 1.12.1 of the Connecticut Fire Prevention Code.
 - 1) A penalty of double the permit fee will be added to the permit fee for conducting an operation without a permit.
 - 2) A penalty will not be assessed for emergency repair work.

§ XXX-5. Agencies exempt from fees: exception.

Agencies of the Town of _____ and the _____ Board of Education are required to comply with the provisions of the Connecticut Fire Safety Code and Connecticut Fire Prevention Code, as amended; but shall not be required to pay any permit fees required under said Fire Safety Code or Fire Prevention Code, any amendment thereto or under any Town ordinance relating thereto.

§ XXX-6. Savings Clause.

Should any court of competent jurisdiction declare any section or clause or provision of this Article to be illegal or unconstitutional, such decision shall affect only such section, clause or provision so declared illegal or unconstitutional, and shall not affect any other section, clause or provision of this Article.

TABLE 1.

Fire Plan Review (Not Including R-3 Occupancies)	65% of the Building Permit Fee (100% for "Fast Track" Review)
Mechanical Plan Review (Fire Protection Systems)	100% of Building Permit Fee (135% for "Fast Track" Review)
Electrical Plan Review	35% of Building Permit Fee (70% for "Fast Track" Review)

Note: Fast track is an expedited plan review, which will be conducted in one week or less.

Table 2. - These fees apply to multi-family residential (Not including R-3 Occupancies) and commercial building permits for field inspections, approval and acceptance by the Office of the Fire Marshal.

Certificate of Occupancy Fees for field inspections, approval and acceptance

Floor Area	
0 - 10,000 sq. ft.	\$100.00
10,001 - 25,000 sq. ft.	\$200.00
25,001 - 50,000 sq. ft.	\$300.00
50,001 - 100,000 sq. ft.	\$500.00
100,001 - 200,000 sq. ft.	\$750.00
Greater than 200,001 sq. ft.	\$1,000.00
Manufactured Structures Set-Up Fee	\$25.00 per section, with a minimum fee of \$50.00 per permit

Section 2

Connecticut General Statutes

**FIRE MARSHALS AND FIRE HAZARDS.
STATE FIRE PREVENTION CODE.
FIRE SAFETY CODE**

Sec. 29-291. (Formerly Sec. 29-39). Commissioner to serve as State Fire Marshal. For the purposes of this part and any other statute related to fire prevention and safety, the Commissioner of Public Safety shall serve as the State Fire Marshal. The commissioner may delegate such powers as the commissioner deems expedient for the proper administration of this part and any other statute related to fire prevention and safety to any employee of (1) the Department of Public Safety, and (2) The University of Connecticut at Storrs Division of Public Safety, provided the commissioner and the president of The University of Connecticut enter into a memorandum of understanding concerning such delegation of powers in accordance with section 10a-109ff.

Sec. 29-291a. State Fire Prevention Code: Adoption and revision. Advisory committee. Official interpretation. (a) The State Fire Marshal, in coordination with the advisory committee established under subsection (b) of this section, shall adopt and administer a State Fire Prevention Code based on a nationally recognized fire prevention code. Said code shall be used to enhance the enforcement capabilities of local fire marshals and for the purposes of prevention of fire and other related emergencies. Said code shall be adopted not later than October 1, 2008, and shall be revised thereafter as deemed necessary to incorporate any subsequent revisions to the code not later than eighteen months following the date of first publication of such revisions.

(b) There is established an advisory committee consisting of nine persons appointed by the State Fire Marshal. The State Fire Marshal shall appoint two members selected from a list of individuals submitted by the Codes and Standards Committee from the membership of said committee and seven members representing local fire marshals, deputy fire marshals and fire inspectors selected from a list of individuals submitted by the Connecticut Fire Marshals Association.

(c) The State Fire Marshal may issue official interpretations of the State Fire Prevention Code, including interpretations of the applicability of any provision of the code, upon the request of any person. The State Fire Marshal shall compile and index each interpretation and shall publish such interpretations at periodic intervals not exceeding four months.

Sec. 29-291b. State Fire Prevention Code: Variations, exemptions, equivalent or alternate compliance. The State Fire Marshal may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of the State Fire Prevention Code where strict compliance with such provisions would entail practical difficulty or unnecessary hardship, or is otherwise adjudged unwarranted, provided any such variation or exemption or approved equivalent or alternate compliance shall, in the

opinion of the State Fire Marshal, secure the public safety. Any application for a variation or exemption or equivalent or alternate compliance received by a local fire marshal shall be forwarded to the State Fire Marshal by first class mail not later than fifteen business days after the receipt of such application by the local fire marshal and accompanied by a letter containing the local fire marshal's comments on the merits of the application.

Sec. 29-291c. State Fire Prevention Code: Abatement of certain conditions, injunction, citation, penalties. (a) When the State Fire Marshal or a local fire marshal ascertains that there exists in any building, or upon any premises, a condition that violates the State Fire Prevention Code, the State Fire Marshal or local fire marshal shall order such condition remedied by the owner or occupant of such building or premises. Any such remedy shall be in conformance with all building codes, ordinances, rules and regulations of the municipality involved. Such owner or occupant shall be subject to the penalties prescribed by subsection (e) of this section and, in addition, may be fined fifty dollars a day for each day's continuance of each violation, to be recovered in a proper action in the name of the state.

(b) Upon failure of an owner or occupant to abate or remedy a violation pursuant to subsection (a) of this section within a reasonable period of time specified by the State Fire Marshal or the local fire marshal, the local fire marshal shall promptly notify, in writing, the prosecuting attorney having jurisdiction in the municipality in which such violation or condition exists of all of the relevant facts. The local fire marshal may request the chief executive officer, any official of the municipality authorized to institute actions on behalf of the municipality in which the hazard exists or the State Fire Marshal, to apply to any court of equitable jurisdiction for an injunction against such owner or occupant for the purpose of closing or restricting from public service or use the place or premises containing the violation or condition until the violation or condition has been remedied, or the State Fire Marshal may apply for such an injunction without such request.

(c) The State Fire Marshal or any local fire marshal empowered to enforce the State Fire Prevention Code may, as an alternative to issuing an order pursuant to subsection (a) of this section, give the owner or occupant a written citation for any violation of the State Fire Prevention Code. No such citation may be issued if the owner or occupant has been previously issued a citation for the same violation by the State Fire Marshal or the local fire marshal within six months prior to the current violation. Such citation shall contain the name and address, if known, of the owner or occupant, the specific offense charged and the time and place of the violation. The citation shall be signed by the State Fire Marshal or local fire marshal and shall be signed by the owner or occupant in acknowledgement that such citation has been received. The State Fire Marshal or local fire marshal shall, if practicable, deliver a copy of the citation to the owner or occupant at the time and place of the violation or shall use some other reasonable means of notification. Any person who is issued a citation for violation of any provision of the State Fire Prevention Code in accordance with this subsection shall be fined not more than two hundred fifty dollars.

(d) If a local fire marshal issues a citation pursuant to subsection (c) of this section, the

state shall remit to the municipalities in which the violations occurred ninety per cent of the proceeds of the fine and shall remit to the State Treasurer the remaining ten per cent. If the State Fire Marshal issues a citation pursuant to said subsection, the state shall remit to the State Treasurer the entire proceeds of the fine. Each clerk of the Superior Court or the Chief Court Administrator, on or before the thirtieth day of January, April, July and October in each year, shall certify to the Comptroller the amount due for the previous quarter under this subsection to each municipality served by the office of the clerk or official.

(e) In addition to the fine prescribed in subsection (a) of this section, any person who violates any provision of the State Fire Prevention Code shall be fined not less than two hundred dollars or more than one thousand dollars or be imprisoned not more than six months, or both.

Sec. 29-291d. State Fire Marshal review of local fire marshal decision re State Fire Prevention Code. Appeal. The State Fire Marshal shall review a decision by a local fire marshal upon the request of any person determined to have the right to appeal or when the State Fire Marshal has reason to believe that such official has misconstrued or misinterpreted any provision of the State Fire Prevention Code adopted pursuant to section 29-291a. If upon review and after consultation with such official the State Fire Marshal determines that a provision of the code has been misconstrued or misinterpreted, the State Fire Marshal shall issue an interpretation of such code and may issue any order the State Fire Marshal deems appropriate. Any such determination or order shall be in writing and sent to such local fire marshal by registered mail, return receipt requested. Any person aggrieved by a decision made by the State Fire Marshal in accordance with this section or a decision of the State Fire Marshal relating to the enforcement of the State Fire Prevention Code may appeal such decision to the superior court for the judicial district where the premises concerned are located.

Sec. 29-292. (Formerly Sec. 29-40). Fire Safety Code. Carbon monoxide and smoke detection and warning equipment. Certificate of occupancy. (a) The State Fire Marshal and the Codes and Standards Committee shall adopt and administer a Fire Safety Code and at any time may amend the same. The code shall be based on a nationally recognized model fire code and shall be revised not later than January 1, 2005, and thereafter as deemed necessary to incorporate advances in technologies and improvements in construction materials and any subsequent revisions to the code not later than eighteen months following the date of first publication of such revisions to the code, unless the State Fire Marshal and the committee certify that a revision is not necessary for such purpose. The regulations in said code shall provide for reasonable safety from fire, smoke and panic therefrom, in all buildings and areas adjacent thereto except in private dwellings occupied by one or two families and upon all premises except those used for manufacturing, and shall include provision for (1) carbon monoxide detection and warning equipment in new residential buildings not exempt under regulations adopted pursuant to this subsection and designed to be occupied by one or two families for which a building permit for new occupancy is issued on or after October 1, 2005, and (2) smoke detection and warning equipment in (A) residential buildings designed to be occupied by two or more families, (B)

new residential buildings designed to be occupied by one family for which a building permit for new occupancy is issued on or after October 1, 1978, requiring equipment complying with the Fire Safety Code, and (C) new residential buildings designed to be occupied by one or more families for which a building permit for new occupancy is issued on or after October 1, 1985, requiring equipment capable of operation using alternating current and batteries. Said regulations shall provide the requirements for markings and literature which shall accompany such equipment sufficient to inform the occupants and owners of such buildings of the purpose, protective limitations and correct installation, operating, testing, maintenance and replacement procedures and servicing instructions for such equipment and shall require that smoke detection and warning equipment which is installed in such residential buildings shall be capable of sensing visible or invisible smoke particles, that the manner and location of installing smoke detectors shall be approved by the local fire marshal or building official, that such installation shall not exceed the standards under which such equipment was tested and approved and that such equipment, when activated, shall provide an alarm suitable to warn the occupants, provided each hotel, motel or inn shall install or furnish such equipment which, when activated, shall provide a visible alarm suitable to warn occupants, in at least one per cent of the units or rooms in such establishment having one hundred or more units or rooms and in establishments having less than one hundred units or rooms, it shall install or furnish at least one such alarm. Said regulations shall provide the requirements and specifications for the installation and use of carbon monoxide detection and warning equipment and shall include, but not be limited to, the location, power requirements and standards for such equipment and exemptions for buildings that do not pose a risk of carbon monoxide poisoning due to sole dependence on systems that do not emit carbon monoxide.

(b) (1) No certificate of occupancy shall be issued for any residential building designed to be occupied by two or more families, or any new residential building designed to be occupied by one or more families for which a building permit for new occupancy is issued on or after October 1, 1978, unless the local fire marshal or building official has certified that said building is equipped with smoke detection and warning equipment complying with the Fire Safety Code.

(2) No certificate of occupancy shall be issued for any new residential building not exempt under regulations adopted pursuant to subsection (a) of this section and designed to be occupied by one or two families for which a building permit for new occupancy is issued on or after October 1, 2005, unless the local fire marshal or building official has certified that said building is equipped with carbon monoxide detection and warning equipment complying with the Fire Safety Code.

Sec. 29-293. (Formerly Sec. 29-41). Code to specify minimum requirements. Establishment of fire zones by municipalities. (a) The Fire Safety Code shall specify reasonable minimum requirements for fire safety in new and existing buildings and facilities.

(b) Any municipality may, by ordinance, require the establishment of one or more fire zones for the orderly access of fire and other emergency equipment to buildings or facilities open to the public. Any such ordinance may be in accordance with the (1) size, type of construction and nature of use or occupancy of such buildings or facilities, and (2) the fire suppression equipment and method of attack utilized by the fire department.

Sec. 29-294. (Formerly Sec. 29-42). Publication of code. The Fire Safety Code and all amendments to said code shall be registered with the Secretary of the State and published in accordance with section 4-173, and, in addition, a copy shall be provided to each local fire marshal, fire chief and building inspector, and such other governmental officials as request said code.

Sec. 29-295. (Formerly Sec. 29-43). Penalty for violation of code. Any person who violates any provision of the Fire Safety Code shall be fined not less than two hundred dollars or more than one thousand dollars or imprisoned not more than six months, or both.

Sec. 29-296. (Formerly Sec. 29-44). Variations or exemptions from code. The State Fire Marshal may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under the provisions of section 29-292 where strict compliance with such provisions would entail practical difficulty or unnecessary hardship, or is otherwise adjudged unwarranted, provided any such variation or exemption or approved equivalent or alternate compliance shall, in the opinion of the State Fire Marshal, secure the public safety. Any application for a variation or exemption or equivalent or alternate compliance received by a local fire marshal shall be forwarded to the State Fire Marshal by first class mail within fifteen business days of receipt by such local fire marshal and shall be accompanied by a letter from such local fire marshal that shall include comments on the merits of the application.

Sec. 29-296a. State Fire Safety Code: Variations, exemptions, equivalent or alternate compliance. Not later than January 1, 2003, the State Fire Marshal and the Codes and Standards Committee shall create a list of variations or exemptions from, or equivalent or alternate compliance with, the State Fire Safety Code granted relative to existing buildings in the last two calendar years and shall update such list biennially. Not later than April 1, 2003, the State Fire Marshal shall, within available appropriations, (1) send such list to all local fire marshals, (2) take appropriate actions to publicize such list, and (3) educate local fire marshals and the public on how to use the list.

Sec. 29-297. Appointment of local fire marshals, deputies and provisional fire marshals. (a) The board of fire commissioners or, in the absence of such board, any corresponding authority of each town, city or borough, or, if no such board or corresponding authority exists, the legislative body of each city, the board of selectmen of each town or the warden and burgesses of each borough, or, in the case of an incorporated fire district, the executive authority of such district shall appoint a local fire marshal and such deputy fire marshals as may be necessary. In making such appointment, preference

shall be given to a member of the regular or volunteer fire department of such municipality. Each local fire marshal shall be sworn to the faithful performance of his duties by the clerk of the town, city, borough or fire district and shall continue to serve in that office until removed for cause. Such clerk shall record his acceptance of the position of local fire marshal and shall report the same in writing to the State Fire Marshal within ten days thereafter, giving the name and address of the local fire marshal and stating the limits of the territory in which the local fire marshal is to serve.

(b) The board of fire commissioners or, in the absence of such board, any corresponding authority of each town, city or borough or, if no such board or corresponding authority exists, the legislative body of each city, the board of selectmen of each town or the warden and burgesses of each borough or, in the case of an incorporated fire district, the executive authority of such district may, upon the death, disability, dismissal, retirement or revocation of certification of the local fire marshal, and in the absence of an existing deputy fire marshal, appoint a certified deputy fire marshal as the acting fire marshal for a period not to exceed one hundred eighty days.

Sec. 29-298. (Formerly Sec. 29-45a). Certification of local fire marshals, deputies, inspectors and investigators. Continuing education programs. Certificate of emeritus. Immunity from personal liability. (a) The State Fire Marshal and the Codes and Standards Committee, acting jointly, shall adopt minimum standards of qualification for local fire marshals, deputy fire marshals, fire inspectors and such other classes of inspectors and investigators as they deem necessary. The State Fire Marshal and the Codes and Standards Committee shall (1) prepare and conduct oral, written or practical examinations to determine if a person is qualified and eligible to be certified, or (2) accept successful completion of programs of training developed by public agencies and approved by them as proof of qualification for certification eligibility, or (3) prepare and conduct a training program, the successful completion of which shall qualify a person to be certified. Upon determination of the qualification of a local fire official under subdivision (1), (2) or (3) of this subsection, the State Fire Marshal and the Codes and Standards Committee shall issue or cause to be issued a certificate to such person stating that the person is eligible to be certified. The State Fire Marshal and the Codes and Standards Committee shall establish classes of certification that will recognize the varying involvements of such local fire officials. Local fire marshals, deputy fire marshals, fire inspectors and other inspectors or investigators holding office in any municipality shall be certified in accordance with subdivision (1), (2) or (3) of this subsection. On or after October 1, 1979, no local fire marshal, deputy fire marshal, fire inspector or other inspector or investigator shall be appointed or hired unless such person is certified and any such person shall be removed from office if such person fails to maintain certification. The State Fire Marshal and the Codes and Standards Committee shall conduct educational programs designed to assist such local fire officials in carrying out the duties and responsibilities of their office. Such educational programs for local fire marshals, deputy fire marshals and fire inspectors shall be in addition to the programs specified under subdivisions (2) and (3) of this subsection and shall consist of not less than ninety hours of training over a three-year period. The State Fire Marshal and the Codes and Standards Committee shall establish the minimum hours of

training for the other classes of inspectors and investigators, which shall recognize the varying involvements of such officials. Each local fire official shall attend such training programs or other approved programs of training and present proof of successful completion to the State Fire Marshal. The State Fire Marshal may, after notice and opportunity for hearing, and with the participation of one or more members of the Fire Marshal Training Council, revoke any certificate issued under the provisions of this subsection for failure on the part of a local fire official to present such proof. Any appointed local fire marshal, deputy fire marshal or other inspector or investigator who wishes to retire his or her certificate may apply to the State Fire Marshal and the Codes and Standards Committee to have such certificate retired and be issued a certificate of emeritus. Such retired local fire official may no longer hold himself or herself out as a certified local fire official.

(b) No local fire marshal, deputy fire marshal, fire inspector or other inspector or investigator acting for a local fire marshal, who is charged with the enforcement of the Fire Safety Code and this chapter, may be held personally liable for any damage to persons or property that may result from any action that is required or permitted in the discharge of his official duties while acting for a municipality or fire district. Any legal proceeding brought against any such fire marshal, deputy fire marshal, fire inspector or other inspector or investigator because of any such action shall be defended by such municipality or fire district. No such fire marshal, deputy fire marshal, fire inspector or other inspector or investigator may be held responsible for or charged with the costs of any such legal proceeding. Any officer of a local fire marshal's office, if acting without malice and in good faith, shall be free from all liability for any action or omission in the performance of his official duties.

(c) Each certified deputy fire marshal, fire inspector or other inspector or investigator shall act under the direction and supervision of the local fire marshal while enforcing the Fire Safety Code and the provisions of this chapter. The local fire marshal may authorize, in writing, such deputy fire marshal or fire inspector to issue any permit or order under the provisions of this part or to certify compliance with the provisions of the Fire Safety Code, on his behalf.

Sec. 29-298a. Fire Marshal Training Council established. Duties. Members. There shall be established within the Department of Public Safety a Fire Marshal Training Council which shall advise the State Fire Marshal and the Codes and Standards Committee on all matters pertaining to (1) certification training programs, (2) decertification hearings, (3) in-service training for fire marshals in the state, and (4) programs for all other persons eligible to receive training pursuant to subsections (a) to (c), inclusive, of section 29-251c. The council shall be composed of twelve members as follows: The State Fire Marshal or his designee; a member of the Codes and Standards Committee to be elected by such committee; three members appointed by the Connecticut Fire Marshals' Association, one of whom shall be a volunteer, one of whom shall be a part-time paid, and one of whom shall be a full-time, local fire marshal, deputy fire marshal or fire inspector; one member appointed by the Board of Governors of Higher Education; two members appointed by the Board of

Trustees for the Community-Technical Colleges; the chief elected official of a municipality having a population in excess of seventy thousand persons, appointed by the Governor; the chief elected official of a municipality having a population of less than seventy thousand persons, appointed by the Governor; and two public members, appointed by the Governor. Members shall be residents of this state and shall not be compensated for their services but shall be reimbursed for necessary expenses incurred in the performance of their duties. The council may elect such officers as it deems necessary.

Sec. 29-298b. Complaints re negligence of local fire marshals, deputies or inspectors. Hearing prior to revocation of certificate. Appeal. Upon receipt of a written complaint from any person alleging that a local fire marshal, deputy fire marshal or fire inspector has performed the duties of his office in an incompetent or negligent manner, the State Fire Marshal shall investigate such complaint and if he determines that probable cause exists, shall hold a hearing on the complaint. The State Fire Marshal shall provide such local fire official with written notice of the date, time and place of a public hearing on the complaint to be held before the State Fire Marshal or the deputy fire marshal not less than ten nor more than twenty days after such notice, the specific grounds for revocation of such local fire official's certificate and a copy of the written complaint or complaints concerning him. Such local fire official shall have the opportunity to be heard in his own defense, personally or by counsel, at such public hearing. Following such hearing, the State Fire Marshal shall make a finding as to whether or not the certificate of such local fire official should be revoked. If the State Fire Marshal finds that such local official's certificate should be revoked, he shall revoke the certification and immediately notify the appointing authority of the municipality in which the local fire official serves that such certification has been revoked. Any local fire official whose certification is revoked may appeal in accordance with the provisions of section 4-183.

Sec. 29-299. (Formerly Sec. 29-46). Dismissal of local fire marshal. If a local fire marshal fails to faithfully perform the duties of his office, the appointing authority of the municipality in which he is serving shall, after proper inquiry, dismiss him and appoint another in his place. The State Fire Marshal shall be promptly notified of the removal from office of any local fire marshal and of the appointment of his successor.

Sec. 29-300. (Formerly Sec. 29-47). Hearing prior to dismissal. Appeal. No local fire marshal shall be dismissed unless he has been given notice in writing of the specific grounds for such dismissal and an opportunity to be heard in his own defense, personally or by counsel, at a public hearing before the authority having the power of dismissal. Such public hearing, unless otherwise specified by charter, shall be held not less than five nor more than ten days after such notice. Any person so dismissed may appeal within thirty days following such dismissal to the superior court for the judicial district in which such town, city or borough is located. Service shall be made as in civil process. Said court shall review the record of such hearing and, if it appears upon the hearing upon the appeal that testimony is necessary for an equitable disposition of the appeal, it may take evidence or appoint a referee or a committee to take such evidence as it may direct and report the same to the court with his or its findings of fact, which report shall constitute a part of the

proceedings upon which the determination of the court shall be made. The court, upon such appeal, and after a hearing thereon, may affirm the action of such authority, or may set the same aside if it finds that such authority acted illegally or arbitrarily or in the abuse of its discretion or with bad faith or malice.

Sec. 29-301. (Formerly Sec. 29-48). One fire marshal for several municipalities. Cities, towns and boroughs may, with the approval of the State Fire Marshal, unite in appointing one person to be local fire marshal for all of the jurisdictions so united, but no local fire marshal shall have any authority in any jurisdiction for which he has not been specifically appointed.

Sec. 29-302. (Formerly Sec. 29-49). Investigations. The local fire marshal shall, in accordance with the provisions of section 29-311, investigate the cause, origin and circumstances of any fire or explosion within his jurisdiction, by reason of which property has been destroyed or damaged, or any person injured or killed, or any incidents which threatened any property with destruction or damage or any person with injury or death by reason of fire or explosion, and shall especially investigate whether such fire was the result of an incendiary device or the result of carelessness, design or any criminal act; and the Commissioner of Public Safety as State Fire Marshal, or the deputy fire marshal under his direction, may supervise and direct such investigation.

Sec. 29-303. (Formerly Sec. 29-50). Reporting of fire emergencies. The fire chief or local fire marshal with jurisdiction over a town, city, borough or fire district where a fire, explosion or other fire emergency occurs shall furnish the State Fire Marshal a report of all the facts relating to its cause, its origin, the kind, the estimated value and ownership of the property damaged or destroyed, and such other information as called for by the State Fire Marshal on forms furnished by the State Fire Marshal, or in an electronic format prescribed by the State Fire Marshal. The fire chief or fire marshal may also submit reports regarding other significant fire department response to such fire or explosion, and such reports may be filed monthly but commencing January 1, 2008, such reports shall be filed not less than quarterly.

Sec. 29-304. (Formerly Sec. 29-51). Fee for investigations. The State Fire Marshal shall annually certify to each city, town and borough the number of fires investigated and reported by its local fire marshal, and such municipality so notified shall pay to its local fire marshal a fee of not less than two dollars for each such fire so investigated and reported, provided such fee shall not be paid to a local fire marshal who receives a salary from the municipality for performing such services.

Sec. 29-305. (Formerly Sec. 29-52). Inspections by local fire marshals. Reports. Schedule of inspections. (a) Each local fire marshal and the State Fire Marshal, for the purpose of satisfying themselves that all pertinent statutes and regulations are complied with, may inspect in the interests of public safety all buildings, facilities, processes, equipment, systems and other areas regulated by the State Fire Safety Code and the State Fire Prevention Code within their respective jurisdictions.

(b) Each local fire marshal shall inspect or cause to be inspected, at least once each calendar year or as often as prescribed by the State Fire Marshal pursuant to subsection (e) of this section, in the interests of public safety, all buildings and facilities of public service and all occupancies regulated by the State Fire Safety Code within the local fire marshal's jurisdiction, except residential buildings designed to be occupied by one or two families which shall be inspected, upon complaint or request of an owner or occupant, only for the purpose of determining whether the requirements specified in said codes relative to smoke detection and warning equipment have been satisfied.

(c) Upon receipt by the State Fire Marshal of information from an authentic source that any other building or facility within the State Fire Marshal's jurisdiction is hazardous to life safety from fire, the State Fire Marshal shall inspect such building or facility.

(d) Upon receipt by the local fire marshal of information from an authentic source that any other building or facility within the local fire marshal's jurisdiction is hazardous to life safety from fire, the local fire marshal shall inspect such building or facility. In each case in which the local fire marshal conducts an inspection, the local fire marshal shall be satisfied that all pertinent statutes and regulations are complied with, and shall keep a record of such investigations. Such local fire marshal or a designee shall have the right of entry at all reasonable hours into or upon any premises within the local fire marshal's jurisdiction for the performance of the fire marshal's duties except that occupied dwellings and habitations, exclusive of common use passageways and rooms in tenement houses, hotels and rooming houses, may only be entered for inspections between the hours of 9:00 a.m. and 5:00 p.m., except in the event of any emergency requiring immediate attention for safety to life, or in the interests of public safety. Each local fire marshal shall make a monthly report to the authority which appointed the local fire marshal and shall be paid for his or her services in making such inspections of buildings, facilities, processes, equipment, systems and other areas the compensation agreed upon with such appointing authority.

(e) The State Fire Marshal may adopt amendments to the State Fire Safety Code and the State Fire Prevention Code regarding requirements for the frequency of inspections of different building uses regulated by the codes and set forth a schedule of inspections, except for inspections of residential buildings designed to be occupied by three or more families, that are less frequent than yearly if the interests of public safety can be met by less frequent inspections.

Sec. 29-306. (Formerly Sec. 29-53). Abatement of fire hazards: Penalties.

Notification. Order to vacate. (a) When the local fire marshal ascertains that there exists in any building, or upon any premises, (1) combustible or explosive matter, dangerous accumulation of rubbish or any flammable material especially liable to fire, that is so situated as to endanger life or property, (2) obstructions or conditions that present a fire hazard to the occupants or interfere with their egress in case of fire, or (3) a condition in violation of the statutes relating to fire prevention or safety, or any regulation made pursuant thereto, the remedy of which requires construction or a change in structure, the

local fire marshal shall order such materials to be immediately removed or the conditions remedied by the owner or occupant of such building or premises. Any such removal or remedy shall be in conformance with all building codes, ordinances, rules and regulations of the municipality involved. Any person, firm or corporation which violates any provision of this subsection shall be fined not more than one hundred dollars or be imprisoned not more than three months, or both, and, in addition, may be fined fifty dollars a day for each day's continuance of each violation, to be recovered in a proper action in the name of the state.

(b) Upon failure of an owner or occupant to abate a hazard or remedy a condition pursuant to subsection (a) of this section within a reasonable period of time as specified by the local fire marshal, such local fire marshal shall promptly notify in writing the prosecuting attorney having jurisdiction in the municipality in which such hazard exists of all the facts pertaining thereto, and such official shall promptly take such action as the facts may require, and a copy of such notification shall be forwarded promptly to the State Fire Marshal. The local fire marshal may request the chief executive officer or any official of the municipality authorized to institute actions on behalf of the municipality in which the hazard exists, or the State Fire Marshal, for the purpose of closing or restricting from public service or use such place or premises until such hazard has been remedied, to apply to any court of equitable jurisdiction for an injunction against such owner or occupant; or the State Fire Marshal, on his own initiative, may apply to such court for such injunction. When such hazard is found to exist upon premises supervised or licensed by a state department or agency, the State Fire Marshal shall promptly notify the administrator of such department or agency of his findings and shall issue orders for the elimination of such hazard.

(c) If the local fire marshal or a local police officer determines that there exists in a building a risk of death or injury from (1) blocked, insufficient or impeded egress, (2) failure to maintain or the shutting off of any fire protection or fire warning system required by the State Fire Safety Code or State Fire Prevention Code, (3) the storage of any flammable or explosive material without a permit or in quantities in excess of any allowable limits pursuant to a permit, (4) the use of any firework or pyrotechnic device without a permit, or (5) exceeding the occupancy limit established by the State Fire Marshal or a local fire marshal, such fire marshal or police officer may issue a verbal or written order to immediately vacate the building. Such fire marshal or police officer shall notify the State Fire Marshal if such marshal or officer anticipates that any of the conditions specified in subdivisions (1) to (5), inclusive, of this subsection cannot be abated in four hours or less. A violation of such order shall be subject to the penalties under section 29-295.

Sec. 29-307. (Formerly Sec. 29-54a). Fire hazards in manufacturing establishments. When any local fire marshal ascertains that there exist, in any building, structure or premises used in the carrying on of manufacturing, including any building for which the Labor Commissioner has the power to enforce laws pertaining to the prevention of fires pursuant to section 29-390, dangerous accumulations of rubbish or flammable materials especially liable to fire which are so situated as to endanger life or property, or obstructions that interfere with the egress of the occupants in case of fire, or any condition in violation of the statutes relating to fire prevention or safety in manufacturing

establishments, he shall order such materials to be removed or the conditions to be remedied by the owner or occupants of such building or premises and shall promptly notify and report in writing such matters to the Labor Commissioner on forms provided by said commissioner.

Sec. 29-307a. Hazardous materials in manufacturing establishments. Notice to local fire marshal. Penalty. Distribution of information. (a) As used in this section:

(1) "Employer" means a person engaged in the operation of a manufacturing establishment who has employees, but does not mean the state or any political subdivision thereof.

(2) "Hazardous material" means any substance or material which (A) has been identified by the federal Department of Transportation as a hazardous material in the Code of Federal Regulations, Title 49, Part 172, Subpart B, section 172.101 and (B) meets the definitional requirements of the hazard classes established for such hazardous materials in the Code of Federal Regulations, Title 49, Part 173, Subparts C to J, inclusive.

(b) Each employer who uses, keeps, stores or produces any hazardous material in his manufacturing establishment shall, within thirty days, provide the local fire marshal for the area where the establishment is located with notice, in writing, of the presence or elimination of any hazardous material in his establishment. The notification shall include, but not be limited to, the following: The name of the hazardous material, its federal Department of Transportation identification number and designated hazard class, the maximum inventory quantity on site, the units of measure and the location in the establishment where it can normally be found. Any employer who fails to provide notice as required by this subsection shall be assessed a civil penalty of not more than one thousand dollars for each day such employer fails to provide such notice. The Attorney General, upon complaint of the local fire marshal, shall institute a civil action to recover such penalty. Any moneys collected in accordance with this section shall be deposited in the General Fund.

(c) Upon receipt of any notification required under the provisions of subsection (b) of this section, the local fire marshal shall distribute the information contained in such notice to the persons providing fire protection in each town, city or borough under his jurisdiction. Such information shall be in such form and distributed in such manner as the State Fire Marshal shall require. The local fire marshal shall provide a complete copy of any information submitted pursuant to subsection (b) of this section, upon written request, to the health director of the municipality in which the establishment is located. Notwithstanding the provisions of section 1-210, the local fire marshal, any firefighter, a municipal health director or any water company shall maintain the confidentiality of and not disclose such information to any person. Any local fire marshal, firefighter, municipal health director or any water company found to have disclosed such information in violation of this subsection shall have committed an infraction.

Sec. 29-307b. Notice to water companies of the presence or elimination of hazardous material. (a) Each employer shall provide the notice of the presence or elimination of hazardous material in his establishment required under section 29-307a to any water company that owns or maintains well fields or reservoirs on the watershed where the establishment is located, provided the water company submits a written request for such notice. Notwithstanding the provisions of this section, any employer reporting pursuant to the Superfund Amendments and Authorization Act of 1986, P.L. 99-499, shall not be required to provide notice under this section if the list of hazardous materials required to be reported under said act is as inclusive as the list required under said section 29-307a.

(b) As used in this section, "water company" means a water company supplying water to one thousand or more persons or to two hundred fifty or more customers and "employer" and "hazardous material" shall have the same meaning as in section 29-307a.

Sec. 29-308. (Formerly Sec. 29-55). State Fire Marshal may take original jurisdiction to abate fire hazards. The State Fire Marshal may take original jurisdiction for the abatement of any hazardous condition found by him or his agents to be contrary to the statutes or to the regulations made in accordance therewith, and shall report such condition to a prosecuting attorney. He shall have the right of entry by himself or by his lawful agents at all reasonable hours into or upon all or any premises where any such hazard may exist. The State Fire Marshal, upon receipt of information from the administrator of any state department or agency that a condition in any building or facility supervised or licensed in part or in whole by his department or agency is hazardous to life or is in violation of the statutes pertaining to fire prevention and safety or the regulations made in accordance therewith, shall make or cause to be made an inspection of such building or facility, and may take original jurisdiction for the abatement of such hazardous condition.

Sec. 29-308a. State Fire Marshal to set priorities for state residential facility improvement projects. The State Fire Marshal shall set priorities for projects funded by the proceeds of the sale of bonds of the state authorized for the improvement or renovation of state residential facilities or institutions in compliance with the State Fire Safety Code.

Sec. 29-309. (Formerly Sec. 29-56). Procedure for appeal. The Codes and Standards Committee shall establish a procedure whereby any person determined to have the right to appeal may appeal a decision of the local fire marshal or State Fire Marshal relating to the enforcement of any provision of the general statutes concerning the State Fire Safety Code not more than thirty days after the receipt of notice of the decision by the person aggrieved by such decision. Such procedure shall include the committee and shall be established in accordance with the provisions of chapter 54. Any person aggrieved by a decision made in accordance with such procedure may appeal therefrom to the superior court for the judicial district wherein the premises concerned are located.

Sec. 29-310. (Formerly Sec. 29-57). Investigation by State Fire Marshal of origin of fires or explosions. Order to remove combustible material or remedy flammable condition or fire hazard. Penalty. (a) The Commissioner of Public Safety as State Fire Marshal shall thoroughly investigate the cause, circumstances and origin of all fires or explosions to which his attention has been called, in accordance with the provisions of this part, by reason of which any property has been destroyed or damaged, or any person injured or killed, and shall especially examine and decide as to whether such fire was the result of carelessness, design, an incendiary device or any other criminal act. He may take the testimony under oath of any person supposed to be cognizant of or to have means of knowledge in relation to the matters as to which an examination is being made, and shall cause the same to be reduced to writing and filed in his office; and if, in his opinion, there is sufficient evidence to warrant that any person should be charged with the crime of arson or any other crime, he shall forthwith submit such evidence, together with the names of the witnesses and all other information obtained by him, to the proper prosecuting officer. He may, in any investigation, issue subpoenas for the purposes of summoning and compelling the attendance of witnesses before him to testify. He may administer oaths or affirmations to witnesses before him, and false swearing therein shall be perjury. He may, in the performance of his duties, enter, by himself or his assistants, into and upon the premises or building where any fire or explosion has occurred and premises thereto adjacent in accordance with the provisions of section 29-311.

(b) Whenever it comes to his knowledge or to the knowledge of any local fire marshal that there exists in any building or upon any premises combustible material or flammable conditions dangerous to the safety of such building or premises or dangerous to any other building or property, or conditions that present a fire hazard to the occupants thereof, the commissioner, or any local fire marshal, obtaining such knowledge, shall order such material to be forthwith removed or such conditions remedied by the owner or occupant of such building or premises, and such owner or occupant shall be subject to the penalties prescribed by section 29-295 and, in addition thereto, shall suffer a penalty of one hundred dollars a day for each day of neglect, to be recovered in a proper action in the name of the state.

Sec. 29-311. Fire investigations. Warrant requirements. Reports to Insurance Commissioner. (a) The Commissioner of Public Safety as State Fire Marshal, any local fire marshal within the local fire marshal's jurisdiction, and all duly authorized fire and police personnel acting within their jurisdiction may enter into and upon any premises or building where any fire or explosion has occurred and premises adjacent thereto, without liability for trespass or damages reasonably incurred, to conduct investigations in accordance with sections 29-302 and 29-310, under the following circumstances and conditions:

(1) During an emergency by reason of fire or explosion on any premises, they or any of them may, without a warrant, enter such premises during the suppression of the fire or explosion or within a reasonable period of time following the suppression thereof and remain for a reasonable period of time following the suppression of the fire or explosion to:

(A) Investigate in order to determine the cause and origin of the fire or explosion, (B)

prevent the intentional or unintentional destruction of evidence and (C) prevent a rekindling of the fire.

(2) After expiration of a reasonable period of time following the suppression of the fire or explosion, they or any of them shall apply in writing under oath to any judge of the Superior Court for a warrant to enter upon the premises to determine the cause and origin of the fire or explosion, if such cause or origin has not been previously determined. The application shall describe: (A) The premises under investigation, (B) the owner or occupant of the premises, if reasonably ascertainable, (C) the date and time the fire or explosion which is the subject of the investigation was reported to a police or fire agency, and (D) the dates and times during which the investigative activities to determine the cause and origin of such fire or explosion are to be conducted. The judge to whom an application for a warrant is made may issue such a warrant upon finding that the requirements of this subsection have been met, and that the proposed activities are a reasonable intrusion onto the private premises to determine the cause and origin of the fire or explosion.

(b) The Commissioner of Public Safety as State Fire Marshal shall, within available appropriations, provide quarterly reports to the Insurance Commissioner detailing all cases in which it has been determined that a fire or explosion was the result of arson.

Sec. 29-312. (Formerly Sec. 29-58). Power of Deputy State Fire Marshal. Rank. The Deputy State Fire Marshal appointed in accordance with the provisions of section 29-4 shall, subject to the supervision and direction of the Commissioner of Public Safety, be vested with all the powers conferred upon said commissioner by section 29-310.

Sec. 29-313. (Formerly Sec. 29-44a). Fire extinguishers. Regulations. (a) No fire extinguishing agent used in a fire extinguisher or fire extinguishing device may contain an active ingredient having a level of toxicity equal to or greater than the vapors of carbon tetrachloride or chlorobromomethane or the thermal decomposition products resulting therefrom.

(b) No fire extinguisher or fire extinguishing device containing an active agent having a level of toxicity equal to or greater than the vapors of carbon tetrachloride or chlorobromomethane or the thermal decomposition products resulting therefrom shall be used or installed for use in any school bus or motor vehicle used for the transportation of passengers for hire. The owner or operator of any such bus or vehicle who violates any provision of this subsection shall be fined not more than two hundred dollars or imprisoned not more than three months or both.

(c) Any person who sells, offers for sale or gives to another any fire extinguisher or fire extinguishing device, containing or designed to contain an active agent having an ingredient prohibited by subsection (a) of this section shall be subject to the penalties prescribed by section 29-295.

(d) The Commissioner of Public Safety shall adopt regulations in accordance with the

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provisions of chapter 54 prescribing requirements and specifications for the installation or use of fire extinguishers and extinguishing agents. In adopting such regulations, the commissioner may adopt by reference standards concerning the selection, installation, maintenance, design and testing of portable fire extinguishing equipment and extinguishing agents as set forth by the National Fire Protection Association.

Sec. 29-314. (Formerly Sec. 29-44b). Sale of fire extinguishers and flame-proofing compounds and coatings. Any person who sells, offers to sell or displays for sale any portable fire extinguisher or any flame-proofing or fire retardant coating or compound, unless such fire extinguisher, coating or compound has been tested, listed and rated as satisfactory for its intended purpose by a nationally recognized testing laboratory acceptable to the State Fire Marshal and, in the case of a fire extinguisher, unless such fire extinguisher contains no active agent having an ingredient prohibited by section 29-313, shall be subject to the penalties prescribed in section 29-295.

Sec. 29-315. (Formerly Sec. 29-44c). Fire extinguishing system required for certain buildings. (a)(1) When any building is to be built having more than four stories and is to be used for human occupancy, such building shall have an automatic fire extinguishing system approved by the State Fire Marshal on each floor.

(2) When any building is (A) to be built as an educational occupancy, (B) eligible for a school building project grant pursuant to chapter 173, and (C) put out to bid on or after July 1, 2004, such building shall have an automatic fire extinguishing system approved by the State Fire Marshal on each floor. As used in this subsection, "educational occupancy" has the same meaning as provided in the Fire Safety Code.

(3) The State Fire Marshal and the State Building Inspector may jointly grant variations or exemptions from, or approve equivalent or alternate compliance with, the requirement in subdivision (2) of this subsection, where strict compliance with such requirement would entail practical difficulty or unnecessary hardship or is otherwise adjudged unwarranted, provided (A) any such variation or exemption or approved equivalent or alternate compliance shall, in the opinion of the State Fire Marshal and the State Building Inspector, secure the public safety, and (B) the municipality in which such educational occupancy is located complies with all other fire safety requirements in the Fire Safety Code and the State Building Code with respect to such occupancy. If either the State Fire Marshal or the State Building Inspector determines that a variation or exemption from, or an equivalent or alternate compliance with, said subdivision (2) should not be permitted, no such variation or exemption, or equivalent or alternate compliance shall be granted or approved. Any determination made pursuant to this subdivision by the State Fire Marshal and the State Building Inspector shall be in writing. Any person aggrieved by any decision of the State Fire Marshal or the State Building Inspector, or both, may appeal to the Codes and Standards Committee no later than fourteen days after issuance of the decision. Any person aggrieved by any ruling of the Codes and Standards Committee may appeal to the superior court for the judicial district wherein such occupancy is located.

(b) Each hotel or motel having six or more guest rooms and providing sleeping accommodations for more than sixteen persons for which a building permit for new occupancy is issued on or after January 1, 1987, shall have an automatic fire extinguishing system installed on each floor in accordance with regulations adopted by the Commissioner of Public Safety.

(c) Not later than October 1, 1992, each hotel or motel having more than four stories shall have an automatic fire extinguishing system approved by the State Fire Marshal on each floor.

(d) (1) Not later than January 1, 1995, each residential building having more than four stories and occupied primarily by elderly persons shall have an automatic fire extinguishing system approved by the State Fire Marshal on each floor. Not later than January 1, 1994, the owner or manager of or agency responsible for such residential building shall submit plans for the installation of such system, signed and sealed by a licensed professional engineer, to the local fire marshal within whose jurisdiction such building is located or to the State Fire Marshal, as the case may be. For the purposes of this subsection, the phrase "occupied primarily by elderly persons" means that on October 1, 1993, or on the date of any inspection, if later, a minimum of eighty per cent of the dwelling units available for human occupancy in a residential building have at least one resident who has attained the age of sixty-five years.

(2) Each residential building having more than twelve living units and occupied primarily by elderly persons, as defined in subdivision (1) of this subsection, or designed to be so occupied, for which a building permit for new occupancy is issued or which is substantially renovated on or after January 1, 1997, shall have an automatic fire extinguishing system approved by the State Fire Marshal on each floor.

(e) No building inspector shall grant a building permit unless a fire extinguishing system as required by subsection (a) or (b) of this section is included in the final, approved building plans and no fire marshal or building inspector shall permit occupancy of such a building unless such fire extinguishing system is installed and operable. The State Fire Marshal may require fire extinguishing systems approved by him to be installed in other occupancies where they are required in the interest of safety because of special occupancy hazards.

(f) (1) Not later than July 31, 2006, each chronic and convalescent nursing home or rest home with nursing supervision licensed pursuant to chapter 368v shall have a complete automatic fire extinguishing system approved by the State Fire Marshal installed throughout such chronic and convalescent nursing home or rest home with nursing supervision. Not later than July 1, 2004, the owner or authorized agent of each such home shall submit plans for the installation of such system, signed and sealed by a licensed professional engineer, to the local fire marshal and building official within whose jurisdiction such home is located or to the State Fire Marshal, as the case may be, and shall apply for a building permit for the installation of such system. The owner or authorized agent shall notify the Department of Public Health of such submission.

(2) On or before July 1, 2005, and quarterly thereafter, each chronic and convalescent nursing home or rest home with nursing supervision licensed pursuant to chapter 368v shall submit a report to the local fire marshal describing progress in installing the automatic fire extinguishing systems required under subsection (a) of this section. In preparing such report each such nursing home or rest home shall conduct a facility risk analysis. Such analysis shall include, but not be limited to, an analysis of the following factors: Type of construction, number of stories and residents, safeguards in the facility, types of patients, travel distance to exits and arrangement of means of egress. After review of the report, the local fire marshal may require the nursing home or rest home to implement alternative fire safety measures to reduce the level of risk to occupants before installation of automatic fire sprinklers is completed.

(g) Any person who fails to install an automatic fire extinguishing system in violation of any provision of this section shall be subject to a civil penalty of not more than one thousand dollars for each day such violation continues. The Attorney General, upon request of the State Fire Marshal, shall institute a civil action to recover such penalty.

Sec. 29-315a. Submission of plan for fire safety training and education for employees of nursing homes and rest homes. On or before July 1, 2005, each chronic and convalescent nursing home or rest home with nursing supervision licensed pursuant to chapter 368v shall submit a plan for employee fire safety training and education to the Departments of Public Health and Public Safety and the Labor Department. Such plan shall, at a minimum, comply with standards adopted by the federal Occupational Safety and Health Administration, including, but not limited to, standards listed in 29 CFR 1910.38, 1910.39 and 1910.157, as adopted pursuant to chapter 571, or 29 USC Section 651 et seq., as appropriate. The commissioners shall review each such plan and may make recommendations they deem necessary. Once approved or revised, such plan shall not be required to be resubmitted until further revised or there is a change of ownership of the nursing or rest home.

Sec. 29-316. (Formerly Sec. 29-59). Regulation of fuel oil burners. "Fuel oil burner", as used in this section, means any device designed and arranged to burn fuel oil to obtain warmth in dwellings and other buildings or for cooking purposes. No fuel oil burner shall be sold, offered for sale or installed, unless such burner has been approved by a nationally recognized testing laboratory acceptable to the State Fire Marshal. The warden or burgesses of a borough, the selectmen of a town, the common council of a city or the commissioners of a fire district may enact rules and regulations for the installation of fuel oil burners, equipment therefor and fuel oil storage tanks. Any person who violates any provision of this section shall be fined not more than one hundred dollars.

Sec. 29-317. (Formerly Sec. 29-60). Regulation of installation of oil burners.
Variations or exemptions. (a) The Commissioner of Public Safety shall make regulations prescribing reasonable minimum requirements for the installation of oil burners and equipment used in connection therewith, including tanks, piping, pumps, control devices

and accessories. In adopting such regulations, the commissioner may adopt by reference standards concerning the installation of oil burners and equipment as set forth by the National Fire Protection Association for the prevention of injury to life and damage to property, and protection from hazards incident to the installation and operation of such oil burners and equipment.

(b) No regulation made in accordance with this section shall be inconsistent with the provisions of section 29-316, nor apply to premises used for manufacturing nor to public service companies as defined in section 16-1, nor impair the rights of municipalities to enact ordinances and make rules and regulations for the installation of oil burners and equipment so far as such ordinances, rules and regulations specify requirements equal to, additional to or more stringent than the regulations issued under the authority of this section.

(c) The Commissioner of Public Safety may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under the provisions of this section where strict compliance with such provisions would entail practical difficulty or unnecessary hardship or is otherwise adjudged unwarranted, provided any such variation, exemption, approved equivalent or alternate compliance shall, in the opinion of the commissioner, secure the public safety and shall be made in writing.

(d) Any person aggrieved by any such regulation or by any act of said commissioner in enforcing the same may apply for relief to the superior court for the judicial district of Hartford or for the judicial district in which such oil burner or equipment is located or, if said court is not in session, to any judge thereof, who may grant appropriate relief.

(e) Any person who, by himself or his employee or agent, or as the employee or agent of another, violates or fails to comply with any regulation promulgated under this section shall be fined not more than one hundred dollars or imprisoned not more than six months or both.

Sec. 29-318. (Formerly Sec. 29-60a). Space heaters prohibited. (a) As used in this section, "space heater" means any heating device having a barometric fed fuel control, which has a fuel supply tank located less than forty-two inches from the center of the burner, adapted for burning kerosene, range oil or No. 1 fuel oil. On and after November 1, 1966, no person shall sell, offer for sale, install, use or allow to be used a space heater in any building used in whole or in part as a place of human habitation.

(b) Any person who violates any provision of this section shall be fined not more than one hundred dollars.

Sec. 29-318a. Sale of unvented fuel-burning room heaters. On or after October 1, 1985, no new unvented fuel-burning room heater shall be sold or offered for sale in this state which has not been listed by a nationally recognized independent testing laboratory.

Sec. 29-318b. Use of unvented fuel-burning room heaters in multiple-family dwellings. Notice. (a) No unvented fuel-burning room heater shall be used in any residence other than a single-family residence unless such heater is fueled by natural gas or propane and is equipped with an oxygen depletion sensor.

(b) Any person who sells unvented fuel-burning room heaters shall post a sign next to any display of such heaters, informing consumers that such heaters shall not be used in any residence other than a single-family residence unless such heaters are fueled by natural gas or propane and are equipped with an oxygen depletion sensor.

Sec. 29-318c. Warning label. Regulations. (a) On or after October 1, 1985, each new unvented fuel-burning room heater other than heaters which are fueled by natural gas or propane and which are equipped with an oxygen depletion sensor, shall bear a label, located on the front panel of such heater, which shall include the warning specified in underwriter's laboratory standard number 647, as revised.

(b) Warning labels affixed to unvented kerosene burning heaters shall state that consumers shall burn only kerosene labeled 1-K in accordance with the standards of the American Society for Testing Materials in such heaters.

(c) The Commissioner of Consumer Protection may adopt regulations in accordance with the provisions of chapter 54 requiring the inclusion of additional warnings or information in brochures or other written material accompanying such heaters.

Sec. 29-319. (Formerly Sec. 29-61). Fuel emergency. As used herein, "emergency" means the existence in any community of general distress because of a shortage of fuel, or threatened distress because of probable shortage of fuel, when public proclamation to that effect is made by the Governor; "hoard" means the withholding by any person, firm or corporation dealing in fuel of the same from sale or delivery at a reasonable price during an emergency, and "profiteer" means to hold for sale, or sell, fuel at an excessive profit, or charge an excessive rate or place unreasonable restrictions or conditions upon the sale, delivery or transportation of fuel. Whenever the Governor, by public proclamation, declares that an emergency exists, the provisions hereof may be enforced from the date of such proclamation until, in like manner, he declares the emergency at an end. During such emergency, no person, firm or corporation, and no employee of any person, firm or corporation, shall hoard or profiteer in fuel, or hinder or obstruct or in any way interfere with its prompt sale, distribution or transportation. Each person, firm or corporation dealing in fuel shall make and keep accurate and complete written records of all transactions concerning the same, showing, as to each purchase and sale, the date, kind, quantity and price, the name and address of the vendor and vendee and the identity of the agency of delivery. No person, firm or corporation shall knowingly give any false, deceiving or misleading information, or knowingly engage in any transaction that is calculated to create false, deceiving or misleading information, or knowingly incorporate or permit to remain in his or its books, accounts or other printed or written record any information that is calculated to create or convey false, deceiving or misleading information essential to the

ascertainment of the facts concerning his or its dealings and profit in fuel. During any emergency, the Labor Commissioner, any member of the Labor Department under his direction and any local fire marshal shall have and exercise, in the enforcement of this section, the same powers of investigation, as far as applicable, as are conferred upon local fire marshals under the provisions of this part, and the commissioner, in the enforcement of this section, shall have and exercise the same powers, as far as applicable, as are conferred upon the Commissioner of Public Safety by the provisions of section 29-310. Any person, firm or corporation violating any provision of this section shall be fined not more than one thousand dollars or imprisoned not more than six months or both.

Sec. 29-320. (Formerly Sec. 29-62). Regulations concerning flammable or combustible liquids. The Commissioner of Public Safety shall make and enforce, and may amend, reasonable regulations concerning the safe storage, use, transportation by any mode and transmission by pipeline of flammable or combustible liquids. In adopting such regulations, said commissioner may adopt by reference standards concerning flammable or combustible liquids as set forth by the National Fire Protection Association for the prevention of damage to property and injury to life, and protection from hazards incident to the storage, use, transportation by any mode and transmission by pipeline of such liquids. Such regulations shall not apply to electric, electric distribution and gas companies, as defined in section 16-1.

Sec. 29-321. (Formerly Sec. 29-63). Variations or exemptions. The Commissioner of Public Safety may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under the provisions of section 29-320 where strict compliance with such provisions would entail practical difficulty or unnecessary hardship or is otherwise adjudged unwarranted, provided any such variation, exemption, approved equivalent or alternate compliance shall, in the opinion of the commissioner, secure the public safety.

Sec. 29-322. (Formerly Sec. 29-64). Inspections by local fire marshal of cargo tank motor vehicle used to transport flammable or combustible liquids. No person shall operate, and no owner shall permit the operation of, a cargo tank motor vehicle, as defined in the Code of Federal Regulations Title 49, Section 171.8, as amended from time to time, used for the transportation of flammable or combustible liquids until such vehicle has been inspected in accordance with the provisions of this section. Each local fire marshal shall inspect once each year, and more often if necessary, all tanks and cargo tank motor vehicles located in his jurisdiction and used for the storage or transportation of flammable or combustible liquids, and shall promptly report to the Commissioner of Public Safety each definite hazard so found. All such inspections shall be made in accordance with the regulations provided for in section 29-320. The local fire marshal of the city, town or borough in which the vehicle is registered by the Commissioner of Motor Vehicles shall issue for each vehicle inspected and approved a certificate furnished by the Commissioner of Public Safety which shall be carried in the vehicle and kept with the certificate of registration for such vehicle at all times. No city, town or borough, other than the one in which the vehicle is registered by the Commissioner of Motor Vehicles, shall require any

further inspection or cause any further inspection to be made, or exact any license fees for such inspection, or exact any license fees for the transportation of flammable or combustible liquids into or out of such city, town or borough.

Sec. 29-323. (Formerly Sec. 29-65). Appeal. Any person aggrieved by any such regulation or any act of said commissioner in enforcing the same may apply for relief to the superior court for the judicial district of Hartford or for the judicial district in which such plant or equipment is located or, if said court is not in session, to any judge thereof, who may grant appropriate relief.

Sec. 29-324. (Formerly Sec. 29-66). Penalty. Any person who, by himself or his employee or agent, or as the employee or agent of another, violates any regulation promulgated under section 29-320, or who operates or permits the operation of a motor vehicle in violation of section 29-322, shall be fined not more than five hundred dollars or imprisoned not more than six months or both for the first offense, and not less than five hundred dollars nor more than one thousand dollars or imprisoned not more than one year or both for each subsequent offense. If death or injury results from any such violation, the fine shall be not more than ten thousand dollars and the period of imprisonment not more than ten years or both.

Sec. 29-325. (Formerly Sec. 29-67). Fire hazards in dry cleaning; regulations. The Commissioner of Public Safety shall adopt regulations in accordance with the provisions of chapter 54 providing reasonable safeguards for the prevention and control of fire and explosion hazards incident to the business of dry cleaning and for the protection of employees and the public. In adopting such regulations, the commissioner may adopt by reference standards concerning dry cleaning operations as set forth by the National Fire Protection Association. Notwithstanding the provisions of this section, the Labor Commissioner shall regulate the storage, handling and use of cleaning fluids, dyes and other materials and methods of operation of dry cleaning and dry dyeing in places of employment insofar as such activities relate to employee health and safety, provided such regulations shall be no less stringent than those regulations adopted by the Commissioner of Public Safety pursuant to this section.

Sec. 29-326. (Formerly Sec. 29-68). Local fire marshals to enforce regulations. Each local fire marshal shall enforce such regulations throughout his jurisdiction, and shall inspect, at least once each year and at such other times as it appears necessary, all places where dry cleaning or dry dyeing is done. Each local fire marshal shall make written orders concerning any failure to comply with such regulations and for the abatement of any fire hazard or casualty hazard related thereto found upon inspection.

Sec. 29-327. (Formerly Sec. 29-69). Appeal. Any person aggrieved by any regulation or order made under the provisions of section 29-325 or 29-326 may appeal to the superior court for the judicial district where he resides or, if said court is not in session, to a judge thereof, which court or judge may grant appropriate relief.

Sec. 29-328. (Formerly Sec. 29-70). Penalty. Any person who, by himself or by his employee or agent, violates or fails to comply with any such regulation or any order made by the State Fire Marshal or by any local fire marshal having jurisdiction for the abatement of any fire or casualty hazard found on premises where dry cleaning or dry dyeing is done shall be fined not more than two hundred dollars or imprisoned not more than sixty days or both.

Sec. 29-329. (Formerly Sec. 29-70a). Regulations concerning installation and operation of gas equipment and piping. Variations or exemptions. (a) The State Fire Marshal shall make regulations prescribing reasonable minimum requirements for the installation and operation of gas equipment and gas piping. In the writing of such regulations said fire marshal may adopt by reference standards concerning gas equipment and piping installation as set forth by the National Fire Protection Association for the prevention of injury to life and damage to property and protection from hazards incident to the installation and operation of such gas equipment and piping.

(b) No regulation made in accordance with this section shall apply to premises used for manufacturing or to public service companies, as defined in section 16-1, nor shall any such regulation impair the rights of municipalities to enact ordinances and make rules and regulations for the installation of gas equipment and gas piping so far as such ordinances, rules and regulations specify requirements equal or additional to or more stringent than the regulations issued under the authority of this section.

(c) The State Fire Marshal may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under the provisions of this section where strict compliance with such provisions would entail practical difficulty or unnecessary hardship or is otherwise adjudged unwarranted, provided any such variation, exemption, approved equivalent or alternate compliance shall, in the opinion of the State Fire Marshal, secure the public safety and shall be made in writing.

(d) Any person aggrieved by any such regulation or by any act of said Fire Marshal in enforcing the same may apply for relief to the superior court for the judicial district of Hartford or for the judicial district in which such gas equipment or gas piping is located or, if said court is not in session, to any judge thereof, who may grant appropriate relief.

(e) Any person who, by himself or his employee or agent or as the employee or agent of another, violates or fails to comply with any regulation adopted under this section shall be fined not more than one hundred dollars or imprisoned not more than six months or both.

Sec. 29-330. (Formerly Sec. 29-71). Definitions. The term "liquefied petroleum gas", as used in sections 29-331 and 29-332, means and includes any material which is composed predominantly of any of the following hydrocarbons or mixtures of the same: Propane, propylene, butane, normal or isobutane and butylene. The term "liquefied natural gas", as used in sections 29-331 and 29-332, means a fluid in the liquid state composed

predominantly of methane and which may contain minor quantities of ethane, propane, nitrogen or other components normally found in natural gas.

Sec. 29-331. (Formerly Sec. 29-72). Regulations concerning liquefied petroleum gas and liquefied natural gas. The Commissioner of Public Safety shall make reasonable regulations concerning the safe storage, use, transportation by any mode and transmission by pipeline of liquefied petroleum gas. Regulations concerning safe storage shall specify standards to ensure maximum security against unauthorized entry into storage areas where liquefied petroleum gas or liquefied natural gas is stored. In adopting such regulations, said commissioner may adopt by reference standards concerning liquefied petroleum gas as set forth by the National Fire Protection Association for the prevention of damage to property and injury to life, and protection from hazards incident to the storage, use, transportation by any mode and transmission by pipeline of such gas, with particular reference to the design, construction, location and operation of liquefied petroleum gas installations. Such regulations shall not apply to electric, electric distribution and gas companies as defined in section 16-1.

Sec. 29-332. (Formerly Sec. 29-73). Inspections by local fire marshal of cargo tank motor vehicle used to transport gas. No person shall operate, and no owner shall permit the operation of, a cargo tank motor vehicle, as defined in the Code of Federal Regulations Title 49, Section 171.8, as amended from time to time, used for the transportation of liquefied petroleum gas or liquefied natural gas until such vehicle has been inspected in accordance with the provisions of this section. The local fire marshal of each town, city and borough shall inspect once annually, and more often if necessary, all bulk storage tanks, equipment and cargo tank motor vehicles at bulk storage plant installations in his jurisdiction and utilized for the storage or transportation of liquefied petroleum gas or liquefied natural gas, and shall promptly report to the Commissioner of Public Safety each hazard found in such inspection. All such inspections shall be made in accordance with regulations established under the provisions of section 29-331. The local fire marshal of the city, town or borough in which the vehicle is registered by the Commissioner of Motor Vehicles shall issue for each vehicle, inspected and approved, a certificate furnished by the Commissioner of Public Safety which shall be carried in the vehicle and kept with the certificate of registration for such vehicle at all times. No municipality other than the one in which the vehicle is registered by the Commissioner of Motor Vehicles shall require any further inspection or cause any further inspection to be made, or exact any license fees for such inspection, or exact any license fees for the transportation of liquefied petroleum gas or liquefied natural gas into or out of such municipality.

Sec. 29-333. (Formerly Sec. 29-74). Variations or exemptions. The Commissioner of Public Safety may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under the provisions of section 29-331 where strict compliance with such provisions would entail practical difficulty or unnecessary hardship, or is otherwise adjudged unwarranted, provided any such variation or exemption or approved equivalent or alternate compliance shall, in the opinion of the commissioner, secure the public safety.

Sec. 29-334. (Formerly Sec. 29-75). Appeal. Any person aggrieved by any regulation under the provisions of section 29-331 or by any act of the commissioner in enforcing the same may apply for relief to the superior court for the judicial district of Hartford or for the judicial district in which such plant, tank or equipment is located or in which such vehicle is registered or, if said court is not in session, to any judge thereof, who may grant appropriate relief.

Sec. 29-335. (Formerly Sec. 29-76). Penalty. Any person who, by himself or herself or by such person's employee or agent, or as the employee or agent of another, violates or fails to comply with any regulation promulgated under section 29-331, or who operates or permits the operation of a motor vehicle in violation of section 29-332, shall be fined not more than five hundred dollars or imprisoned not more than six months, or both, for the first offense, and not less than five hundred dollars or more than one thousand dollars or imprisoned not more than one year, or both, for each subsequent offense. If death or injury results from any such violation, the fine shall be not more than ten thousand dollars and the period of imprisonment not more than ten years, or both.

Sec. 29-335a. Transportation and handling of propane gas. Definitions. Penalty. (a) As used in this section, "propane gas container" means a refillable tank or cylinder containing propane gas which has a cylinder valve attached thereto, but does not include a fuel tank which is a component part of a vehicle; "container valve plug" means a fully threaded plug made of substantial material fitted with a large hexagon nut or hand wheel for tightening which is designed to prevent the flow of gas if the container valve is opened and to release trapped pressure except when fully inserted in the container; and "approved quick closing coupling" means a valve assembly provided with a quick coupling device which shuts off the flow of propane gas when not connected for use.

(b) No propane gas filling facility may release a propane gas container to a customer for transportation in any enclosed vehicle unless a fitted container valve plug is fully inserted in the container or the container has an approved quick closing coupling. No person may (1) transport a propane gas container in any enclosed vehicle unless a fitted container valve plug is fully inserted in the container, or the container has an approved quick closing coupling, and such container is transported in an upright position and secured to prevent movement, (2) leave a propane gas container unattended in any vehicle or in an area accessible to the public unless a fitted container valve plug is fully inserted in the container or the container has an approved quick closing coupling, or (3) remove a container valve plug from a propane gas container except to fill the container or connect such container for use.

(c) Any person who, by himself or by his employee or agent, or as the employee or agent of another, violates or fails to comply with any provision of this section, shall, upon a first conviction, be fined not more than five hundred dollars. Upon any subsequent conviction, any such person shall be fined not less than five hundred dollars nor more than one thousand dollars. If death or injury results from any such violation, such person shall be

fined not more than ten thousand dollars.

Sec. 29-336. (Formerly Sec. 29-77). Hazardous chemicals. Definitions. As used in sections 29-336 to 29-341, inclusive, "hazardous chemicals" means any materials which are highly flammable or which may react to cause fires or explosions, or which by their presence create or augment a fire or explosion hazard, or which because of their toxicity, flammability or liability to explosion render fire fighting abnormally dangerous or difficult; also flammable liquids which are chemically unstable and which may spontaneously form explosive compounds, or undergo spontaneous reactions of explosive violence, or with sufficient evolution of heat to be a fire hazard; and shall include such materials as compressed gases, liquefied gases, flammable solids, corrosive liquids, oxidizing materials, potentially explosive chemicals, highly toxic materials and poisonous gases. "Compressed gas" means any mixture or material having in the container either an absolute pressure exceeding forty pounds per square inch at seventy degrees Fahrenheit, or an absolute pressure exceeding one hundred four pounds per square inch at one hundred thirty degrees Fahrenheit, or both; or any liquid flammable material having a vapor pressure exceeding forty pounds per square inch at one hundred degrees Fahrenheit. "Corrosive liquids" means those acids, alkaline caustic liquids and other corrosive liquids which, when in contact with living tissue, will cause severe damage of such tissue by chemical action; or are liable to cause fire when in contact with organic matter or with certain chemicals. "Flammable solid" means a solid substance, other than one classified as an explosive, which is liable to cause fires through friction, through absorption of moisture, through spontaneous chemical changes or as a result of retained heat from manufacturing or processing. "Highly toxic materials" are materials so toxic to man as to afford an unusual hazard to life and health during fire fighting operations, including parathion, malathion, TEPP (tetraethyl phosphate), HETP (hexaethyl tetraphosphate), and similar insecticides and pesticides. "Oxidizing materials" means substances such as chlorates, permanganates, peroxides or nitrates, which yield oxygen readily to stimulate combustion. "Poisonous gas" means and includes any noxious gas of such nature that a small amount of the gas when mixed with air is dangerous to life, including chlorpicrin, cyanogen, hydrogen cyanide, nitrogen peroxide and phosgene. "Potentially explosive chemical" means any chemical substance, other than one classified as an explosive, which can be exploded by heat or shock when it is unconfined and unmixed with air or other materials. "Vapor pressure" means the pressure, measured in pounds per square inch (absolute), exerted by a volatile liquid as determined by the nationally recognized good practice known as the Reid method.

Sec. 29-337. (Formerly Sec. 29-78). Regulations concerning hazardous chemicals. The Commissioner of Public Safety shall make reasonable regulations in accordance with the provisions of chapter 54 concerning the safe storage, transportation by any mode and transmission by pipeline of hazardous chemicals. In adopting such regulations, said commissioner may adopt by reference standards as set forth in the Code of Federal Regulations Title 49, Parts 100 through 199, as amended, and standards concerning hazardous chemicals as set forth by the National Fire Protection Association for the prevention of damage to property and injury to life, and protection from hazards incident to the storage, transportation by any mode and transmission by pipeline of such chemicals.

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Sec. 29-338. (Formerly Sec. 29-79). Variations or exemptions. The Commissioner of Public Safety may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under section 29-337 where strict compliance with such provisions would entail practical difficulty or unnecessary hardship or is otherwise adjudged unwarranted; provided any such variation or exemption or approved equivalent or alternate compliance shall, in the opinion of the commissioner, secure the public safety.

Sec. 29-339. (Formerly Sec. 29-80). Inspection of cargo tank motor vehicle used for transportation of hazardous chemicals. No person shall operate, and no owner shall permit the operation of, a cargo tank motor vehicle, as defined in the Code of Federal Regulations Title 49, Section 171.8, as amended from time to time, used for the transportation of hazardous chemicals until such vehicle has been inspected in accordance with the provisions of this section. The local fire marshal of each town, city and borough shall inspect once annually, and more often as necessary, all storage plants and equipment and cargo tank motor vehicles at bulk storage plant installations in his jurisdiction and utilized for the storage and transportation of hazardous chemicals, and shall promptly report to the Commissioner of Public Safety each hazard found in such inspection. Such inspections shall be in accordance with the regulations issued under the provisions of section 29-337. The local fire marshal of the city, town or borough in which any such vehicle is registered by the Commissioner of Motor Vehicles shall issue for each vehicle inspected and approved a certificate furnished by the Commissioner of Public Safety which shall be carried in the vehicle and kept with the certificate of registration for such vehicle at all times. No municipality other than the one in which such vehicle is so registered shall require any further inspection or cause any further inspection to be made or exact any license fees for such inspection or exact any license fees for the transportation of chemicals into or out of such municipality.

Sec. 29-340. (Formerly Sec. 29-81). Appeals. Any person aggrieved by any regulation issued under the provisions of section 29-337 or by any act of the commissioner in enforcing the same may apply for relief to the superior court for the judicial district of Hartford or for the judicial district in which such storage plant, tank or equipment is located or in which such vehicle is registered or, if said court is not in session, to any judge thereof, who may grant appropriate relief.

Sec. 29-341. (Formerly Sec. 29-82). Penalty. Any person who, by himself or herself or by such person's employee or agent, or as the employee or agent of another, violates or fails to comply with any regulation promulgated under section 29-337, or who operates or permits the operation of a motor vehicle in violation of section 29-339, shall be fined not more than five hundred dollars for the first offense, and be fined not less than one thousand dollars or more than two thousand dollars or imprisoned not more than six months, or both, for each subsequent offense. If death or injury results from any such violation, the fine shall be not more than ten thousand dollars and the period of imprisonment not more than ten years, or both.

Sec. 29-342. (Formerly Sec. 29-82a). Transportation plan. Section 29-342 is repealed.

Sec. 29-343. (Formerly Sec. 29-83). Explosives. Definition. "Explosive", as used in sections 29-344 to 29-349, inclusive, means any chemical compound or any mechanical mixture that contains oxidizing and combustible units or other ingredients in such proportions, quantities or packing that ignition by fire, friction, concussion, percussion or detonator may cause such a sudden generation of highly heated gases that the resultant gaseous pressure is capable of destroying life or limb or of producing destructive effects to contiguous objects, but not including colloidized nitrocellulose in sheets or rods or grains not under one-eighth of an inch in diameter, wet nitrocellulose containing twenty per cent or more moisture and wet nitrostarch containing twenty per cent or more moisture; and manufactured articles shall not be held to be explosive when the individual units contain explosives in such limited quantity, of such nature or in such packing that it is impossible to produce a simultaneous or a destructive explosion of such units to the injury of life, limb or property by fire, friction, concussion, percussion or detonator, including fixed ammunition for small arms, firecrackers, safety fuses and matches. "Explosive", as used in said sections, shall not be deemed to include gasoline, kerosene, naphtha, turpentine or benzine.

Sec. 29-344. (Formerly Sec. 29-84). Reports to Commissioner of Public Safety. Any person engaged in keeping or storing any explosives shall, before engaging in the keeping or storing of such explosives, make a report to the Commissioner of Public Safety stating: The location of the magazine, if existing, or, in case of a new magazine, the proposed location of such magazine; the kind of explosives that are kept or stored or intended to be kept or stored and the maximum quantity that is intended to be kept or stored therein; and the distance such magazine is located or intended to be located from the nearest building or highway.

Sec. 29-345. (Formerly Sec. 29-85). License and permit verification. Records of disposition of explosives. Each person selling or giving away any explosive shall first ascertain that the purchaser or donee of such explosives has obtained a license and permit required by section 29-349 and shall keep a record in which shall be entered an accurate account of each disposition by such person in the course of business, or otherwise, of any explosive. Such record shall show, in legible writing to be entered therein at the time of disposition of the explosive, a history of such transaction, showing the name and quantity of the explosive, the name and place of residence and business of the purchaser or donee, and the name and address of the individual to whom delivered. Such record shall be kept by such person in his principal office or place of business in this state and shall be subject to examination by any military authority, the Commissioner of Public Safety, his deputies and the police officers of the municipality where situated. Any such authority may at any time require any such dealer to produce such record for the year previous. Nothing in this section shall apply to any transaction when such explosive is to be shipped by common carrier to a point outside this state and for use outside this state.

Sec. 29-346. (Formerly Sec. 29-86). Custodian to report. Any person not referred to in sections 29-344 and 29-345, having in his possession any explosive, shall report the amount and kind thereof to the Commissioner of Public Safety within ten days after purchase of the same and the purpose for which such explosive is to be used.

Sec. 29-347. (Formerly Sec. 29-87). Penalty. Any person who violates any provision of section 29-344, 29-345 or 29-346 shall be fined not more than one thousand dollars or imprisoned not more than six months or both for each offense.

Sec. 29-348. (Formerly Sec. 29-88). Illegal possession. Any person, having in his possession any explosive for which he has not a bill of sale or who cannot produce legal evidence showing that he obtained such explosive by a legal transfer, shall be fined not more than ten thousand dollars or imprisoned not more than ten years or both for each offense.

Sec. 29-349. (Formerly Sec. 29-89). Storage, transportation and use of explosives and blasting agents. Licenses, permits: Fees, suspension or revocation. Penalty. Jurisdiction of Labor Commissioner. (a) The Commissioner of Public Safety shall have exclusive jurisdiction in the preparation of and may enforce reasonable regulations for the safe and convenient storage, transportation and use of explosives and blasting agents used in connection therewith, which regulations shall deal in particular with the quantity and character of explosives and blasting agents to be stored, transported and used, the proximity of such storage to inhabited dwellings or other occupied buildings, public highways and railroad tracks, the character and construction of suitable magazines for such storage, protective measures to secure such stored explosives and blasting agents and the abatement of any hazard that may arise incident to the storage, transportation or use of such explosives and blasting agents.

(b) No person, firm or corporation shall engage in any activity concerning the storage, transportation or use of explosives unless such person, firm or corporation has obtained a license therefor from the Commissioner of Public Safety. Such license shall be issued upon payment of a fee of one hundred dollars and upon submission by the applicant of evidence of good moral character and of competence in the control and handling of explosives, provided, if such license is for the use of explosives, it may be issued only to an individual person after demonstration that such individual is technically qualified to detonate explosives. Any such license to use explosives shall bear both the fingerprints of the licensee obtained by the Commissioner of Public Safety at the time of licensing, and the licensee's photograph, furnished by the licensee, of a size specified by the commissioner and taken not more than one year prior to the issuance of the license. Each such license shall be valid for one year from the date of its issuance, unless sooner revoked or suspended, and may be renewed annually thereafter upon a payment of seventy-five dollars.

(c) The Commissioner of Public Safety shall require any applicant for a license under this section to submit to state and national criminal history records checks. The criminal history records checks required pursuant to this subsection shall be conducted in accordance with

section 29-17a.

(d) No person shall manufacture, keep, store, sell or deal in any explosives unless such person has a valid license under the provisions of subsection (b) of this section and obtains from the Commissioner of Public Safety or from the fire marshal of the town where such business is conducted a written permit therefor, which permit shall not be valid for more than one year and for which such person shall pay a fee of fifty dollars. If the permit is issued by the Commissioner of Public Safety, the commissioner shall forward a copy thereof to the local fire marshal. Such permit so granted shall definitely state the location of the building where such business is to be carried on or such explosive deposited and shall state that such building or premises complies with the regulations provided for in this section.

(e) No person shall procure, transport or use any explosives unless such person has a valid license under subsection (b) of this section and has obtained a written permit therefor signed by the Commissioner of Public Safety or by the fire marshal of the town where such explosive is to be used, specifying the name of the purchaser, the amount to be purchased and transported and the purpose for which it is to be used. Any such permit to use explosives shall state the number of years the permittee has been engaged in blasting activity. Such permit shall be valid for such period, not longer than one year, as is required to accomplish the purpose for which it was obtained. No carrier shall transport any such explosive until the vehicle transporting the explosive has been inspected and approved by the Department of Public Safety and unless such written permit accompanies the same and no person shall have in such person's possession any such explosive unless such person has a license and permit therefor. The fee for such inspection shall be fifty dollars. The fee for such permit shall be thirty dollars. Each person who has in such person's custody or possession any explosive or any detonating caps for explosives shall keep the same either under personal observation or securely locked up.

(f) Any license or permit issued under the provisions of this section may be suspended or revoked by the issuing authority for violation by the licensee or permittee of any provision of law or regulation relating to explosives or conviction of such licensee or permittee of any felony or misdemeanor. Suspension or revocation of a license shall automatically suspend or revoke the permit and the suspension or revocation of a permit shall automatically suspend or revoke the license.

(g) Any person who, by himself or herself or by such person's employee or agent or as the employee or agent of another, violates any provision of this section, or any regulation made by the Commissioner of Public Safety pursuant to the provisions of this section, shall be fined not more than ten thousand dollars or imprisoned not more than ten years or both.

(h) As used in this section, "blasting agent" means any material, composition or mixture intended for blasting, consisting substantially of a fuel and oxidizer, none of the ingredients of which is an explosive as defined in section 29-343, and the finished product of which as mixed and packaged for use or shipment cannot be detonated by the test procedure established by regulations adopted by the Commissioner of Public Safety in accordance with

chapter 54.

(i) Notwithstanding the provisions of this section, the Labor Commissioner shall regulate the storage, transportation and use of explosives and blasting agents in places of employment insofar as such activities relate to employee health and safety, provided such regulations shall be no less stringent than those prepared and enforced by the Commissioner of Public Safety pursuant to this section.

Sec. 29-350. (Formerly Sec. 29-89a). Exceptions. No provision of section 29-343, 29-345, 29-348, 29-349 or 29-355 shall apply to small arms ammunition or components thereof, or to gun powder in quantities of not more than fifty pounds in any one place, or to any materials for hand loading, reloading or custom loading small arms ammunition for hunting or other sporting purposes; and any person, firm or corporation, which has obtained and is the holder of either (1) a valid license as an importer, manufacturer, or dealer, or (2) a valid user permit, under the provisions of the federal organized Crime Control Act of 1970, Public Law 91-452, or any law amendatory thereof, shall be entitled to the issuance of a permit and license under said sections; provided blasters, detonators or users of high explosives shall obtain a license of technical qualification under subsection (b) of section 29-349.

Sec. 29-351. (Formerly Sec. 29-90). Transportation of explosives by common carrier. No person shall transport, carry or convey gasoline or any other inflammable and explosive substance, not in use to supply motive power, light or heat, on any vessel, car or vehicle operated in the transportation of passengers by a common carrier, which vessel, car or vehicle is carrying passengers for hire; provided such substances may be transported upon any vessel or railroad car if they are not carried in that part of such vessel or car which is being used for the transportation of passengers for hire, and small arms ammunition in any quantity and such fuses, torpedoes, rockets or other signal devices as may be essential to promote safety in operation may be transported on any vessel, car or vehicle. Nothing in this section shall prevent the transportation of military or naval forces with their accompanying munitions of war on passenger-equipment vessels, cars or vehicles. No person shall bring into or place upon any such vessel, car or vehicle any gasoline or other inflammable and explosive substance except as herein provided. Any person or the officers of any corporation violating any provision of this section shall be fined not more than one thousand dollars or imprisoned not more than six months or both.

Sec. 29-352. (Formerly Sec. 29-91). Manufacture or storage of explosive material near property of another. No person shall manufacture or store any explosive material or compound, except gunpowder, near another person's property in quantity sufficient to endanger the lives or safety of persons or to injure their property; and any person so offending shall be liable for all damages caused thereby.

Sec. 29-353. (Formerly Sec. 29-93). Explosive compounds to be marked. Any person who knowingly has in his possession any package of nitroglycerine, gunpowder, naphtha or other equally explosive material, not marked with a plain and legible label describing its

contents, or who removes any such label or mark, or knowingly delivers to any carrier any such package without such label, shall be fined not more than ten thousand dollars or imprisoned not more than five years.

Sec. 29-354. (Formerly Sec. 29-94). Gunpowder may be ordered removed. The fire marshal of any town may, by written order, direct the owner or person having charge of gunpowder within the limits of such town to remove the whole or any part of it at the time and to the place specified in such order; and, if he fails to do so, may cause it to be removed to any place in such town and shall have a lien upon it for all necessary expenses in removing and keeping it. Any person who refuses to remove any gunpowder in his charge, when legally requested by the fire marshal of the town in which the same is deposited or kept, or who does not deposit and keep it at the place legally designated by him, or who keeps more than fifty pounds of gunpowder in any one place, except at such place as may have been previously designated by the fire marshal for that purpose, shall be fined not more than fifty dollars.

Sec. 29-355. (Formerly Sec. 29-95). Appeal from orders relating to explosives, blasting agents and gunpowder. If any person considers himself aggrieved by the doings of the Commissioner of Public Safety or the fire marshal under section 29-349 or 29-354, he may apply, within thirty days, to the Superior Court, which may grant appropriate relief; but nothing contained herein shall be construed to prevent the transportation of gunpowder, or its deposit for transportation during a period of not over forty-eight hours.

Sec. 29-355a. Purchase by and sale to minors of black powder or other explosives, prohibited. (a) No person, firm or corporation may sell at retail any black powder or other explosive to any person under the age of eighteen years unless such purchaser presents a valid hunting license issued pursuant to chapter 490 at the time of purchase.

(b) No person under the age of eighteen years may purchase any black powder or other explosive unless he presents a valid hunting license issued pursuant to chapter 490.

(c) The provisions of subsections (a) and (b) of this section shall not apply to manufactured articles when the individual units contain explosives in such limited quantity, of such nature or in such packing that it is impossible to produce a simultaneous or a destructive explosion of such units to the injury of life, limb or property by fire, friction, concussion, percussion or detonator.

(d) Any person violating any provision of this section shall be fined not more than one thousand dollars or imprisoned not more than one year or both.

Sec. 29-356. (Formerly Sec. 29-96). Definitions. As used in sections 29-356 to 29-365, inclusive:

(1) "Fireworks" means and includes any combustible or explosive composition, or any substance or combination of substances or article prepared for the purpose of producing a

visible or an audible effect by combustion, explosion, deflagration or detonation, and includes blank cartridges, toy pistols, toy cannons, toy canes or toy guns in which explosives are used, the type of balloons which require fire underneath to propel the same, firecrackers, torpedoes, skyrockets, Roman candles, Daygo bombs, and any fireworks containing any explosive or flammable compound, or any tablets or other device containing any explosive substance, except that the term "fireworks" shall not include sparklers and fountains and toy pistols, toy canes, toy guns or other devices in which paper caps manufactured in accordance with the regulations of the United States Interstate Commerce Commission or its successor agency for packing and shipping of toy paper caps are used and toy pistol paper caps manufactured as provided therein.

(2) "Sparklers" means a wire or stick coated with pyrotechnic composition that produces a shower of sparks upon ignition.

(3) "Fountain" means any cardboard or heavy paper cone or cylindrical tube containing pyrotechnic mixture that upon ignition produces a shower of colored sparks or smoke. "Fountain" includes, but is not limited to, (A) a spike fountain, which provides a spike for insertion into the ground, (B) a base fountain which has a wooden or plastic base for placing on the ground, or (C) a handle fountain which is a handheld device with a wooden or cardboard handle.

Sec. 29-357. (Formerly Sec. 29-97). Sale, use and possession of fireworks prohibited. Sale, use and possession of certain sparklers or fountains permitted. Permits for display. Variations or exemptions. Penalty. (a) Except as provided in subsection (b) of this section, no person, firm or corporation shall offer for sale, expose for sale, sell at retail or use or explode or possess with intent to sell, use or explode any fireworks. A person who is sixteen years of age or older may offer for sale, expose for sale, sell at retail, purchase, use or possess with intent to sell or use sparklers or fountains of not more than one hundred grams of pyrotechnic mixture per item, which are nonexplosive and nonaerial, provided (1) such sparklers and fountains do not contain magnesium, except for magnalium or magnesium-aluminum alloy, (2) such sparklers and fountains containing any chlorate or perchlorate salts do not exceed five grams of composition per item, and (3) when more than one fountain is mounted on a common base, the total pyrotechnic composition does not exceed two hundred grams.

(b) The State Fire Marshal shall adopt reasonable regulations, in accordance with chapter 54, for the granting of permits for supervised displays of fireworks or for the indoor use of pyrotechnics, sparklers and fountains for special effects by municipalities, fair associations, amusement parks, other organizations or groups of individuals or artisans in pursuit of their trade. Such permit may be issued upon application to said State Fire Marshal and after (1) inspection of the site of such display or use by the local fire marshal to determine compliance with the requirements of such regulations, (2) approval of the chiefs of the police and fire departments, or, if there is no police or fire department, of the first selectman, of the municipality wherein the display is to be held as is provided in this section, and (3) the filing of a bond by the applicant as provided in section 29-358. No such

display shall be handled or fired by any person until such person has been granted a certificate of competency by the State Fire Marshal, in respect to which a fee of one hundred dollars shall be payable to the State Treasurer when issued and which may be renewed every three years upon payment of a fee of one hundred fifty dollars to the State Treasurer, provided such certificate may be suspended or revoked by said marshal at any time for cause. Such certificate of competency shall attest to the fact that such operator is competent to fire a display. Such display shall be of such a character and so located, discharged or fired as in the opinion of the chiefs of the police and fire departments or such selectman, after proper inspection, will not be hazardous to property or endanger any person or persons. In an aerial bomb, no salute, report or maroon may be used that is composed of a formula of chlorate of potash, sulphur, black needle antimony and dark aluminum. Formulas that may be used in a salute, report or maroon are as follows: (A) Perchlorate of potash, black needle antimony and dark aluminum, and (B) perchlorate of potash, dark aluminum and sulphur. No high explosive such as dynamite, fulminate of mercury or other stimulator for detonating shall be used in any aerial bomb or other pyrotechnics. Application for permits shall be made in writing at least fifteen days prior to the date of display, on such notice as the State Fire Marshal by regulation prescribes, on forms furnished by him, and a fee of fifty dollars shall be payable to the State Treasurer with each such application. After such permit has been granted, sales, possession, use and distribution of fireworks for such display shall be lawful for that purpose only. No permit granted hereunder shall be transferable. Any permit issued under the provisions of this section may be suspended or revoked by the State Fire Marshal or the local fire marshal for violation by the permittee of any provision of the general statutes, any regulation or any ordinance relating to fireworks.

(c) The State Fire Marshal may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under the provisions of subsection (b) of this section where strict compliance with such provisions would entail practical difficulty or unnecessary hardship or is otherwise adjudged unwarranted, provided any such variation, exemption, approved equivalent or alternate compliance shall, in the opinion of the State Fire Marshal, secure the public safety and shall be made in writing.

(d) Any person, firm or corporation violating the provisions of this section shall be fined not more than one hundred dollars or imprisoned not more than ninety days or be both fined and imprisoned, except that (1) any person, firm or corporation violating the provisions of subsection (a) of this section by offering for sale, exposing for sale or selling at retail or possessing with intent to sell any fireworks with a value exceeding ten thousand dollars shall be guilty of a class A misdemeanor, and (2) any person, firm or corporation violating any provision of subsection (b) of this section or any regulation adopted thereunder shall be guilty of a class A misdemeanor, except if death or injury results from any such violation, such person, firm or corporation shall be fined not more than ten thousand dollars or imprisoned not more than ten years, or both.

Sec. 29-358. (Formerly Sec. 29-98). Bond. The chief executive authority of the

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municipality shall require a bond of one thousand dollars from the applicant for such permit conditioned on compliance with the provisions of section 29-357, provided no municipality shall be required to file such bond.

Sec. 29-359. (Formerly Sec. 29-99). Financial responsibility, liability insurance policy. (a) Before any person, firm or corporation or any agent or employee thereof may conduct a fireworks display or use pyrotechnics for indoor special effects, such person, firm or corporation shall furnish proof of financial responsibility to satisfy claims for damages on account of any physical injury or property damage which may be suffered by any person by reason of any act or omission on the part of such person, firm or corporation, any agent or employee thereof, any independent contractor firing the display or using such pyrotechnics, any fair or exposition association, any sponsoring organization or committee, any owner or lessee of any premises used by the named insured and any public authority granting a permit to the named insured, in the form of a liability insurance policy evidenced by a certificate of insurance filed with the Insurance Commissioner at least fifteen days prior to the date of display or use and acceptable to the commissioner. Such policy shall cover public liability arising out of the operation of the fireworks display or from the use of pyrotechnics for special effects in the minimum amount of one million dollars per accident for bodily injury and property damage, and shall not limit coverage within the applicable statutory period of covered liability. The insurer issuing such policy shall agree in writing to deliver to the Insurance Commissioner not less than ten days' written notice of any cancellation of such insurance which is to become effective prior to the termination of the display or use.

(b) The Commissioner of Public Safety shall adopt regulations in accordance with the provisions of chapter 54 defining the term "pyrotechnics" for purposes of subsection (a) of this section.

Sec. 29-360. (Formerly Sec. 29-100). Permit for nonresident. No permit shall be issued under the provisions of section 29-357 to a nonresident person, firm or corporation conducting a fireworks display in this state until such person, firm or corporation has appointed in writing the Secretary of the State and his successors in office to be his attorney upon whom all process in any action or proceeding against him may be served; and in such writing such person, firm or corporation shall agree that any process against such person, firm or corporation which is served on said secretary shall be of the same legal force and validity as if served on the person, firm or corporation, and that such appointment shall continue in force as long as any liability remains outstanding against such person, firm or corporation in this state. Such written appointment shall be acknowledged before some officer authorized to take acknowledgments of deeds and shall be filed in the office of said secretary. Copies certified by him shall be sufficient evidence of such appointment and agreement. Service upon said attorney shall be sufficient service upon the principal, and shall be made by leaving an attested copy of the process with the Secretary of the State at his office, or with any clerk having charge of the Corporations Division of said office. When legal process against any person, firm or corporation is served upon the Secretary of the State under this section, he shall immediately notify such person, firm or corporation by mail and shall, within two days after such service, forward in the same manner a copy of the

process served on him to such person, firm or corporation or to any person designated in writing by such person, firm or corporation. The plaintiff in the process so served shall pay to the secretary, at the time of service, a fee of one and one-half dollars for each page, and in no case less than five dollars, which shall be recovered by him as part of his taxable costs if he prevails in such suit. The secretary shall keep a record of all process served upon him, which record shall show the date and the hour when such service was made.

Sec. 29-361. (Formerly Sec. 29-101). Exceptions. Nothing in sections 29-356 to 29-366, inclusive, shall be construed to prohibit the sale by any resident manufacturer, wholesaler, dealer or jobber, at wholesale, of such fireworks as are not herein prohibited, or the sale of any kind of fireworks, provided the same are to be shipped directly out of state, in accordance with United States Department of Transportation regulations covering the transportation of explosives and other dangerous articles by motor, rail and water; or the possession, sale or use of signals necessary for the safe operation of railroads or other classes of public or private transportation, or of illuminating devices for photographic use, or of illuminating torches for parades or ceremonial events, nor shall the provisions of said sections apply to the military or naval forces of the United States or the armed forces of this state, or to peace officers in the performance of their official duties, nor prohibit the sale or use of blank cartridges for ceremonial, theatrical or athletic events or for training dogs, or the use of fireworks solely for agricultural purposes under conditions approved by the local or State Fire Marshal.

Sec. 29-362. (Formerly Sec. 29-102). Seizure and destruction of fireworks. The State Fire Marshal or a local fire marshal shall seize, take, store, remove or cause to be removed, at the expense of the owner, all stocks of fireworks or combustibles offered or exposed for sale, stored, held or kept in violation of sections 29-356 to 29-366, inclusive. When any fireworks have been seized, the superior court having jurisdiction, shall expeditiously cause to be left at the place where such fireworks were seized, if such place is a dwelling house, store, shop or other building, and also to be left with or at the usual place of abode of the person named therein as the owner or keeper of such fireworks, a summons notifying him or her and all others whom it may concern to appear before such court, at a place and time named in such notice, which time shall be not less than six nor more than twelve days after the posting and service thereof, then and there to show cause, if any, why such fireworks should not be adjudged a nuisance. Such summons shall describe such articles with reasonable certainty, and state when and where the same were seized. If any person named in such summons or any person claiming any interest in the same appears, he or she shall be made a party defendant in such case. The informing officer or the complainants may appear and prosecute such complaint and, if the court finds the allegations of such complaint to be true and that such fireworks or any of them have been kept in violation of any provision of sections 29-356 to 29-366, inclusive, judgment shall be rendered that such articles are a nuisance, and execution shall issue that the same be destroyed together with the crates, boxes or vessels containing the same. The court shall not require storage of the fireworks pending final disposition of the case and shall order the fireworks to be destroyed upon their being inventoried, photographed and described in a sworn affidavit. Such inventory, photograph, description and sworn affidavit shall be

sufficient evidence for the purposes of identification of the seized items at any subsequent court proceeding.

Sec. 29-363. (Formerly Sec. 29-103). Expense of transportation and storage of seized fireworks. In any proceeding under section 29-362, if the judgment is against one defendant only, he shall pay the expense of the transportation and storage incurred in the seizure and detention of the fireworks claimed by him; but if the judgment is against more than one defendant, claiming distinct interests in such fireworks, such expense shall be apportioned among them by the court, and execution on such judgment may be issued against the accused. If judgment is rendered that such fireworks do not constitute a nuisance, the court shall issue a warrant to some proper officer, directing him to restore such fireworks, with the containers thereof, to the place where they were seized, as nearly as possible, or to the person entitled to receive them. All such proceedings shall be proceedings in rem and may be issued and served at any time and shall be conducted as civil actions, and the defendant shall have the same right of appeal.

Sec. 29-364. (Formerly Sec. 29-104). Licenses. Denial, suspension or revocation. No person, firm or corporation may engage in the business of manufacturer, wholesaler, dealer or jobber of fireworks, under the provisions of section 29-361, until such manufacturer, wholesaler, dealer or jobber has received a license therefor for each location where the business is to be conducted. All licenses shall be issued upon receipt of the application therefor upon license forms provided by the State Fire Marshal, which forms shall include such information as said marshal requires. The State Fire Marshal shall prescribe the number of copies of each license form to be executed and the distribution of such copies. No license shall be issued until the location has been inspected by the licensing authority and unless reasonable precautions have been taken to eliminate hazards to life and property. All licenses issued under the provisions of this section shall be used only by the person, firm or corporation to whom they are issued and shall not be transferable. The State Fire Marshal may refuse to issue such a license if the State Fire Marshal determines that the applicant has previously been convicted of a felony or misdemeanor as a result of a violation of any provision of state or federal law relating to the use, transport, sale, manufacture, storage or possession of explosives, fireworks, explosive devices, illegal drugs or controlled substances. Any license issued under the provisions of this section may be suspended or revoked by the licensing authority, after notice and opportunity for hearing, for any violation by the licensee of any provision of the general statutes or any regulation or ordinance relating to fireworks or conviction of such licensee of any felony or misdemeanor as a result of a violation of any provision of state or federal law relating to the use, transport, sale, manufacture, storage, or possession of explosives, fireworks, explosive devices, illegal drugs or controlled substances.

Sec. 29-365. (Formerly Sec. 29-105). License fees. The fee to be paid to the licensing authority upon each application shall be as follows: For a fireworks manufacturing license, two hundred dollars; for a dealer, wholesaler and jobber, two hundred dollars. Fees collected by the State Fire Marshal shall be paid to the State Treasurer.

Sec. 29-366. (Formerly Sec. 29-106). Penalty. Any person, firm or corporation violating the provisions of sections 29-358 to 29-365, inclusive, shall be fined not more than one hundred dollars or imprisoned not more than ninety days or be both fined and imprisoned.

Sec. 29-367. (Formerly Sec. 29-106q). Regulation of model rocketry. (a) The Commissioner of Public Safety shall make and enforce, and may amend, reasonable regulations concerning the safe design, construction, manufacture, testing, certification, storage, sale, shipping, operation and launching of rockets propelled by rocket motors, including, but not limited to, solid, liquid and cold propellant, hybrid, steam or pressurized liquid rocket motors. In adopting such regulations, said commissioner may be guided by recognized national standards for the prevention of injury to life and damage to property and protection of hazards incident to the design, construction, manufacture, testing, storage, sale, shipping, operation and launching of such rockets.

(b) Such regulations shall not apply to (1) the design, construction, production, fabrication, manufacture, maintenance, launching, flight, test, operation, use of, or any activity in connection with a rocket or rocket motor when carried on by or engaged in by the government of the United States or any state government, any college, university or other institution of higher learning, any individual, firm, partnership, joint venture, corporation, or other business entity engaged in research, development, production, test, maintenance, or supply of rockets, rocket motors, rocket propellants, or rocket components as a business under contract to or for the purposes of sale to any government, college, university, institution of higher learning, or other similarly engaged business entity; or (2) the design, construction, production, fabrication, manufacture, maintenance, launching, flight, test, operation, use of, or any activity in connection with rocket-propelled model aircraft which sustain themselves against gravity by aerodynamic lifting surfaces during the entire duration of their flight in the air, or to the rocket motors that provide propulsion therefor.

Sec. 29-368. (Formerly Sec. 29-106r). Variations and exemptions. The Commissioner of Public Safety may grant variations or exemptions from, or approve equivalent or alternate compliance with, particular provisions of any regulation issued under the provisions of section 29-367 where strict compliance with such provisions would entail practical difficulty or unnecessary hardship or is otherwise adjudged unwarranted, provided any such variation, exemption, approved equivalent or alternate compliance shall, in the opinion of said commissioner, secure the public safety.

Sec. 29-369. (Formerly Sec. 29-106s). Appeal. Any person aggrieved by any such regulation or any act of said commissioner in enforcing the same may apply for relief to the superior court for the judicial district of Hartford or for the judicial district in which such person resides, or if such court is not in session, to any judge thereof, which court or judge may grant appropriate relief.

Sec. 29-370. (Formerly Sec. 29-106t). Penalty. Any person who, by himself or his

employee or agent, or as the employee or agent of another, violates or fails to comply with any regulation promulgated under section 29-367, shall be fined not more than five hundred dollars or imprisoned not more than one year or both.

Secs. 29-371 to 29-380. Reserved for future use.

Section 3

Letter from State Deputy Fire Marshall and Relevant Court Cases

Letter from State Deputy Fire Marshall

November 4, 2005

To: Local Fire Marshals, Deputy Fire Marshals & Inspectors:

Re: Miscellaneous

1. 2005 Connecticut State Fire Safety Code. (CSFSC) On October 25, 2005, the Legislative Regulation Review Committee approved the code. The effective date of the new code is December 31, 2005. The provisions for "new" construction apply to all projects for which the initial building permit is applied for on or after December 31, 2005. Permits applied for on or before December 30, 2005 will be regulated by the 1999 State Fire Safety Code with the 2000 Amendments.

Example: If a building permit was issued for a foundation under the 1999 codes, all subsequent permits (building, electrical, mechanical or plumbing) would also be issued under the 1999 codes since the project was started under that code. This would not apply, however, in the case of a job that was abandoned and had its permit revoked. The re-application for such permit would be considered a new application and the 2005 codes would apply after December 31, 2005. You should consult with your local building official with respect to the status of any permits.

2. Code books. Terry Brouwer has developed a guidebook that is comprised of all the applicable sections of the International Fire Code (IFC), NFPA 101, NFPA 1 and the Connecticut Regulations (Supplement). It is being published for distribution to local fire marshals in accordance with Connecticut General Statutes § 29-294 as your working copy of the fire code. In addition to this document, you will need the 2003 International Building Code (IBC) and 2003 International Mechanical Code (IMC), both with their respective Connecticut Supplements. Two additional reference documents that you may want to purchase are the 2003 International Existing Building Code and the 2005 National Electric Code (NFPA 70). *Note: It is the 2005 edition of the NEC.*

The International Code Council told Christopher Laux that they expect to have the Connecticut specific version of the 2003 IBC available prior to December 31, 2005. If you can wait to purchase this document, I suggest that you do so because it will have the Connecticut supplements incorporated into it. The IMC will not be published in a

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Connecticut version so you will need to purchase a copy. The Connecticut Regulations (Supplements) are available from the State Building Inspector and State Fire Marshal websites or by calling either office.

Remember, the guidebook is your everyday working codebook. It is not however the legal 2005 Connecticut State Fire Safety Code. The legal document consists of:

Connecticut State Fire Safety Code (CT Regulations), 2003 International Fire Code, 2003 NFPA 101 – Life Safety Code, 2003 NFPA 1 – Uniform Fire Code

3. 2005 Public Acts of Interest.

Public Act No. 05-31 An Act Concerning Sprinklers in Educational Occupancies.

SUMMARY: By law, each floor of any building project classified as an educational occupancy, eligible for school construction project grants, and put out to bid on or after July 1, 2004, must have an automatic fire extinguishing system approved by the state fire marshal. This act allows the state fire marshal and state building inspector jointly to grant variations or exemptions from, or approved equivalent or alternative compliance with, this requirement if:

- a. strict compliance would entail practical difficulty or unnecessary hardship or is otherwise considered unwarranted;
- b. both officials approve and, in their opinion, their action will secure the public safety; and
- c. the municipality where the project is located complies with all other building and fire code safety requirements for the project.

Public Act No. 161 An Act Requiring the Installation of Carbon Monoxide Detectors in New Residential Buildings

SUMMARY: This act requires one- and two-family dwellings to be equipped with carbon monoxide (CO) detectors and warning equipment complying with the state fire safety code if they (1) are issued a permit for new construction after September 30, 2005, and (2) pose a risk of CO poisoning. The act requires the code to provide for CO detection and warning equipment in such buildings. The code must include requirements and specifications for installing CO detection and warning equipment and provisions that address placement, power requirements, and standards for such equipment. It must also include exemptions for

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buildings that do not pose a risk of CO poisoning because they rely solely on systems that do not emit CO. Section 29-292-1e (c) of the CSFSC defers to the International Residential Code which is part of the State Building Code for the requirements for one- and two-family dwelling units including townhouses. The requirements for CO detectors are found within that code.

The act prohibits the issuance of a certificate of occupancy to any non-exempt one- and two-family dwelling issued a building permit for new construction after September 30, 2005, unless the local fire marshal or building official certifies that the building is equipped with CO detection and warning equipment complying with this act. Therefore the building official would be the lead for one- and two-family dwellings and townhouses.

Public Act No. 187 An Act Concerning Fire Sprinklers in Nursing Homes

SUMMARY: The act extends the deadline for nursing homes to install automatic fire extinguishing systems, expands the scope of reporting requirements, and adds employee fire training requirements. Under prior law, each nursing home had to have an automatic fire extinguishing system approved by the state fire marshal on each floor by July 1, 2005. This act extends the deadline to July 1, 2006, specifies that the system should be complete, and requires it to be installed throughout the nursing home instead of on each floor. It requires the Connecticut Health and Educational Facilities Authority (CHEFA) to create and administer a loan program to help pay for the cost of installation.

FIRE EXTINGUISHING SYSTEM INSTALLATION REPORTS

Reporting

The act requires each nursing home, by July 1, 2005, and quarterly thereafter, to submit a report to the local fire marshal describing its progress in installing the automatic fire extinguishing systems required by law. Under the act, nursing homes must conduct a facility risk analysis of the:

- a. type of construction;
- b. number of stories and residents;
- c. safeguards in the facility;
- d. types of patients; and
- e. travel distance to, and arrangement of exits

After reviewing the report, the fire marshal may require the nursing home to implement alternative fire safety measures to reduce the risk level to occupants before installation of the system is completed.

The act requires nursing home owners or their agents to notify the public health commissioner that they submitted a fire extinguishing plan by July 1, 2004, as required by law.

Training

By July 1, 2005, the act requires each nursing home to submit a plan for employee fire safety training and education to the public health and public safety commissioners. The commissioners must review the plans and may make recommendations they deem necessary. Once approved or revised, the commissioners cannot require a plan to be resubmitted until it is further revised or the nursing home changes ownership.

Additional CHEFA requirements are not listed here.

BACKGROUND

Under existing law, by July 1, 2004, the owner or authorized agent of each nursing home must have submitted plans for the installation of the system, signed and sealed by a licensed professional engineer. He must have sent the plans to the local fire marshal and building official within the jurisdiction where the home is located, or to the state fire marshal, and must have applied for a building permit to install the system.

By law, anyone who fails to install an automatic fire extinguishing system in a nursing home as required above is subject to civil penalty of up to \$1,000 for each day the violation continues. The attorney general, upon request of the state fire marshal, must institute a civil action to recover the penalty.

Public Act No. 05-223 An Act Concerning Identification of a Landlord

SUMMARY: The act allows municipalities to require owners of rental property, or their agents, to maintain their current residential addresses on file in the municipality where the property is located. The property owner or agent must maintain the residential address on file whether the rental property is occupied or vacant. The owner or agent must inform the municipality when his residential address changes.

If the nonresident owner or agent fails to file his address, the address to which the municipal tax assessor mails the property tax bills for the property is deemed to be his current address under the act. The act specifies that a post office box is not considered the address.

Under the act, when the state of a municipality serves orders for certain reasons to an owner or agent who is required to file his residential address under the act, that action is sufficient proof of service in any subsequent criminal or civil action against him for failure to comply with the orders.

Violators, presumably a nonresident owner or agent whose address is on file as a post office box, commit an infraction. Additionally, any municipality may, by ordinance, establish a civil penalty for noncompliance with the address reporting requirement. The amount of the penalty may not exceed \$250 for the first violation and \$1,000 for subsequent violations. Anyone who is assessed a civil penalty may appeal to the Superior Court.

RESIDENTIAL ADDRESS REQUIRED TO BE ON FILE

The act allows municipalities to require nonresident owners of rental property to maintain on file in the tax assessor's office where their property is located or other office the municipality designates, his current residential address, if he is an individual, or the address of the agent in charge if the owner is a corporation, partnership, trust, or other legally recognized entity. The act defines "agent in charge" as one who manages real estate, including collecting rent and supervising property.

Address and Dwelling Unit

The act defines "address" as a location (1) described by the street name and full street number, if any; (2) the municipality; and (3) the state. The act specifies that "address" does not include a post office box. "Dwelling unit" means any house or building, or portion of one, that is rented, leased, or hired out to be occupied, is arranged or designed to be occupied, or is occupied, as a home or residence of one or more people, living independently of each other, cooking on the premises, and having a common right in the halls, stairways, or yards.

Service of Orders

Under the act, when the state or a municipality serves orders to the owner or agent concerning (1) the maintenance of his rental property or (2) compliance with state law and local codes at the address on file, which is considered his residential address under the act, that action is sufficient proof of service in any subsequent criminal or civil action against the owner or agent for failure to comply with the orders. The act does not limit the validity of any other means of giving notice of such orders that the state or a municipality may use.

Address Change

If the nonresident owner's residential address changes, the owner or his agent must provide the new address to the tax assessor or other designated municipal office within 21 days after the date that the address change occurred.

4. **New Website.** The Office of State Fire Marshal's website has changed. It is now <http://www.ct.gov/dps>

If you have any questions, please call the Office of State Fire Marshal at 860-685-8380.

John Blaschik, Jr.

Deputy State Fire Marshal

Enc.

Relevant Connecticut Court Cases

State v. Burke, 23 Conn.App. 528, 582 A.2d 915, Conn.App.,1990.

Constitutionality of warranted fire marshal inspections.

Defendant was convicted in the Superior Court, Judicial District of Hartford-New Britain, of three counts of failing to provide a fire alarm system in a rooming house and two counts of failing to provide a sleeping room with door that was self-closing, or automatic-closing, upon smoke detection, and he appealed. The Appellate Court held that fire marshal inspection statute was not unconstitutional insofar as it authorized issuance of administrative warrant to conduct periodic annual safety inspection.

Assurance Company of America v. Yakemore, 50 Conn.Supp. 28, 911 A.2d 777, Conn.Super.,2005.

Municipal agents not held accountable for failing to properly inspect buildings in violation of fire safety code.

Fire chief's decisions as to whether to increase water supply or pressure in fire hydrant adjacent to commercial building, whether to require that a fire hydrant be installed on the subject property, and whether to advise tenant in building of the absence of required hydrant on the premises were discretionary decisions for which he was immune from liability under Connecticut Tort Reform Act (CTRA), in tenant's negligence suit arising from fire on the premises, absent showing that his acts were willful or wanton; there was no statute or regulation that created duties to perform such actions.

Williams v. City of New Haven, 243 Conn. 763, 707 A.2d 1251, Conn.,1998.

Municipalities are not liable for negligence in performance of governmental functions (e.g. fire code violation inspections).

Principle of governmental immunity extends to construction and maintenance of fire equipment as well as to its use for fire protection. General rule is that municipality is immune from liability for negligence unless legislature has enacted statute abrogating that immunity.

CCM – CONNECTICUT’S STATEWIDE ASSOCIATION OF TOWNS AND CITIES



The Connecticut Conference of Municipalities (CCM) is Connecticut's statewide association of towns and cities. CCM represents municipalities at the General Assembly, before the state executive branch and regulatory agencies, and in the courts. CCM provides member towns and cities with a wide array of other services, including management assistance, individualized inquiry service, assistance in municipal labor relations, technical assistance and training, policy development, research and analysis, publications, information programs, and service programs such as workers' compensation, liability-automobile-property insurance, risk management, and energy cost-containment. Federal representation is provided by CCM in conjunction with the National League of Cities. CCM was founded in 1966.

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PAGE
BREAK

MANSFIELD ZONING BOARD OF APPEALS –REGULAR MEETING
MINUTES
MAY 12, 2010

Chairman Pellegrine called the meeting to order at 7:00 p.m. in the Council Chamber of the Audrey P. Beck Municipal Building.

Present: Members – Pellegrine, Singer-Bansal

Alternate – Accorsi

Absent: Members – Fraenkel, Katz, Wright

Alternates – Clauson, Gotch

BUSINESS MEETING

Pending applications were discussed. No decisions were made.

ADJOURNMENT

Meeting was adjourned at 7:25 p.m.

Respectfully Submitted,

Sarah Accorsi, Secretary

MANSFIELD ZONING BOARD OF APPEALS –REGULAR MEETING
MINUTES
APRIL 14, 2010

Chairman Pellegrine called the meeting to order at 7:00 p.m. in the Council Chamber of the Audrey P. Beck Municipal Building.

Present: Members – Katz, Pellegrine, Singer-Bansal, Wright

Alternates – Accorsi, Gotch

Absent: Member – Fraenkel

Alternate – Clauson

Alternate Gotch acted as a voting member of the Zoning board of Appeals for the following hearing.

WINDHAM WATER DEPARTMENT – 7:00 P.M.

To hear comments on the application of Windham Water Dept for a Special Exception of Art IX, Sect C.2.b to construct a 12' x 24' lean-to addition to an existing non-conforming garage, 14½' from side property line where 35' is required, at 174 Storrs Rd.

Mr. Paul Deveny, representing the Windham Water Department, presented plans for the 12' x 24' lean-to addition, which will be attached to existing garage. A concrete pad was poured at the time the garage was built and the lean-to would basically be a roof with no sides. The area would be used to store snow plows and riding lawn tractors.

Certified receipts were received to show that the abutters had been notified. The applicant was unable to get signatures for a Neighborhood Opinion Sheet.

BUSINESS MEETING

Katz made a motion to approve the application of Windham Water Dept for a Special Exception of Art IX, Sect C.2.b to construct a 12' x 24' lean-to addition to an existing non-conforming garage, 14½' from side property line where 35' is required, at 174 Storrs Rd, as shown on submitted plan, seconded by Wright.

There was some concern that one of the abutters never picked up their certified mail. Members remembered that this abutter had appeared when the hearing was held for the

garage and that his only concerns were in regards to an old fence, some rotted trees and the location of the corner pin. All of these issues have been resolved.

In favor: Katz, Gotch, Pellegrine, Singer-Bansal, Wright

Reasons for approval:

- will not adversely affect the neighborhood

APPROVAL OF MINUTES FROM JANUARY 13, 2010 AND JANUARY 27, 2010

Katz moved to approve the minutes of January 13, 2010 as presented, seconded by Singer-Bansal. All in favor.

Gotch moved to approve the minutes of January 27, 2010 with correction, seconded by Katz. All in favor.

COMMUNICATIONS

Pellegrine received a hearing notice from the Connecticut Siting Council for a public hearing on May 25, 2010, beginning at 3:00 p.m. and continued at 7:00 p.m. at the Old Town Hall in Willington regarding an application from Cellco Partnership d/b/a Verizon Wireless for a Certificate of Environmental Compatibility and Public need for the construction, maintenance and management of a telecommunications facility located at 343 Daleville Rd, Willington. Anyone interested in attending, may do so.

ADJOURNMENT

Meeting was adjourned at 7:25 p.m.

Respectfully Submitted,

Sarah Accorsi, Secretary

**MANSFIELD DOWNTOWN PARTNERSHIP
BOARD OF DIRECTORS MEETING
Tuesday, April 1, 2010**

**Mansfield Downtown Partnership Office
1244 Storrs Road**

4:00 PM

Minutes

Present: Steve Bacon, Harry Birkenruth, Tom Callahan, Matthew Hart, Philip Lodewick, Frank McNabb, Betsy Paterson, Christopher Paulhus, Steve Rogers, Kristin Schwab, Bill Simpson, and David Woods

Staff: Cynthia van Zelm

1. Call to Order

Philip Lodewick called the meeting to order at 4:08 pm.

2. Opportunity for Public to Comment

Mike Petro with Erland Construction introduced himself. Mr. Petro said he is the past chair of the economic development commission in Shelton. Mr. Petro said he has worked with LeylandAlliance on evaluating pre-construction material. Mr. Petro commended the Partnership for its work.

3. Approval of Minutes

Harry Birkenruth made a motion to approve the March 4, 2010 Board minutes. Dean David Woods seconded the motion. The motion was approved unanimously.

4. Director's Report

Cynthia van Zelm said the monthly open house is tonight at 6 pm after the Board meeting.

Ms. van Zelm said a public update of Storrs Center is tentatively scheduled for Wednesday, April 28 at 7 pm in the Town Council chambers. She encouraged all Board members to attend.

Ms. van Zelm said the Town Budget Meeting is May 11 at 7 pm in the Mansfield Middle School. She noted that there are several Partnership and Storrs Center budget items in the proposed budget and passed out excerpts from the budget. Betsy Paterson commended Town Manager Matt Hart on the budget preparation as well as the excellent, dedicated, professional staff at the Town. She encouraged

the Board to support the budget. Chris Paulhus agreed that it was a good budget proposal. The Board spent some time discussing the budget, particularly the fact that some of the capital projects are multi-year projects.

Ms. van Zelm said the Vanilla Bean/Dog Lane survey is being pre-tested and should go live by the end of the week. She said the owners of the Vanilla Bean had requested assistance with determining what people would like in the new restaurant.

She asked for recommendations for the AJ Pappanikou Volunteer of the Year award.

Ms. van Zelm also asked for Board representatives to staff a Board table at UConn's Alumni Weekend.

She noted that the May Board meeting will be held at Windham Hospital as they would like to give us a tour of the new facilities at the Hospital. Ms. Paterson suggested that a note be put on the door to remind people that where the meeting will be held.

Steve Bacon reported that he and Ms. van Zelm had met with four undergraduate students who are interested in the student Board position. He said the students are multi-faceted with different skills. Mr. Bacon said he and Ms. van Zelm would be calling references and make a recommendation to the Nominating Committee at its meeting on May 6 before the Board meeting. Dean Woods noted that he sent information out to the UConn leadership legacy program about the Board position and said there were many great students through this program.

5. Storrs Center Action Items

Mr. Lodewick said that LeylandAlliance and a potential equity investor asked some firms to respond to a request to provide further schematic design on Phases 1A and 1B. BL Companies was chosen and they are moving forward with completing this design. Mr. Lodewick said the specific timeline will flow out of this analysis being completed. The goal is to get this done quickly so financing decisions can be made soon. Kristin Schwab asked if rental price points would be part of the review and Mr. Lodewick replied in the affirmative.

6. Four Corners Sewer and Water Study Advisory Committee

Ms. van Zelm said that \$330,000 is included in the Town Manager's proposed budget for design of the proposed water and sewer systems to serve Four Corners. He said the Committee expressed interest in reviewing its draft design guidelines with the Planning and Design Committee at a future Planning and Design Committee meeting.

7. Report from Committees

Advertising and Promotion

Dean Woods reported that Winter Fun Day was a success. He said the spring newsletter will go out on April 6 in the Chronicle and on April 8 in its shopper. Dean Woods said the Annual Report is also in the works.

Dean Woods said the Committee is also planning an arts and crafts show in spring 2011. He invited Partnership staff to see the School of Fine Arts student art show on April 8th for ideas.

Festival on the Green

Ms. van Zelm passed out the Festival Save the Date flyer. She said the Committee next meets Monday.

Finance and Administration

In Tom Callahan's absence, Ms. van Zelm said the Committee was working with Leyland on developing a milestone timeline for Phase 1.

Membership Development

Frank McNabb said the Partnership has received 319 new and renewed memberships thus far for a total of approximately \$17,700.

Mr. McNabb reiterated that the Partnership will have a presence at UConn's Alumni Weekend in June. Information about Storrs Center will be included in the packets of information and the Partnership will staff a table at the weekend. Mr. McNabb suggested to Mr. Lodewick that Leyland have as much information on housing possibilities/sign-up sheet for information at Alumni Weekend as possible.

Mr. Callahan arrived.

Mr. McNabb said that 50 letters had been sent out to local businesses thus far soliciting membership and updating them about Storrs Center. He said there are approximately 400 businesses on the Partnership business list and letters are being sent out 25 at a time.

Mr. McNabb said that Committee members had a Partnership table at the UConn Off-Campus Housing Fair. He said more outreach needs to be done to students. He noted that many international students were interested in the Storrs Center housing.

Mr. McNabb noted that membership letters had also gone out to people who had not renewed yet.

Planning and Design

Steve Bacon reported that the Committee will meet on April 20 for an update from representatives from the Mansfield Advocates for Children and the Mansfield

Director of Public Works Lon Hultgren on the status of Storrs Road and the parking garage/intermodal center.

8. Adjourn

Ms. Schwab made a motion to adjourn the meeting. Mr. Bacon seconded the motion. The motion was approved unanimously and the meeting adjourned at 5:02 pm.

Minutes taken by Cynthia van Zelm.

**MANSFIELD DOWNTOWN PARTNERSHIP
FINANCE AND ADMINISTRATION COMMITTEE**

THURSDAY, MARCH 25, 2010

MINUTES

Present: Tom Callahan (Chair) (by phone), Phil Barry, Harry Birkenruth, Matt Hart (by phone), Mark Hammond, Phil Spak and Frank Vasington

Staff: Cynthia van Zelm

Guest: Howard Kaufman, LeylandAlliance (by phone)

1. Call to Order

Chair Tom Callahan called the meeting to order at 3:05 pm.

Tom Callahan made a motion to go into executive session to review and discuss commercial and financial information provided in confidence by Storrs Center Alliance – CGS 1-200 (6), 1-210(b)(5)(B).

Harry Birkenruth seconded the motion.

The motion was approved unanimously.

2. Executive Session – Review and discussion of commercial and financial information provided in confidence by Storrs Center Alliance

Present: Committee members Mr. Barry, Mr. Birkenruth, Mr. Callahan, Mr. Hart, Mr. Hammond, Mr. Spak and Mr. Vasington.

Also Present: Mr. Kaufman and Ms. van Zelm

3. Approval of Minutes from February 25, 2010

Phil Barry made a motion to approve the February 25, 2010 minutes. Frank Vasington seconded the motion. The motion was approved unanimously.

4. Review of Budget and Personnel

Matt Hart confirmed that there are currently no increases in the proposed Town budget with respect to employee salaries except for steps and longevity. The

Committee will continue to monitor any Town action. The Partnership budget currently includes no increase for staff.

5. Update on Four Corners Sewer and Water Advisory Committee

Mr. Hart said the Four Corners Sewer and Water Advisory Committee invited environmental groups to its last meeting to give them an update on the Committee's work. He said there is a favorable preliminary report on a local aquifer that may be able to provide a water source to Four Corners. Mr. Hart said the environmental groups did express concern about bringing in water from a water line that could lead to more development along the water line route.

Mr. Hart said the proposed Town budget includes \$330,000 for engineering and permitting work on infrastructure at Four Corners. If approved, it would be funded through bond proceeds.

6. Adjourn

Mr. Barry made a motion to adjourn. Mr. Birkenruth seconded the motion. The meeting adjourned at 4:45 pm.

Minutes taken by Cynthia van Zelm

**MANSFIELD DOWNTOWN PARTNERSHIP
FINANCE AND ADMINISTRATION COMMITTEE**

THURSDAY, APRIL 22, 2010

MINUTES

Present: Tom Callahan (Chair) Phil Barry, Harry Birkenruth, Mark Hammond, and Frank Vasington

Staff: Cynthia van Zelm

Guest: Howard Kaufman (by phone), and Macon Toledano of LeylandAlliance, and Lon Hultgren (Town Director of Public Works)

1. Call to Order

Chair Tom Callahan called the meeting to order at 3:07 pm.

2. Approval of Minutes from March 25, 2010

Harry Birkenruth made a motion to approve the March 25, 2010 minutes. Phil Barry seconded the motion. The motion was approved unanimously.

Phil Barry made a motion to go into executive session to review and discuss commercial and financial information provided in confidence by Storrs Center Alliance – CGS 1-200 (6), 1-210(b)(5)(B).

Harry Birkenruth seconded the motion.

The motion was approved unanimously.

2. Executive Session – Review and discussion of commercial and financial information provided in confidence by Storrs Center Alliance

Present: Committee members Mr. Barry, Mr. Birkenruth, Mr. Callahan, Mr. Hammond, and Mr. Vasington.

Also Present: Mr. Hultgren, Mr. Kaufman, Mr. Toledano and Ms. van Zelm

3. AJ Pappanikou Volunteer of the Year Award

Mr. Callahan asked for names for the Volunteer of the Year Award to be circulated amongst Committee members. He suggested that a final decision be made by phone.

4. Update on Four Corners Sewer and Water Advisory Committee

Lon Hultgren said there is money in the Town proposed budget to complete *design on the water system and to design a pump system*. He said there is a possible source of water at Cedar Swamp.

Mr. Hultgren said, if the item is approved as part of the budget, the Town Council will need to hold a town meeting or referendum to approve the funding.

Mr. Hultgren said that construction financing is still being evaluated but will likely be a combination of assessments, Town contribution, and state or federal grants or appropriations.

In response to a question from Mr. Barry, Mr. Hultgren said a conservative early estimate was a \$4 million net benefit to the Town over the life of the project.

Mr. Birkenruth encouraged efforts to beatify the Four Corners area as it is a main gateway to Mansfield. Can some of the vacant buildings come down now? Mr. Hultgren said the approach has been to facilitate investment with private property owners.

Mr. Hultgren noted that the Hyett Palma report on the Storrs Center area included some recommendations for the Four Corners to beatify the area. Mr. Hultgren said a sub-group of the Four Corners Committee has put together some preliminary design guidelines to address aesthetics (i.e., building parking lots behind buildings) and will be sharing those with the Partnership Planning and Design Committee at its June meeting.

Mr. Hultgren said *Four Corners will be more car-oriented while Storrs Center will be a destination and walkable*. He believes the two projects are not in conflict. Mr. Hultgren estimated that the Four Corners is approximately 2 years away from being fully permitted.

Mr. Callahan said he presumed that there is a significant capital investment in the project as assessments alone will not cover the cost. Mr. Hultgren thought there was a \$3 to \$4 million gap after the assessments on approximately 60 properties.

5. Review and Discussion of Relocation

Ms. van Zelm reviewed with the Committee the status of relocation.

6. Adjourn

Mr. Barry made a motion to adjourn. Mr. Birkenruth seconded the motion. The meeting adjourned at 4:40 pm.

Minutes taken by Cynthia van Zelm

**MANSFIELD DOWNTOWN PARTNERSHIP
MEMBERSHIP DEVELOPMENT COMMITTEE MEETING
Mansfield Downtown Partnership Offices
March 15, 2010
8 AM**

MINUTES

Present: Frank McNabb (Chair), Dennis Heffley, Jim Hintz, Steve Rhodes

Staff: Cynthia van Zelm

1. Call to Order

Frank McNabb called the meeting to order at 8:00 am.

2. Approval of Minutes from February 8, 2010

Steve Rhodes made a motion to approve the minutes. Jim Hintz seconded the motion. The minutes were approved unanimously.

3. Follow-up on Outreach

Mr. McNabb suggested that more information be placed on the Tolland County Chamber of Commerce and Windham Chamber of Commerce web pages about the Partnership. **Ms. van Zelm will follow-up.**

Ms. van Zelm said the UConn student reception is planned for March 24. Mr. Rhodes said he could put up information on the President's blog.

The Committee discussed times and locations for staffing a table at Alumni Weekend. The Committee decided that Friday, June 4 between 4:30 pm and 7:30 pm near the ballroom, and Saturday, June 5 between 9 am and 2 pm near the registration table would work best. **Ms. van Zelm will check locations with Kim Lachut at the Alumni Association (done). Mr. McNabb, Dennis Heffley and Mr. Rhodes agreed to staff the tables and Ms. van Zelm also put out a request to Board members.**

Mr. Rhodes suggested changing the information on the Storrs Center presentation for UConn Alumni Weekend on the Alumni Association website to "Building Downtown Storrs" so it will be more recognizable than presentation by the Mansfield Downtown Partnership. **Ms. van Zelm will talk to Kim Lachut (done).**

Mr. Heffley confirmed that Partnership/Storrs Center information can be available at the UConn Economics alumni meeting on April 2. Ms. van Zelm will give Mr. Heffley materials at the April Board meeting.

Ms. van Zelm will follow-up on outreach through the i-parent network (done).

Mr. Rhodes suggested tapping into the EO Smith Foundation. Can they include an update on Storrs Center in their newsletter? **Ms. van Zelm will follow-up.**

Ms. van Zelm said Partnership Special Projects Coordinator Kathleen Paterson will continue to work on sending out membership letters to the business community. Partnership staff is working on sending 25 letters at a time to businesses on its business list.

Mr. Rhodes will send Ms. van Zelm the Connecticut Repertory Theater (CRT) summer schedule to check in with Frank Mack at CRT re: the possibility of the Partnership having a table at the productions. Mr. McNabb suggested that this might be something the students who have applied to be the student rep on the Board might do.

Mr. McNabb suggested that information be placed in the Alumni leader (e-mail database of UConn alumni) every quarter when it is sent out.

Committee members confirmed their staffing times at the Partnership table at the UConn off-campus housing fair on March 24.

4. Membership Renewal Drive Update

Committee members said they are working on their contacts with members who have not yet renewed.

5. Next Meeting

The Committee agreed to meet on Monday, April 12 at 8 am in the Partnership office.

6. Adjourn

The meeting adjourned at 9:00 am.

Minutes taken by Cynthia van Zelm.

**MANSFIELD DOWNTOWN PARTNERSHIP
MEMBERSHIP DEVELOPMENT COMMITTEE MEETING
Mansfield Downtown Partnership Offices
April 12, 2010
8 AM**

MINUTES

Present: Frank McNabb (Chair), Steve Rhodes

Staff: Cynthia van Zelm

1. Call to Order

Frank McNabb called the meeting to order at 8:00 am.

2. Approval of Minutes from March 15, 2010

There was no quorum so the minutes were not approved.

3. Follow-up on Outreach

With respect to Alumni Weekend, Cynthia van Zelm said she had sent dates to the Board to see if they can staff a table at registration. She spoke with Kim Lachut at the Alumni Association about the location of tables outside the ballroom and near registration for both Friday and Saturday. Ms. van Zelm said Ms. Lachut indicated that packets will be sent via e-mail. Ms. Lachut will change the title of Philip Lodewick's presentation to "Building Downtown Storrs" on the on-line registration info. The hard copy brochure is complete so it will not be able to be changed. Steve Rhodes said he could staff a table if he is not busy with other Alumni Weekend duties. Mr. McNabb can staff a table both days as needed. **Ms. van Zelm will check with Dennis Heffley and Jim Hintz on times to staff meeting.**

The Committee discussed a packet for Alumni Weekend and suggested 1) membership brochures (b/w could be done for extras), 2) Fact Sheet, 3) Concept Plan/Timeline, 4) Housing survey. **Ms. van Zelm will check in with Ms. Lachut on how many copies she believes would be needed. Ms. van Zelm will talk to Monica Quigley about what material can be produced to ascertain housing interest from the alumni.** Mr. McNabb said it will be important to have something that can be filled out on the spot.

With respect to i-parent network (to get information out to the EO Smith community), Ms. van Zelm will get in touch with Barbara Casey (**done/but need to determine access to blog**).

Ms. van Zelm said she spoke to Kathleen Paterson in the Partnership office about website follow-up and Ms. Paterson indicated that with the new website, one will be able to see the number of "hits" on the site. On the new site, a bank of photos or images will change out when one navigates away from the site.

The Committee agreed to hold on producing a poster of information about Storrs Center and membership information.

Ms. van Zelm will provide Storrs Center information to Frank Mack for the Connecticut Repertory summer performances at UConn (*to be delivered on May 13*).

4. Membership Renewal Drive Update

Committee members agreed to hold off for now on sending a third renewal letter. Committee members were given a list of who had not renewed yet.

5. Next Meeting

The Committee agreed to meet on Monday, May 17 at 8 am in the Partnership office.

6. Adjourn

The meeting adjourned at 8:35 am.

Minutes taken by Cynthia van Zelm.

TOWN/UNIVERSITY RELATIONS COMMITTEE

Tuesday, May 11, 2010

Bishop Center

Room 146

4:00 pm

Minutes

Present: M. Beal, M. Hart, E. Paterson, S. Rhodes, Bruce Clouette, J. Saddlemire,
P. Barry, B. Clouette, C. Paulhus, N. Silander.

Staff: J. Jackman, G. Padick, J. Hintz, M. Kurland

- 1) Meeting called to order at 4:02 PM
- 2) Meeting Minutes
 - a) The minutes of March 9, 2010 were approved.
 - b) The minutes of April 13, 2010 were approved.
- 3) Updates:
 - a) Spring Weekend:
 - i) S. Rhodes reported that: UConn President Hogan had created a UConn Spring Weekend task force of UConn administrators and charged the task force to prepare a report to De-Escalate Spring Weekend, and that Spring Weekend was not expanded to include Wednesday night at Willington Oaks or W Lot.
 - ii) S. Rhodes and B. Paterson will establish a frame work for the Town/University UConn Spring Weekend Report and ensure that stake holders (such as but not limited to Student Health, Student Affairs; town/state/university public safety agencies and MCCP) are invited to contribute to the committees report.
 - b) Mansfield Community Partnership: N. Silander provided a brief update of MCCP activities.
 - c) Proposed Off-Street Parking Ordinance: B. Paterson reported that the Off-Street Parking Ordinance was passed by the Town Council.
- 4) H1N1 Presentation: Robert Miller, Eastern Highlands Health District Director and Mike Kurland, UConn Student Health Services Director provided an overview of H1N1 that were conducted as a partnership project by the Health District and Student Health Services. The program included: developing a mass vaccination plan; surveillance; training; preparedness; and record keeping, which resulted in 49 mass vaccination clinics with 9,360 H1N1 vaccination doses administered to the public.

- 5) Communications:
 - a. Policy Regarding Advisory Committees' Communications with Outside Agencies:
The Policy Regarding Advisory Committees' Communications with Outside Agencies was distributed to committee members.
- 6) Other Business/Announcements: None
- 7) Opportunity for Public to Address the Committee: None
- 8) The meeting adjourned at 5:34 PM.

Respectfully Submitted,

John Jackman, Emergency Management Director, Town of Mansfield

Mansfield Board of Education Meeting
April 15, 2010
Minutes

Attendees: Mark LaPlaca, Chair, Shamim Patwa, Vice Chair, Martha Kelly, Holly Matthews, Min Lin, Katherine Paulhus, Carrie Silver-Bernstein, Randy Walikonis, Superintendent
Fred Baruzzi

Absent: Chris Kueffner

The meeting was called to order at 7:30pm by Mr. LaPlaca.

HEARING FOR VISITORS:

Mr. LaPlaca noted that Board Policy under Meeting Conduct states that hearing for visitors allows five minutes per speaker and a maximum of fifteen minutes to each subject.

Emma Powers a 4th grade student at Southeast School presented her poster entry in the in the 2009/2010 Connecticut Fire Prevention Poster Contest. Emma was a county winner and her poster will be in the 2010-2011 Connecticut Fire Prevention Calendar.

Jeannette Picard, 72 Timber Drive, regarding the proposed PreK-4 Community School

Mr. Kueffner arrived at 7:48pm.

MOTION by Ms. Patwa, seconded by Mr. Walikonis, to modify Board by-laws to allow 3 minutes per speaker with 30 minute total starting with next speaker. **VOTE:** Unanimous with Mr. Kueffner abstaining.

David Allen Stern, 209 Davis Road, regarding the proposed PreK-4 Community School

Bill Caneira, 38 Candide Lane, regarding the proposed PreK-4 Community School

David Garvey, 104 Jonathan Lane, regarding the proposed PreK-4 Community School

Christina Colon-Semenza, 64 Woods Road, regarding the proposed PreK-4 Community School

Christopher Lapsis, 107 Candide Lane, regarding the proposed PreK-4 Community School

COMMUNICATIONS: The Board received a letter from the Town of Mansfield Sustainability Committee.

COMMITTEE REPORTS: Personnel Committee: Ms. Patwa reported that negotiations are continuing with UPSEU. Policy Committee: Ms. Patwa reported that the Policy Committee will have a recommendation for a new policy at a future meeting. Sustainability Committee: Ms. Matthews reported that she attended the Sustainability Committee Meeting. Teacher of Year Committee: Mrs. Kelly reported that the TOY Committee is accepting nominations for Teacher of the Year. Goodwin Bequest Committee: Mrs. Kelly reported the committee will meet on April 27th to review applications for funding and status on current funded activities.

SCHOOL BUILDING PROJECT:

- School Building Committee: The Building Committee discussed options presented to the Board on the school building project.
- Mansfield Education Association: The MEA discussed a survey of teachers regarding advantages and disadvantages of various options of the school building project.

SPECIAL MEETING: **MOTION** by Mr. Walikonis, seconded by Ms. Patwa, for a Special Board Meeting to be held on May 6, 2010 at 7:30pm. **VOTE:** Unanimous in favor.

REPORT OF THE SUPERINTENDENT:

- School Readiness Grant Program: Grant Proposal will be completed and submitted in May by the Town of Mansfield Human Services Department.
- Enhancing Student Achievement –Three new projects were reviewed and will be implemented at the schools in support of this activity.
- Class Size/Enrollment – The principals noted no significant changes this month.

NEW BUSINESS: None

CONSENT AGENDA: **MOTION** by Mrs. Paulhus, seconded Mrs. Kelly that the following item for the Board of Education meeting of April 15, 2010 be approved or received for the record: **VOTE:** Unanimous in favor

That the Mansfield Public Schools Board of Education approves the minutes of the March 11, 2010 Board meeting.

HEARING FOR VISITORS:

Margaret Rubaga, 40 S. Eagleville Road, regarding acceptable rate of responses from surveys.

Julie Hodgson, 656 Chaffeenville Road, regarding the proposed PreK-4 Community School

SUGGESTIONS FOR FUTURE AGENDA: Ms. Patwa requested information on how individual schools build community.

MOTION by Mr. Walikonis, seconded by Mr. Kueffner to adjourn at 10:02pm. **VOTE:** Unanimous in favor.

Respectfully submitted,

Celeste Griffin, Board Clerk

Town Quality of Life Committee
Minutes
May 6, 2010

Present: Briody (Chair), Moran, Rhodes, Morse, Fried; Staff: Hintz (UConn), Nintean (Mansfield)

1. Moran moved to approve the minutes of the previous meeting. Motion carried.
2. Fried agreed to serve as Recording Secretary.
3. The committee members introduced themselves to the members of the public.
4. Comments from the public:

a) Joan Hall raised a question about the definition of family with regard to renting to two sets of siblings. Referred to Nintean for clarification. Nintean deferred responding directly, in order to avoid dialog, but later indicated two sets of siblings would count as "two unrelated people."

b) Beverly Sims questioned the status of Ponde Place development because of the currently high density of student-occupied housing in her area and the lack of perceived need for more off campus housing, noting the number of vacancies in apartment complexes. She also outlined significant concerns about the environmental impact of disturbing the water table and wetlands in the Hunting Lodge Road area, given the history of toxic waste deposits by the university and the length of time that was required to stabilize the toxicity and limit its spread. In preparation for the construction of Ponde Place, a group of trees has been removed. The wood tortoise, a species of concern to the DEP, also lives in that area.

c) Walter Hircsh raised several questions: Why isn't there better coordination with the university regarding student behavior when students violate town ordinances? Why isn't the town currently enforcing blight and noise ordinances? Who is responsible for the delinquency of minors? He also commented on the current level of vacancies in rental properties, the danger to the water supply if more multiple occupancy housing is built in Mansfield, and the fact that he pays a substantial fee for being connected to UConn's water system, which was required by UConn's polluting of wells.

d) Alison Hilding reinforced the comments made by Sims with greater detail. She also commented on the level of cancer among inhabitants of the Hunting Lodge Road area and the association between exposure to the toxic elements present and development of cancer as identified by Greg Cichowski, a local pharmacist, on the basis of the number of prescriptions he was filling for cancer-relate medications in that neighborhood.

e) Morse thanked the three speakers for their comments and suggested that they also submit letters in town and public venues. Moran reminded the committee that dialogue with the public was not its role. The proper frame of reference is to provide testimony which the committee receives.

5. Communications:

a) A hearing regarding the changed definition of Family was held by Planning & Zoning May 3. Moran asked if any members of the QOL had attended. Morse responded that he had attended, and that the definition of family had been so broadened that enforcement might be difficult, since many student groups could qualify. Hearings were continued until June 7 because of the intense interest in this topic. It is probable that a vote on the changed definition of family will occur at the PZC Meeting on either July 6 or July 16.

b) A pilot program on Hunting Lodge Road regarding the placement of trashcans will be initiated by the town. The purpose of this project is to encourage residents to throw trash in barrels which is intended to minimize the amount of staff time taken up with picking up trash off the ground in that area.

c) The Town Council will vote on the parking space designation ordinance on May 10. Moran suggested that members of the TQOL attend the P&ZC meeting in which the definition of Family is discussed and express the opinion of this committee.

d) Moran reminded members that the budget hearing will take place on May 11. The meeting begins at 7PM but check in, with identification, begins at 6:30. The League of Women Voters hosts a coffee hour during that period for informal conversation about the budget. The budget includes funds for an additional state trooper to be assigned to Mansfield so that the town can staff more hours with police coverage and respond to nuisance complaints including noise.

6. Items of business

a) Hintz described the Off-Campus Fair, an event designed to bring apartment owners and students together so that students can find rental housing more easily and compare possibilities. The university also uses this fair to inform landlords about support in dealing with problem students and reasonable expectations for dealing with students as tenants. Landlords who are not registered with the university cannot participate in this fair. This process gives the university more leverage in being sure that students are being treated fairly.

b) Hintz also discussed sample leases that could be given to landlords who are not satisfied with their current leases. He stated that sample leases have minimal utility because circumstances are so varied. However, use of key phrases, given to landlords, helps to alert them to the issues that should be addresses. He highlighted several of these phrases from the leases, but shied from offering the "model lease" originally requested. This issue will be discussed at the next meeting.

c) There was information in the packet regarding "Animal House" ordinances in place in Amherst, MA and South Orange, NJ (Seton Hall University). These ordinances require landlords to evict students under certain conditions. Morse noted that the eviction requirement tied a landlord to a method that was he had found was one of the least efficient ways of getting rid of a tenant. Discussion postponed until next meeting.

d) The committee reviewed the priority list which has been in place for several months and identified changing status of different project. Ninteanu noted that T.O.M. has hired consultants to recommend changes to local police, so we are in waiting mode. The revised list is appended to these minutes.

7. Additional comments from the public

a) Hircsh reminded that the issue of Ponde Place does fall within the charge of this committee because, if the project goes forward, it will affect the quality of life in Mansfield. He commented on the futility of placing trashcans on Hunting Lodge Road and stated that he opposed to eviction ordinances because eviction takes too long and while students are in residence, they often trash the property. Non-renewal is the only effective action in his experience as a landlord.

8. The meeting adjourned at 9:30 PM. Next meeting is on June 3.

Respectfully submitted,

Jane Fried

TOWN/UNIVERSITY RELATIONS COMMITTEE
Tuesday, April 13, 2010
Mansfield Community Center Community Room

Minutes

Present: M. Beal, M. Hart, R. Hudd, E. Paterson, S. Rhodes, N. Silander, W. Simpson

Staff: M. Capriola, J. Jackman, G. Padick (Town)
R. Miller, J. Bradley (UCONN)

1. Call to Order

Meeting was called to order at 4:05 pm.

2. March 9, 2010 Meeting Minutes

Since the Committee did not have a quorum of members present, it was unable to take action on the draft minutes of March 9, 2010.

3. Updates

- a. *Spring Weekend 2010 Planning Update*. Mr. Rhodes and Chief Hudd provided an update. Highlights of the discussion included:
 - A unified command structure will exist for the first time;
 - DUI road blocks will be set-up on roads leading to campus;
 - 4,000 parking spaces will be closed on campus; some road closures will occur;
 - The guest policy will be enforced for on-campus housing;
 - 90 UCONN nursing students will be volunteering to help identify students with signs of alcohol poisoning;
 - Undergraduate Student Government (USG) will provide bagels and water to students to help prevent alcohol poisoning;
 - Letters have been issued to area high schools stating that their students should be discouraged from attending.
- b. *Mansfield Community Campus Partnership (MCCP)*. Ms. Silander provided an update. Ms. Silander outlined the action items developed by MCCP and announced the Spring Weekend off-campus visits to Celeron and Carriage House Apartments.
- c. *Draft Residential Parking Ordinance*. Mr. Hart and Mr. Padick provided an overview of the revised draft ordinance. The Town Council will hold another public hearing on the revised draft ordinance on April 26th. The draft ordinance is available at mansfieldct.org for review.
- d. *Public Information Session, USDA/College of Agriculture and Natural Resources Research Facility*. The information session has been scheduled for Tuesday, May 18th at 7pm in Room 7a of the Bishop Center at UCONN.

4. UCONN/Town Construction Projects, Summer 2010

Jim Bradley, with UCONN architectural and engineering services provided an overview of the following upcoming capital projects:

- Realignment of Mansfield and Storrs Roads;
- Water main project on Bolton Road for the Storrs Center project;
- Mirror Lake hydraulic dredging;
- Water main project on North Eagleville Road (near Swan lake) to Towers;
- Paving projects at Mansfield and Northwood Apartments;
- Sidewalk from Hunting Lodge Road to Northwood Apartments;
- Water tank replacement;
- Construction of a reclaimed water facility;
- Begin implementation of the landscape master plan with tree planting along Route 195;
- Construction of the new West Classroom Building.

When projects will impact citizens and/or traffic, UCONN will notify the public.

Mr. Hart provided an update on the status of the Town's sidewalk/bikepath project on Hunting Lodge Road as well as other planned sidewalk/bikepath projects.

5. Regional Land Preservation (Moss Sanctuary)

Mr. Hart and Mr. Miller provided an overview of recent open space and forest land acquisitions. In particular, the Moss Forest and Moss Sanctuary acquisitions were discussed. 531 acres of land have been preserved through these acquisitions.

6. Other Business/Announcements

Mayor Paterson commended the joint efforts of the Eastern Highlands Health District and UCONN Health Services in providing H1N1 flu clinics. 9,000 people were vaccinated (6,000 residents, 3,000 students).

7. Opportunity for the Public to Address the Committee
None.

8. Adjournment

Mr. Hart made a motion, seconded by Ms. Silander to adjourn the meeting. Motion passed unanimously. Meeting adjourned at 5:15pm

Next Meeting: May 11, 2010

Respectfully Submitted,
Maria Capriola, Assistant to Town Manager

TOWN/UNIVERSITY RELATIONS COMMITTEE
Tuesday, March 9, 2010
Audrey Beck Municipal Building, Council Chambers

Minutes

Present: B. Clouette, T. Haggerty, M. Hart, J. Hintz, R. Hudd, C. Paulhus, S. Rhodes, N. Silander, W. Simpson

Staff: M. Capriola, L. Hultgren, G. Padick, C. van Zelm

1. Call to Order

Meeting was called to order at 4:07 pm.

2. February 9, 2010 Meeting Minutes

Mr. Hart made a motion, seconded by Mr. Paulhus to adopt the minutes of February 9, 2010 as presented. Motion passed unanimously.

3. Updates

a. *Spring Weekend 2010 Planning Update.* Mr. Rhodes provided an update. Some students are attempting to organize a non-sanctioned Wednesday night event during Spring Weekend; efforts are underway to curtail such an event. Members discussed planning efforts underway for Spring Weekend.

b. *Mansfield Community Campus Partnership (MCCP).* Mr. Hintz provided an update. MCCP is developing goals and action items for the group.

c. *Draft Residential Parking Ordinance.* Mr. Hart and Mr. Padick provided an overview of the draft ordinance. The draft ordinance originated from work of the Committee on Community Quality of Life. The Town Council has held a public hearing and referred the draft ordinance to their sub-committee on ordinance review.

4. Storrs Center Streetscape Project

Mr. Hultgren and Ms. van Zelm provided an overview of the Storrs Center Streetscape Project. The project has several stretches along Storrs Road: the intersection of Routes 195/275 to Flaherty Road; the intersection of Routes 195/275 to the EO Smith/Town Hall parking entrance; EO Smith/Town Hall parking entrance to Bolton Road; and Bolton Road to Mansfield Road. Components of the project will include: ornamental lighting, wide walkways, on-street parking, turning lanes, improved visibility of crosswalks, transit and pedestrian access, benches, trees and landscaping, underground electric utilities, realignment of Dog Lane, improvements to Mansfield Road. UCONN is making improvements to Mansfield Road this year. Design for the streetscape improvement project is currently (approximately) 30% complete. After the CT DOT comments on the design a public information session will be held. The DOT will review and comment on the design at the 75% and 90% points of completion. Each DOT review process takes approximately 30-45 days. The Town anticipates that it will receive the necessary approvals this year and will begin construction next year.

5. Other Business/Announcements

Mr. Rhodes announced that the public hearing on the USDA/UCONN project was not held in February; it will likely be held in April.

6. Opportunity for the Public to Address the Committee

None.

7. Adjournment

Mr. Clouette made a motion, seconded by Mr. Paulhus to adjourn the meeting. Motion passed unanimously. Meeting adjourned at 5:10pm

Next Meeting: April 13, 2010

Respectfully Submitted,
Maria Capriola, Assistant to Town Manager

**TOWN OF MANSFIELD
TOWN COUNCIL
Ad hoc Committee on Regionalism
Thursday, March 4, 2010
Audrey P. Beck Municipal Building, Conference Room B
6:00 pm**

MINUTES

1. Call to Order/Roll Call

Members present: E. Paterson, G. Haddad, M. Hart, M. Lindsey
Staff Present: M. Capriola, Chief D. Dagon

2. Approval of January 26, 2010 Minutes

By consensus, the Committee approved the minutes from January 26, 2010; Paterson abstained.

3. Updates

Mr. Hart provided an update regarding the following initiatives:

- a. *WINCOG Regional Economic Development Plan* – The plan recommends establishing a regional economic development organization for the region. Those present discussed the pros and cons to marketing ourselves as a region and participating in economic development initiatives as a region.
- b. *Probate Court Consolidation* – Two potential locations (Mansfield, Tolland) have been identified, but both locations have space limitations. The location and name of the court for Mansfield-Tolland-Coventry-Willington has yet to be determined.
- c. *Ad hoc Regionalization Study Committee* – This group is looking at regionalization opportunities for grades PreK-8 for Mansfield-Ashford-Willington. The group's next meeting is March 18th. The superintendents have been meeting as a sub-committee and will be reporting back to the group as a whole
- d. *Governor's Council for Local Public Health Regionalization* – Mr. Hart is serving on this Committee and reported on its activities. The Committee has completed its report and submitted it to the Governor around the 1st of the year.

4. Police Services Study

Members and staff reviewed and discussed the six responses to the Town's police services study request for qualifications (RFQ). The Committee will interview five of the six respondents in early April.

5. Other Opportunities for Regional and Shared Services

Mr. Hart provided an update on MORE – the Municipal Opportunities and Regional Efficiencies Committee. Mr. Hart is serving on the town functions group of this Committee. The group is looking at opportunities for sharing services and the feasibility of sharing these services.

6. Adjournment

The members adjourned the meeting at 7:30 PM.

Respectfully submitted,
Maria E. Capriola, Assistant to Town Manager

**TOWN OF MANSFIELD
TOWN COUNCIL
Ad hoc Committee on Regionalism
Friday, April 16, 2010
Audrey P. Beck Municipal Building, Conference Room B
8:00am**

MINUTES

1. Call to Order/Roll Call

Members present: E. Paterson, G. Haddad, M. Hart, M. Lindsey
Staff Present: M. Capriola, C. Trahan

2. Approval of March 4, 2010 Minutes

Future agenda item.

3. Discussion of Regionalism Issues and Opportunities

The following individuals from Windham government were present: Neal Beets, Town Manager; Kevin Donahue, Council member; Ernie Eldridge, Mayor; Tom Pesce, Controller; Jeff Smith, Board of Finance. Elected officials and staff members present discussed challenges and opportunities for cooperative efforts between the two municipalities. Topics discussed (but not limited to): financial software system; sustainability coordinator; community development and housing; specialized services and professional staff. Elected officials requested N. Beets, M. Capriola and M. Hart to arrange for a joint Town/Gown meeting of the two communities and for staff to continue work on identifying potential opportunities for cooperative/shared services.

4. Adjournment

The members adjourned the meeting at 9:15am.

Respectfully submitted,
Maria E. Capriola, Assistant to Town Manager

Animal Control Activity Report

REPORT PERIOD

2009 /

2010

PERFORMANCE DATA	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	This FY to date	Last FY to date
Complaints investigated:														
phone calls	225	192	175	186	123	149	127	104	107	172	174		1734	1864
road calls	35	17	27	13	14	15	14	15	21	19	20		210	217
dog calls	123	80	68	87	47	53	50	56	53	79	89		785	840
cat calls	62	80	64	73	55	60	50	26	35	60	44		609	698
wildlife calls	17	9	14	3	6	8	4	5	3	4	10		83	80
Notices to license issued	10	7	10	19	17	15	5	7	18	17	11		136	88
Warnings to license issued	59	84	58	0	0	80	8	57	0	0	0		346	522
General warnings issued	16	2	4	9	3	5	5	3	5	4	1		57	46
Infractions issued	2	0	2	2	1	1	0	0	5	2	1		16	10
Notices to neuter issued	0	0	0	1	0	1	2	1	1	2	1		9	18
Dog bite quarantines	1	0	2	1	1	0	0	0	0	1	2		8	15
Dog strict confinement	0	0	0	0	0	0	0	0	0	0	0		0	1
Cat bite quarantines	0	0	0	0	0	0	0	0	1	0	0		1	3
Cat strict confinement	0	0	0	0	0	0	0	0	0	0	0		0	1
Dogs on hand at start of month	5	5	6	4	5	2	2	1	1	1	4		36	38
Cats on hand at start of month	17	15	12	16	21	12	15	11	9	12	9		149	154
Impoundments	31	25	17	24	13	26	17	10	20	19	22		224	266
Dispositions:														
Owner redeemed	14	3	3	4	6	6	6	2	6	5	9		64	75
Sold as pets-dogs	8	2	2	1	1	1	2	1	1	2	3		24	25
Sold as pets-cats	9	16	6	10	12	14	12	5	7	9	5		105	138
Sold as pets-other	1	0	1	0	0	1	2	2	1	1	0		9	0
Total destroyed	1	6	3	3	6	1	0	2	2	2	2		28	23
Road kills taken for incineration	0	0	1	1	1	0	0	2	1	2	2		10	8
Euthanized as sick/unplaceable	1	6	2	2	5	1	0	0	1	0	0		18	15
Total dispositions	33	27	15	18	25	23	22	12	17	19	19		230	260
Dogs on hand at end of month	5	6	4	5	2	2	1	1	1	4	2		33	39
Cats on hand at end of month	15	12	16	21	12	15	11	9	12	9	14		146	158
Total fees collected	\$861	\$948	\$ 515	\$ 460	\$ 726	\$ 691	\$ 463	\$ 383	\$ 365	\$ 365	\$ 370		\$6,147	\$ 9,301

Scotland dogs FY 09/10 to date

TOWN OF MANSFIELD
Ethics Board
Thursday, May 6, 2010
Audrey Beck Municipal Building, Conference Room B

Minutes

Members Present: Lena Barry, Nancy Cox (Chair), David Ferrero, Mike Sikoski, Win Smith, Nora Stevens

Staff Present: Maria Capriola, Assistant to Town Manager

The meeting was called to order at 4:32pm.

I. PUBLIC COMMENT

None.

II. UPDATE ON PERSONNEL COMMITTEE REVIEW OF ETHICS CODE

Ms. Capriola provided an update to the Board. The Personnel Committee anticipates bringing the Code to the Town Council on May 24, 2010 for discussion. Several members of the Board anticipate being available to attend the May 24th Council meeting.

III. UPDATE ON PENDING FOI CASES

None.

IV. COMMUNICATIONS

- a. Memo: Policy on Communicating Town Positions – Ms. Capriola provided an overview of the policy to the Board.
- b. Memo: FOI Ethics Statute and Reminders – Ms. Capriola provided a brief overview of the Town's FOI request procedures.
- c. Memo: Vetting Process for Board Members – Ms. Cox offered general remarks. The Board requested Ms. Capriola to send a thank you to the Committee on Committees for their review and consideration of the Board's recommendations. The Board will re-visit this topic at a later date, perhaps January 2011 as it gets closer to the date in which Board vacancies or reappointments may be in order (May 2011).
- d. Ethics Board FAQ - The Board reviewed the final version of its Ethics Board FAQ brochure.
- e. FOI Request and Response – Ms. Capriola provided an update to the Board and informed the Board that the request has been completed.

V. APPROVAL OF 2/4/10 MINUTES

Mr. Smith made a motion, seconded by Mr. Ferrero to adopt the minutes of 2/4/10. The motion passed unanimously with no objections.

VI. ADJOURNMENT

Mr. Ferrero made a motion seconded by Mr. Smith to adjourn the meeting. Motion passed with no objections. The meeting adjourned at 4:55pm.

Respectfully Submitted,
Maria E. Capriola, Assistant to Town Manager

HISTORIC DISTRICT COMMISSION
Minutes – May 11, 2010
Meeting

Members Present: G.Bruhn, I. Atwood, D. Spencer, J. McGarrity, A. Bacon

The meeting convened at 8:05 p.m.

- 1) Minutes from the April 12th meeting were corrected and approved.
- 2) J. McGarrity presented the Certificate of Appropriateness used by the Old Lyme Historic District Commission as a template for a certificate to be used by the Mansfield Commission. Changes were discussed, including elimination of a charge. Suggested changes will be made and the certificate reviewed again at our next meeting.
- 3) Dan Britton, solar panel contractor called, requesting to come talk to the Commission at the June meeting.
- 4) The time limit for execution of changes approved by the Commission under Certificates of Appropriateness will be reviewed, along with the need to monitor this.

The Meeting was adjourned at 8:45 p.m.

Respectfully Submitted,

Error! Reference source not found.
Chairman

Mansfield Commission on Aging Minutes
9:30 AM – Senior Center
April 12, 2010

PRESENT: T. Quinn (Chair), B. Lavoie (staff), S. Gordon, M. Thatcher, J. Adamcik, A. Holinko, T. Rogers, C. Pellegrine, L. Bilokur (guest), E. Poirier, J. Terry (guest), W. Bigl, C. Phillips, J. Quarto, K. Doeg, M. Gerling (staff)

REGRETS: None

- I. **Call to Order:** Chair T. Quinn called the meeting to order at 9:30 AM.
- II. **Appointment of Recording Secretary:** K. Grunwald agreed to take minutes for the meeting.
- III. **Acceptance of Minutes:** the minutes of the **March 8** meeting were accepted as written.
- IV. **Correspondence – Chair and Staff:** none.
- V. **New Business**
 - A. Waldo Klein from the State Commission on Aging was unable to attend.
 - B. **Non-profit Agency Funding Requests:** McSweeney Senior Center: J. Quarto presented information on their request for funding of \$3000. There are Mansfield residents who attend the Center, and they operate a dental clinic that has no *income guidelines*. They saw 54 Mansfield residents in the clinic last year, and only received \$1500 from the Town. They also saw 32 Mansfield residents for health screening. Joan recommended that they be funded for the full amount of the request. The general feeling is that this is an important service and they are not asking for an extensive amount of money. Recommendation approved unanimously.
 - C. **Volunteer Driver Program:** K. Grunwald provided a brief update on the Volunteer Driver program that is being developed by the Association and the Town. He is working on this along with Lida Bilokur and Marilyn Gerling. Some discussion about liability, driver screening, and the extent of the need for this service. C. Pellegrine will contact Lee Vida in Coventry to come to the Commission to talk about their program.
 - D. **“Other”:** L. Bilokur feels that the senior community needs to be more vocal about their needs.

VI. **Optional Reports on Services/Needs of Town Aging Populations**

A. Health Care Services

Wellness Center and Wellness Program – Kevin Grunwald/Barbara Lavoie: Barbara is the new Senior Service Social Worker. She has worked at Juniper Hill for the past 11 years and also worked here on Saturdays. She received her MSW last year, and continues to work as a Choices Counselor for Senior Resources. She explained that Choices is a program that helps to educate seniors about Medicare, Medicaid, and prescription drug coverage. Some members raised questions about licensing and whether or not it's realistic for this to be a part-time position. She suggested that the new Resident Services Coordinator at Juniper Hill may be a good addition to the Commission as a representative from Juniper Hill.

B. Social, Recreational and Educational

Senior Center – Marilyn Gerling: distributed copies of her monthly report. A Caregiver's Exposition was held on March 31.

Senior Center Assoc. –Tom Rogers: reported that we celebrated Rose Ferrari's 100th birthday last month. Next Wednesday is the Volunteer Appreciation event at the Center. The by-laws revision will be going to the Association meeting in June for approval.

C. Housing

Assisted Living Advisory Committee, Wrights Way: J. Adamcik said that they are trying to get an answer on the proposed bus shelter. W. Bigl has looked into this and said that Public Works is planning on installing this.

D. Related Town and Regional Organizations such as:

Advisory Committee on the Needs of Persons with Disabilities, Senior Resources of Eastern CT: no reports.

VII. Old Business

A. Long Range Plan Update: K. Grunwald distributed a template to review the plan and asked members to do this and bring their comments to the next meeting.

B. Sub-Committee Report: New Senior Center: W. Bigl and J. Quarto reported that it appears that given other building projects this is not a priority right now. C. Phillips pointed out that there has been some discussion about converting one of the elementary schools to a senior center. J. Quarto feels that this option should be researched to keep the group open to the possibilities. T. Rogers agreed that this group needs to be proactive around this issue. The sub-committee will pursue this option.

C. Triad (W. Bigl): reported that his contact from People's Bank reported that they are not interested in dealing directly with the Commission and the Association. T. Rogers clarified that this was the position of People's Bank corporate offices. Will met with the local branch staff, and scheduled a meeting this Wed. for Matt

Hart, Jim Kodzis, Dave Dagon, K. Grunwald and representatives of the bank to discuss how to implement the program. He is willing to represent the Commission and the Association at this meeting.

VIII. Adjournment

Meeting adjourned at 10:32 AM. Next meeting: **Monday, May 10, 2010** at 9:30 AM at the Senior Center.

Respectfully submitted,

Kevin Grunwald

ARTS ADVISORY COMMITTEE
 Meeting of Tuesday, 04 May 2010
 Mansfield Community Center (MCC) Conference Room

MINUTES

1. The meeting was called to order at 7:03p by Chair Kim Bova. *Members present:* Jay Ames, Kim Bova, Tom Bruhn, Scott Lehmann, Blanche Serban. *Members absent:* none. *Others present:* Jay O'Keefe (staff).
2. The minutes of the 06 April 2010 meeting were approved as written.
3. **Correspondence.**
 - a. Blanche submitted photos of her oil paintings of Mansfield scenes for a proposed exhibit in the children's reading room at the Mansfield Library. The (rest of the) AAC approved the exhibit, and Jay O'K will let the Library know.
 - b. Jay O'K distributed copies of a memo from the Town Clerk indicating that the Committee on Committees had recommended to the Town Council that the current Policy Regarding Advisory Committees' Communications with Outside Agencies remain in effect.
4. **Festival on the Green.** Kim attended a recent planning meeting for this year's Festival (to be held on Sunday, 9/12). She reported that:
 - The Festival will again include an art show, and helpers will be needed for installation and removal of art. {The AAC can probably do this.}
 - Bob Bloom will be doing a program of drumming with kids at a time when it won't be drowned out by amplified music from the big stage.
 - Instead of expensive fireworks on the previous evening (9/11), the Festival organizers are planning a dance. {Jay A. will contact The Little Big Band to see what it would cost to engage them.}
5. **MCC Art Exhibits.**
 - a. The Mansfield elementary school art show is up and has received positive reviews from MCC users, according to Jay O'K. It should come down by Memorial Day.
 - b. Tom will ask John Bell when he wants to install the Javanese puppets from the Ballard Institute in the display cases; he will also offer to assist. If MCC maintenance people are needed to help with the heavy glass shelves, they should know in advance. Blanche will contact Nancy Bergeron about hanging her paintings.
 - c. Jay A. has not yet contacted Michael Allison about exhibiting his wooden bowls in the display cases; he will do so, offering the fall or winter quarter. Kim has contacted Martin Calverly to let him know that his exhibit of color photographs of New England scenes had been approved for the winter quarter; do we know what space he wants?
 - d. No new applications have been received.

Exhibit Period	Entry cases		Sitting room		Hallway	
	Double-sided	Shelves	Upper (5)	Lower (3)	Long (5)	Short (2)
15 Apr – 31 May	<i>Mansfield elementary schools</i>					
1 Jun – 14 Aug	<i>Ballard Institute (puppets)</i>		<i>Nancy Bergeron (paintings)</i>			
15 Aug – 14 Oct	<i>Festival on the Green (advertising, art show winners)</i>		<i>MCC cleaning & painting 8/22-8/28</i>			
15 Oct – 14 Jan	<i>Michael Allison? (colored wooden bowls)</i>		<i>DCF Heart Exhibit 10/1 – 12/31 (photos of children needing adoption)</i>			
15 Jan – 14 Apr			<i>Martin Calverly (New England photos)</i>			

6. **Adjourned** at 7:30p. Next meeting: 7:00p, Tuesday, 01 June 2010.

Scott Lehmann, Secretary, 06 May 2010; approved 01 June 2010.

ARTS ADVISORY COMMITTEE
 Meeting of Tuesday, 02 February 2010
 Mansfield Community Center (MCC) Conference Room

MINUTES

1. The meeting was called to order at 7:00p by Chair Kim Bova. *Members present:* Kim Bova, Tom Bruhn, Scott Lehmann, Blanche Serban. *Members absent:* Jay Ames. *Others present:* Ashleigh Kay, Jay O'Keefe (staff).
2. **Ashleigh Kay** showed the Committee digital photos of mixed media works she wants to display at the Mansfield Library in March. The Committee approved the exhibit. Ms. Kay reported that about 40 people attended the artist's reception for her current show at the MCC; she did most of the publicity for this event herself. She suggested publicizing current exhibits at the MCC in the Parks and Recreation Department's quarterly publication. Jay O'K thought we could probably do this at no charge, since it would advertise a town function. However, we would need to prepare the notice well in advance; the Spring 2010 edition, for example, is now in press.
3. The minutes of the 10 November 2009 and 05 January 2010 meetings were approved as written.
4. **Arts Brochure.** Tom asked a graphic designer at the Benton to design a new "Opportunities for Mansfield Artists" brochure, using the text for the old one, of which no more copies can be found. He brought handsome samples of two different layouts, in black and 2 shades of blue: the Committee preferred the vertical bi-fold design (open size about 7"w x 8.5"h). It will be slightly re-designed to permit addressing and mailing. Tom will give Jay O'K a CD with the file for printing, which would probably be done at the UConn Print Shop.
5. **MCC Art Exhibits.**
 - a. Blanche reported that the art teacher at Goodwin and Southeast has agreed to supply up to 20 pieces of student art from each school for the **Mansfield elementary school art show**, 15 April to 31 May. She will contact Jay A. to remind him about arranging for a similar contribution from Vinton. The Committee agreed that the task of approving works could safely be left to the teachers, who may want to see the exhibit space before making their selections. It would be nice to kick off this show with a reception, which should be planned at the March meeting.
 - b. Tom will contact **John Bell** about exhibiting Javanese puppets from the Ballard Institute in the display cases from 01 June to 15 August.
 - c. **Nancy Bergeron**, who exhibited at the MCC several years ago, has applied to show paintings of New England landscapes in various seasons. After viewing photos included in her application, the Committee approved her exhibit. She could have the hallways and/or sitting room space after the elementary school art comes down, for the 01 June – 15 August period. Blanche will contact her.
 - d. DCF would like to exhibit **photos of children in need of adoption** in the period around Christmas 2011. The Committee thought such an exhibit could go in the hallways from 15 November – 15 January, leaving the 15 September – 15 November period open for a different exhibit. Jay O'K will see if this is OK with DCF.

Exhibit Period	Entry cases		Sitting room		Hallway	
	Double-sided	Shelves	Upper (5)	Lower (3)	Long (5)	Short (2)
15 Jan – 14 Apr	Patty Vinsonhaler (ceramics)		Ashleigh Kay (collage painting & drawing)			
15 Apr – 31 May	Mansfield elementary schools					
1 Jun – 14 Aug	Ballard Institute? (puppets)		Nancy Bergeron? (paintings)			
15 Aug – 1 Sep	Festival on the Green (advertising, art show winners)		MCC cleaning & painting 8/22-8/28			
1 Sep – 14 Oct						
15 Oct – 14 Nov						
15 Nov – 14 Jan			DCF ? (photos)			

6. **Adjourned** at 7:57p. Next meeting: 7:00p, Tuesday, 05 March 2010.

Scott Lehmann, Secretary, 03 February 2010; approved 01 June 2010

TOWN OF MANSFIELD
Sustainability Committee
Minutes of the Meeting
April 29, 2010

Present: Lennon, Stafford, Miller, Hart, Stoddard, Hultgren, Walton, Greg Paddick (visitor), Mark Paquette (guest)

The meeting was called to order at 7:10 p.m.

The March 24, 2010 minutes were reviewed and accepted.

Mark Paquette, from the Windham Region Council of Government (WINCOG), briefed the committee on the region's economic development plan. The Northeastern Connecticut Economic Partnership is applying for district designation of 22 towns. By creating a district, the region would be much more likely to receive federal funds for projects. Regionalization is key to any economic development funding. Each of the 22 towns will be asked to participate in a regional council. District status should be known in October.

Discussion turned to local economic development. Hart stated that some key objectives include retaining existing businesses, maintaining and developing local talent, attracting new businesses, and improving the quality of life. The committee suggested focusing on such specific issues as addressing the "blight" in four corners and enlisting Eco house students to offer community service hours to help with clean-up; UConn student interns could help inventory businesses; highlight businesses periodically with small festivals; support development of an agricultural infrastructure. It was suggested that the agriculture committee meet with the sustainability committee.

Hultgren reported that there will be a student intern who will help update the Small Town Carbon Calculator for 2008-2009 municipal data in order to start looking for trends. Christa Koehler, from Clean Air – Cool Planet has offered to help with the Small Town Carbon Calculator. It was suggested that student interns get some training in Rich Miller's Office for Environmental Policy before working with the Town on the calculator.

Walton stated that Richard Parnas, UConn engineer, received a grant to increase production of biodiesel from UConn's waste oil. Dr. Parnas will be invited to an upcoming sustainability committee meeting to discuss the Town's involvement in this initiative.

The meeting was adjourned at 8:49 pm.

Respectfully Submitted,

Virginia Walton
Recycling/Refuse Coordinator

Cc: Members, file, Town Manager, Town Clerk

**MANSFIELD DOWNTOWN PARTNERSHIP
FINANCE AND ADMINISTRATION COMMITTEE**

THURSDAY, APRIL 22, 2010

MINUTES

Present: Tom Callahan (Chair) Phil Barry, Harry Birkenruth, Mark Hammond, and Frank Vasington

Staff: Cynthia van Zelm

Guest: Howard Kaufman (by phone), and Macon Toledano of LeylandAlliance, and Lon Hultgren (Town Director of Public Works)

1. Call to Order

Chair Tom Callahan called the meeting to order at 3:07 pm.

2. Approval of Minutes from March 25, 2010

Harry Birkenruth made a motion to approve the March 25, 2010 minutes. Phil Barry seconded the motion. The motion was approved unanimously.

Phil Barry made a motion to go into executive session to review and discuss commercial and financial information provided in confidence by Storrs Center Alliance – CGS 1-200 (6), 1-210(b)(5)(B).

Harry Birkenruth seconded the motion.

The motion was approved unanimously.

2. Executive Session – Review and discussion of commercial and financial information provided in confidence by Storrs Center Alliance

Present: Committee members Mr. Barry, Mr. Birkenruth, Mr. Callahan, Mr. Hammond, and Mr. Vasington.

Also Present: Mr. Hultgren, Mr. Kaufman, Mr. Toledano and Ms. van Zelm

3. AJ Pappanikou Volunteer of the Year Award

Mr. Callahan asked for names for the Volunteer of the Year Award to be circulated amongst Committee members. He suggested that a final decision be made by phone.

4. Update on Four Corners Sewer and Water Advisory Committee

Lon Hultgren said there is money in the Town proposed budget to complete design on the water system and to design a pump system. He said there is a possible source of water at Cedar Swamp.

Mr. Hultgren said, if the item is approved as part of the budget, the Town Council will need to hold a town meeting or referendum to approve the funding.

Mr. Hultgren said that construction financing is still being evaluated but will likely be a combination of assessments, Town contribution, and state or federal grants or appropriations.

In response to a question from Mr. Barry, Mr. Hultgren said a conservative early estimate was a \$4 million net benefit to the Town over the life of the project.

Mr. Birkenruth encouraged efforts to beatify the Four Corners area as it is a main gateway to Mansfield. *Can some of the vacant buildings come down now?* Mr. Hultgren said the approach has been to facilitate investment with private property owners.

Mr. Hultgren noted that the Hyett Palma report on the Storrs Center area included some recommendations for the Four Corners to beatify the area. Mr. Hultgren said a sub-group of the Four Corners Committee has put together some preliminary design guidelines to address aesthetics (i.e., building parking lots behind buildings) and will be sharing those with the Partnership Planning and Design Committee at its June meeting.

Mr. Hultgren said Four Corners will be more car-oriented while Storrs Center will be a destination and walkable. He believes the two projects are not in conflict. Mr. Hultgren estimated that the Four Corners is approximately 2 years away from being fully permitted.

Mr. Callahan said he presumed that there is a significant capital investment in the project as assessments alone will not cover the cost. Mr. Hultgren thought there was a \$3 to \$4 million gap after the assessments on approximately 60 properties.

5. Review and Discussion of Relocation

Ms. van Zelm reviewed with the Committee the status of relocation.

6. Adjourn

Mr. Barry made a motion to adjourn. Mr. Birkenruth seconded the motion. The meeting adjourned at 4:40 pm.

Minutes taken by Cynthia van Zelm

Minutes

Mansfield Advisory Committee on Persons with Disabilities

Regular Meeting - Tuesday April 27, 2010

2:30 PM - Conference Room B - Audrey P. Beck Building

I. Recording Attendance

Present: K. Grunwald (staff), Maria Capriola
(Assistant to the Town Manager), W. Gibbs (Chair), J.
Blanshard, K.A. Easley (staff), C. Colon-Semenza, F.
Goetz

Regrets: J. Sidney, J. Tanner

II. Approval of the Minutes: The minutes for the meeting of March 23, 2010 were accepted as written.

III. New Business

- a. Review of role of the Committee as the Town's
ADA Grievance Committee: Maria Capriola
provided some background as to how the Town
Council had assigned that role to this committee.
She explained that she was able to identify only

one ADA complaint that had been made dating back to the 1990's. The law requires that there be a committee that is charged with the responsibility for hearing complaints about ADA violations. She believes that likely complaints will be Title II complaints, which do not involve employment issues. F. Goetz raised some concerns about sidewalk maintenance, and wondered if this is something that people could file a complaint about. W. Gibbs said that the concern is about how to handle Title I complaints, and how complaints could be handled within the time frames identified in the policy. Maria explained that she or the Town Attorney could be available as a resource around specific issues requiring consultation. This has been spelled out in the Policy. Freedom Of Information laws allow special meetings to be called, as long as the agenda is posted 24 hours in advance. C. Colon-Semenza raised concerns about being able to attend meetings on a short notice. Maria explained that this is "minimum" notice time. We would need to have a quorum of members to

take official action. What if a quorum of members is not available to take action on a complaint?

Maria suggested inserting a sentence in the timeline that offers a caveat that assumes the availability of members to take action on the complaint. Another suggestion is to add alternate members to the committee who can step in to satisfy the requirements of a quorum. KA Easley suggested changing the requirements from calendar days to business days to allow for more time. She also suggested that any notification be sent via certified mail, return receipt requested, through the Town Manager's Office. The committee unanimously agreed to adopt the policy with the changes that were identified.

- b. Support for Program Amendment to fund accessibility improvements to a changing room at the Mansfield Community Center: M. Capriola explained that the Town is applying for a program amendment to a Community Block Grant program to use the funds to add an accessible changing room at the Community center. Funds for this grant do not come directly from the federal government, but through the State of CT. There was a requirement to hire an architect to develop the plans and to host a site visit for the DECD. The next step is to obtain approval from

the Town Council at their meeting on May 10. It will take approximately one week to complete the project, once the funds are released. "Move, effective April 27, 2010, for the Town of Mansfield Advisory Committee on the Needs of Persons with Disabilities to support the Town's program amendment to the State Department of Economic and Community Development to use program income funds for accessibility improvements to the Mansfield Community Center family changing room." Motion was approved unanimously.

- c. Eastern CT Assistive Technology Center: K. Grunwald provided information about this new resource, which is located at the Windham Regional Community Council. He has invited staff from the Center to present to this Committee at a future meeting.
- d. "Other": K.Grunwald distributed copies of a policy regarding communications by advisory committees with outside agencies.

IV. Old Business

- a. Transportation Resources: K. Grunwald distributed copies of a guide to Transportation Resources in town.
- b. Network for parents of children with disabilities: Melissa Shippee has not been in touch regarding serving on this committee. C. Colon-Semenza suggested recruiting through the school nurses. K. Grunwald will contact the nurses and J. Blanshard will follow-up with recruiting through the bus company. K.A. Easley suggested first pulling information together about the Committee that can be used for recruitment.

- c. Accessible Parking Fines/Signs: A letter will be sent to all property owners who have been identified in town regarding the availability of signs that list the amount of the fine.
- d. Publicity efforts: J. Blanshard and J. Tanner will pursue this prior to the next meeting.
- e. Status of other accessibility issues previously identified: no discussion.

V. Adjournment: meeting adjourned at 3:35 PM; next meeting May 25.

Respectfully submitted,

Kevin Grunwald

TOWN OF MANSFIELD
Energy Education Team
Minutes of the Meeting
April 20, 2010

Present: Britton (chair), Williams, Loxsom, Millius, Walton (staff), Hoyle

The meeting began at 7:07 p.m.

The minutes from the March 16, 2010 meeting were reviewed and accepted.

Walton reported that at the March 24, 2010 sustainability committee meeting, Fred Baruzzi, Mansfield's Superintendent of Schools, briefed the committee on the school building project. As a result of the briefing, the sustainability committee sent a letter to the Mansfield Board of Education directing them to certain ideas they may not have considered regarding a new school building site and reuse of vacated buildings.

Walton attended a biofuel symposium on April 8, 2010 featuring the grand opening of UConn's biofuel testing lab. UConn professor Richard Parnas has been awarded a grant to expand his lab's small scale biofuel production to a larger operation. The Town is interested in working with Dr. Parnas to develop a collection of used oil from area restaurants and use a portion of the biofuel for municipal heating.

The \$500 Energy Challenge will be drawing to a close at the end of this month. Walton will contact the participants to remind them to send in their May and June 2009 and 2010 electricity bills. A few of the participating households have been taped and aired on cable access television, Channel 14.

Williams offered to report on the highlights of the 20% by 2010 google group e-mails at future meetings. Hoyle asked to be added to this mailing list. Walton will contact Roger Smith.

Loxsom reported that the ECSU Energy Conservation and Solar Energy program was well attended by Mansfield residents. The next presentation on Geothermal Energy for Homeowners is April 21 at 7:00 pm.

The team decided that the overarching goal of the committee is to make Mansfield energy smart. This will be measured by a 30% reduction in current municipal energy consumption, a 30% reduction in current residential energy consumption and an increase in the use of renewable energy by 20%. A variety of ways to measure and achieve these goals were discussed. Members were asked to bring their ideas for reaching these goals.

Walton reported that the Mansfield Center for Nursing and Rehabilitation is interested in exploring solar leasing options. Britton stated that funding has run out for any solar installations, including commercial solar leasing, but State Senate Bill 463 is in the energy committee. If this

bill is passed, it will stabilize the funds available for renewable energy programs and offer affordable loans for residential clean energy projects. Walton will report back to the Mansfield Center for Nursing and Rehabilitation.

Walton was approached by the chair of the Woodbridge Energy Task Force about using a marketing strategy that helped Woodbridge significantly increase the number of home energy audits and clean energy sign-ups. The Energy Education Team asked Walton to get the details for the next meeting.

The next meeting is tentatively moved from May 18, 2010 to May 25, 2010. Walton will confirm the new date.

The meeting was adjourned at 9:05 pm.

Respectfully Submitted,

Virginia Walton
Recycling/Refuse Coordinator

Cc: Lon R. Hultgren, Director of Public Works, Members, file, Town Manager, Town Clerk

**MANSFIELD DOWNTOWN PARTNERSHIP
FINANCE AND ADMINISTRATION COMMITTEE**

THURSDAY, MARCH 25, 2010

MINUTES

Present: Tom Callahan (Chair) (by phone), Phil Barry, Harry Birkenruth, Matt Hart (by phone), Mark Hammond, Phil Spak and Frank Vasington

Staff: Cynthia van Zelm

Guest: Howard Kaufman, LeylandAlliance (by phone)

1. Call to Order

Chair Tom Callahan called the meeting to order at 3:05 pm.

Tom Callahan made a motion to go into executive session to review and discuss commercial and financial information provided in confidence by Storrs Center Alliance – CGS 1-200 (6), 1-210(b)(5)(B).

Harry Birkenruth seconded the motion.

The motion was approved unanimously.

2. Executive Session – Review and discussion of commercial and financial information provided in confidence by Storrs Center Alliance

Present: Committee members Mr. Barry, Mr. Birkenruth, Mr. Callahan, Mr. Hart, Mr. Hammond, Mr. Spak and Mr. Vasington.

Also Present: Mr. Kaufman and Ms. van Zelm

3. Approval of Minutes from February 25, 2010

Phil Barry made a motion to approve the February 25, 2010 minutes. Frank Vasington seconded the motion. The motion was approved unanimously.

4. Review of Budget and Personnel

Matt Hart confirmed that there are currently no increases in the proposed Town budget with respect to employee salaries except for steps and longevity. The

Committee will continue to monitor any Town action. The Partnership budget currently includes no increase for staff.

5. Update on Four Corners Sewer and Water Advisory Committee

Mr. Hart said the Four Corners Sewer and Water Advisory Committee invited environmental groups to its last meeting to give them an update on the Committee's work. He said there is a favorable preliminary report on a local aquifer that may be able to provide a water source to Four Corners. Mr. Hart said the environmental groups did express concern about bringing in water from a water line that could lead to more development along the water line route.

Mr. Hart said the proposed Town budget includes \$330,000 for engineering and permitting work on infrastructure at Four Corners. If approved, it would be funded through bond proceeds.

6. Adjourn

Mr. Barry made a motion to adjourn. Mr. Birkenruth seconded the motion. The meeting adjourned at 4:45 pm.

Minutes taken by Cynthia van Zelm

HOUSING AUTHORITY OF THE TOWN OF MANSFIELD
REGULAR MEETING MINUTES
Housing Authority Office
April 15, 2010
8:00 a.m.

Attendance: Mr. Long, Chairperson; Mr. Simonsen, Vice President; Mr. Eddy; Secretary and Treasurer; Ms Hall, Assistant Treasurer; Ms Christison-Lagay Commissioner, was excused; and Ms Fields, Executive Director.

The meeting was called to order at 8:12 a.m. by the Chairperson.

MINUTES

The Chairperson declared the acceptance of the minutes of the March 18, 2010 Regular Meeting without objection.

COMMENTS FROM THE PUBLIC

None

COMMUNICATIONS

Ms Fields received and responded to a Complaint filed with the Commission on Human Rights and Opportunities (CHRO) by Barbara Rychling pursuant to the Board's response to her request for a reasonable accommodation for a reserved parking space no further than 60 feet from her door. In Ms Fields response to CHRO, she offered Ms Rychling a unit within 25 feet of the tenant parking area. Ms Rychling refused the unit. CHRO sent a representative out to assess the situation. Ms. Fields agreed in principle with the CHRO representative to provide Ms Rychling with 1) a "Reserved Parking" sign, 2) the ability to parking for no longer than 15 minutes in front of the gate to unload packages and 3) to offer Ms Rychling an option to lease a unit, when available, which meets all of the following criteria (as requested by Ms. Rychling through her CHRO representative): (a) Unit 801 or any unit in the 900's;(b) located no further that 60 feet from her door to the parking area; (c) is a "double" unit; and (d) has a bathtub. The CHRO representative agreed to send a draft written agreement to Ms. Fields. The Board requested that part of the agreement include that Mr Rychling's vehicle be towed if she leaves it in front of the gate for more than 15 minutes.

The auditors will be here on May 12th and 13th to perform the annual audit. The finance committee meeting on the May 13th will be moved to the Knop Shop.

Ms Fields received the certificate of appointments from the Town of Mansfield for Mr. Long and Mr. Simonsen. Their terms have been extended through October 31, 2014.

REPORTS OF THE DIRECTOR

Bills

A motion was made by Ms Hall and seconded by Mr. Eddy to accept the March 2010 Bills. Motion approved unanimously.

Financial Reports –A (General)

A motion was made by Mr. Eddy and seconded by Mr. Simonsen to accept the January and February 2010 Financial Reports. Motion approved unanimously.

Financial Report-B (Section 8 Statistical Report)

A motion was made by Mr. Eddy and seconded by Mr. Simonsen to accept the March 2010 Section 8 Statistical Report. Motion approved unanimously.

REPORT FROM TENANT REPRESENTATIVE

Resident Advisory Committee

Mr. Eddy stated that he had nothing new to report at this time.

COMMITTEE REPORTS

Finance Committee

Mr. Simonsen summarized the items discussed at the last Finance Committee meeting stating that the committee would like to change the reporting of reserves from monthly to quarterly and schedule a finance meeting in the next couple of months that can be attended by all Board members to create a three to five year business plan. Mr Simonsen also suggested that the Board develop specific financial policies to secure the Housing Authority's financial position over the next decades.

UNFINISHED BUSINESS

Storage at Holinko Estates

After reviewing the storage area and talking with Mr. Raiola (Town of Mansfield Deputy Fire Marshall) last month, the Board discussed a new storage unit policy for Holinko Estates. Pursuant to the discussion, Ms Fields will email a preliminary draft of the policy to Board members for review and comment and then to Mr. Raiola for comment. The Board expects to approve a formally policy at the next Regular Meeting.

DECD Weatherization Program

Ms Fields met with Raymond Mack from CL&P and Mike Bernier from Access Agency on April 6, 2010 to review the program. Mr. Mack explained the program as having three parts. First the audit team will come out and assess the property and each tenant for income qualification. The Access Agency will be responsible for the audit. Second a Work Team will come out and perform the work and third the work will be inspected upon completion of the work. All work will be approved by the Housing Authority. DECD is still waiting for a green light from the Department of Energy regarding some of the heating renovation work and until the approvals are granted that work cannot be started. Because we are close to the top of list of Housing Authorities, CL&P/Access Agency expects that the work could be completed in the September/October 2010 time frame.

Unoccupied Unit Policy Revision

A motion was made by Ms Hall and seconded by Mr. Eddy to rescind the Unoccupied Unit Policy established in at the last Regular Meeting. Motion passed unanimously.

Unoccupied Unit Policy

A Tenant must reside and occupy his/her leased unit. In the event a tenant has not occupied the unit for any reason for six months in any 12 month period the lease will terminate. Any exceptions to the policy must be approved by the Board of Commissioners.

Mr. Loyzim is excluded from this policy only for the purpose of vacationing at his "camp" during the months of March through November due to his longstanding practice prior to this policy being approved.

A motion was made by Mr. Eddy and seconded by Mr. Simonsen to approve the Unoccupied Unit Policy as stated above. Motion passed unanimously.

Update – Solar Project

Ms Fields received a contract for the Grant Agreement by and between the Housing Authority of the Town of Mansfield and Connecticut Innovations, Incorporated, acting solely as the administrator of the Connecticut Clean Energy Fund. The agreement provides the Housing Authority with a grant for \$69,825 for the photovoltaic project to be installed at Wright Village and the Housing Authority office. Ms Fields is currently reviewing the contract and will contact Sunlight Solar for information on the next steps.

NEW BUSINESS

None

OTHER BUSINESS

None

ADJOURNMENT

The Chairperson declared the meeting adjourned at 9:39 a.m.

Dexter Eddy, Secretary

Approved:

Richard Long, Chairperson

Mansfield Open Space Preservation Committee
Minutes for May 19, 2010

1. Chairman Jim Morrow called the meeting to order at 7:40 PM
2. Members present:
Vicky Wetherell, Jim Morrow, Michael Allison, Steve Lowrey, Ken Feathers
3. Allison/Lowrey: Motion to approve the minutes of April 20, 2010, Wetherell amended Section 7 to clarify that Paula Stahl's Power Point presentation was made to the Lebanon Town Council not the Mansfield Town Council. Motion passed as amended
4. Public Comment: No public present.
5. Old Business:
 - Bonding referendum was discussed. The expiration of bonding was discussed and the specific wording of the question was discussed; the Committee prefers the wording used in the 2006 referendum, the use and the location of the word "municipal" in the question was discussed and how its location may change the interpretation of the question.
6. New Business:
 - Discussion of the proposed amendment to the Zoning Regulations and Zone change for the Pleasant Valley area. The Committee is not fully in favor of the proposal and will work on preparing a response to the PZC
7. No reports from staff
8. No Communications
9. No other discussions
10. No discussion of future agendas
11. Wetherell/Lowrey: to adjourn, motion carried. Meeting adjourned at 9:28 PM

Respectfully submitted
Stephen Lowrey



MINUTES
MANSFIELD ADVOCATES FOR CHILDREN
 Wednesday, April 7, 2010
 6:00-8:00 PM
 Council Chambers- Town Hall

PRESENT: K. Grunwald (staff), S. Baxter (staff), J. Stoughton (Co-Chair), J. Higham, L. Dahn, V. Fry, K. Paulhus, L. Holle, J. Goldman, T. Berthelot, MJ Newman, R. Leclerc (staff), G. Bent (Co-Chair), C. Guerreri, A. Lapsis, P. Braithwaite, D. McLaughlin, A. Bloom, F. Baruzzi (staff)
REGRETS: L. Young, S. Daley

ITEM	DISCUSSION	OUTCOMES
Actions Needed	<p>-Welcome: Co- Chair J. Stoughton called the meeting to order at 6:05 PM; members introduced themselves.</p> <p>-Adopt Minutes: In the Updates section J. Higham clarified that she has contacts with an organization that builds "<u>playgrounds</u> and not <u>spray parks</u>" in the "Updates" section.</p>	<p>The minutes of Mar 3, 2010 were accept with that correction</p>
Old Business	<p><u>-Week of the Young Child</u>-Report on planned activities and promotion of the event: J. Stoughton distributed a placemat that was created by the committee to promote the event. WOYC events will be held during two consecutive weeks, including school vacation week. Center Directors were asked if local leaders can attend their Centers to read to the children. K. Paulhus raised a concern that events are only taking place in the morning, which excludes children who attend pre-school and half-day kindergarten in the morning. This will be taken into account when planning for next year. Children's art work will be on display throughout the town.</p> <p><u>-Work/Life Expo</u>-April 21, 2010, 9:00AM-3:00PM- V. Fry explained that this is being sponsored by the UConn HR Department. A. Bloom stated that she feels that all early care providers in town should make information</p>	<p>Local Leaders will be asked to read at the local Early Care Centers. It was clarified that all events are open to the public. Thanks to Nancy Hovorka for developing the flyer. Baxter asked that anyone who is attending these events take some MAC literature to hand out.</p> <p>J. Goldman will be there from 9-10:30; Paulhus, J. Higham offered to help staff</p>

	<p>available. S. Baxter will include School Readiness information and birth-3 information. Anyone who volunteers can get their parking ticket validated. Some discussion about providing resources on other communities; volunteers will refer those requests to 211-Infoline.</p>	<p>the table.</p>
<p>UPDATE on Ongoing Business</p>	<p><u>-School Building Community Forum on April 13, 2010, 7:00-9:00 PM:</u> G. Bent reminded members that this is next Tuesday; the <u>intent is to inform; focus on the "big picture" issues.</u> Clarification that the recommendation from the building committee is for one school, but there is also information out about a 2-school option. Some discussion about how many options will be presented at this meeting and how that will be presented to the public. The general feeling is not to focus on the details of all possible options.</p> <p>Gloria explained who the panelists are for the event. Kathy Dorgan will sit on both panels. Some discussion about using this event to recruit new MAC members and getting information out about the proposed survey. MAC members will be identified by nametags at the meeting.</p> <p><u>-Health Team-walkability and bikeability audit assistance:</u> A. Bloom has materials available for members to conduct audits near the schools and town centers on pre-identified routes within a one mile radius.</p> <p><u>-Life After the Option 1 Decision (due week of 4/19):</u> S. Baxter provided members with information about Option 2a in the event that we are not funded for Option 1. Funding for 2a is limited to up to \$25,000. The primary difference between these two options is implementation vs. enhancement of the plan. Each of the teams has identified the need to collect more data and do additional planning. C. Guerreri explained that all grants are being reviewed now; if not funded for Option 1 we may be offered Option 2a. The fiscal year for this grant begins April 1. J. Higham asked how the work on the grant application can be funded? It is up to the community to determine how to support this. It appears that this is not going to be an intense application, but a revision of the application that was submitted. There will continue to be support offered through all options including technical assistance and capacity building, and mandatory training for groups starting in May. The focus of the liaison will be with the leadership of the Collaborative (Executive</p>	<p>Please take flyers for distribution if you are attending the event.</p> <p>If interested in participating you can register online; A. Bloom will send out the link. Encourage families and children to participate in this</p>

	<p>Committee). Some questions were raised about how the funding can be used: (support infrastructure) and not programs. J. Goldman suggested that the group vote to authorize the Executive Committee to respond to the decision by Graustein regarding whatever decisions are necessary. Other members may participate.</p> <p>C. Guerreri strongly encouraged that a team of 4-5 be formed to attend the training on Performance Measures and Accountability (required for Option 1 funding). May 11, June 14, and July 13.</p>	<p>Motion passed unanimously. A. Bloom will send a request for people attend these meetin</p>
<p>New Team Business</p>	<p><u>Team Work</u> -Develop ONE question from your team for the Survey that the community connectedness team is doing. S. Baxter asked for clarification regarding the format that this Team used. The Early Learners Team has at least one question that does not fit this format. Some discussion about the importance of collecting demographic information, and which demographics to collect.</p>	<p>A. Bloom agreed to review the survey questions and ensure that they fit an appropriate survey protocol.</p>
<p>Adjournment/Next Meeting</p>	<p>Meeting adjourned at 8:10 PM. Next meeting: Wednesday, May 5, 2010, -Town Hall, Council Chambers-Any suggestions for that agenda, send to Sandy Baxtersp@mansfieldct.org</p>	

Respectfully submitted,

Kevin Grunwald

Town of Mansfield
CONSERVATION COMMISSION
Meeting of 21 April 2010
Conference B, Audrey P. Beck Building
MINUTES

Members present: Peter Drzewiecki, Quentin Kessel, Scott Lehmann, Frank Trainor. *Members absent:* Robert Dahn, John Silander, Joan Stevenson. *Others present:* Grant Meitzler (Wetlands Agent), Greg Padick (Town Planner); Neil Faccinetti, Karl Guillard, John Rickards (residents).

1. The meeting was **called to order** at 7:39p by Chair Quentin Kessel.

2. Public Comment. Neil Faccinetti expressed concerns about the potential 'neighborhood effects' of the University's new turf research program at the agronomy farm on Spring Hill. These operations require additional water for irrigation, and four new production wells have been drilled; what effect might the extra withdrawal of groundwater have on nearby wells? The operations also involve surface applications of fertilizer and other chemicals; how might runoff affect water quality in nearby wells? There is supposed to be a monitoring program to assess these risks, but Mr. Faccinetti raised questions about its design and operation:

- Of the 4 deep monitoring wells called for, one is a production well that failed to supply sufficient water and was re-designated a monitoring well, while a second encountered a rock collapse during drilling. Can data from these defective wells really indicate whether the new production wells are mining groundwater (i.e., withdrawal rate exceeds recharge rate)?
- Surface water quality is supposed to be monitored by testing for nitrates in 2 shallow wells. Is this sufficient, given that other chemicals are being used on the turf fields?
- There does not appear to be any provision for monitoring neighborhood wells. 4 such wells were monitored in 2008 during a test pumping from existing agronomy farm wells, but that was before the new production wells were drilled.
- Are monitoring instruments installed in the monitoring wells? How often are data collected? Will these data be made available to the public for review?

Greg Padick indicated that, while the Town has no jurisdiction over the use of State land, it's his understanding that the University administration is willing to answer questions and to attempt to address concerns about land use issues. The Commission agreed unanimously (**motion:** Trainor, Drzewiecki) to invite the University to send representatives to its 5/19 meeting to answer questions from residents about well-monitoring at the agronomy farm. {Faccinetti, Guillard, & Rickards left the meeting.}

3. The draft **minutes of the 17 March 2010 meeting**, with deletion of the first return address on the letter to Denise Ruzicka, were approved.

4. **PZC referrals.** Padick outlined proposed amendments to zoning and subdivision regulations on which hearings are scheduled for 6/7. The Commission will discuss them at its May meeting.

- a. **Invasive species.** Sentences prohibiting use of invasive species (as defined by the DEP) in landscaping applications would be added to PZC regulations.
- b. **Aquifer protection.** Language designed to raise the profile of aquifer and public water supply protection would be added to PZC regulations. Applicants would be required to map aquifers within 500' of a proposed development. Padick noted that the proposed language diverges somewhat from the Commission's recommendations: (i) aquifer protection would be

the responsibility of the PZC (rather than the IWA), (ii) the new language speaks generally of “aquifers” rather than of “stratified drift aquifers”, (i) the pre-application reviews urged by the Commission are still being studied by the PZC.

5. Gag Rule. Padick passed along to the Commission a 19 April memo from the Town Clerk indicating that the Committee on Committees has recommended to the Town Council that the 2/3/00 Policy Regarding Advisory Committees’ Communications with Outside Agencies be reaffirmed without change.

6. Pleasant Valley rezoning. Padick summarized for the Commission a draft of proposed zoning changes for the area south of Pleasant Valley Rd. The Pleasant Valley Industrial Park Zone (a relic of the days when routing I-84 from Hartford to Providence was promoted as an economic development project) would be rezoned into three sections: RAR-90 to the west of Mansfield Avenue, Pleasant Valley Commercial Agriculture (PVCA), allowing limited commercial development, and Pleasant Valley Residence Agriculture (PVRA) to the east. This area has prime agricultural soils overlying a large aquifer, as well as significant scenic values, but it is also one of the few areas in town served by public water and sewer and therefore suitable for multi-family housing. This rezoning proposal, which the Commission will consider at its May meeting, is the PZC’s latest attempt to reconcile preservation and development here. Among other things, it would require a 500’ setback from Pleasant Valley Road for any structure. {Padick left the meeting.}

7. Kessel reported that:

- a. He and Padick will attend a **Natchaug River Basin Project** meeting on 4/29. This group is being organized to help implement a conservation action plan for the basin.
- b. Bonding authority for **open space** purchase will be on the November ballot.
- c. The DEP has written to Rich Miller regarding UConn’s permit for work on the **Swan L. outfall** asking for documents relating to concerns raised by the Commission about shortcomings in the UConn’s application for the permit and requesting that no work be done under the permit until the DEP has reviewed this material.
- d. A response from Baystate Environmental Consultants to the Commission’s concerns about the **Mirror L. dredging project** has been sent to the DEP, pursuant to its request for more information about the project. It is in the packet for this meeting.

8. IWA referrals.

- a. **W1450 (Town of Mansfield).** The Town has negotiated an easement across the Healy property in Mansfield Center to provide access from Bassetts Bridge Road to town-owned fields adjacent to the Old Mansfield Center Cemetery. A 12’ wide gated gravel road between Healy’s barn and the kettle bog is proposed to permit passage of mowing machinery. The Commission unanimously agreed (**motion:** Trainor, Drzewiecki) with Meitzler’s assessment that no significant impact on the bog is to be expected, provided standard erosion controls are employed during construction. {Lehmann participated in the 4/14 IWA field trip to this site; his report is attached.}
- b. **W1451 (Town of Mansfield).** A few sections of the Town’s wetlands regulations relating to the expiration of permits are to be slightly revised as required by a change in state statutes. No comment appears to be necessary or useful.

9. Adjourned at 9:21p. Next meeting: 7:30p, Wednesday, 19 May 2010

Scott Lehmann, Secretary, 23 April 2010; approved 19 May 2010

Attachment: Report on 14 April 2010 IWA Field Trip

W1450 (Healey Property, 476 Storrs Rd). This is a remnant of the Eaton Farms property in Mansfield Center, extending from relatively narrow frontage on Rte 195 back to the kettle bog. The Town is negotiating a right-of-way across the slight slope between the old barn and the bog to provide pedestrian and farm access from Bassetts Bridge Rd to Town-owned land between the Healey property and the Old Mansfield Cemetery, and is proposing to construct a 12' wide gravel road here for haying operations. There is not much distance between the barn and the bog – the edge of the proposed road would be only about 25' from the bog. However, a road of this sort would probably protect the bog from the sedimentation to be expected, were farm machinery simply driven over the grassy slope.

To: Town Council/Planning & Zoning Commission
 From: Curt Hirsch, Zoning Agent 
 Date: June 8, 2010

Re: **Monthly Report of Zoning Enforcement Activity**
For the month of May, 2010

Activity	This month	Last month	Same month last year	This fiscal year to date	Last fiscal year to date
Zoning Permits issued	17	12	17	131	126
Certificates of Compliance issued	11	3	14	98	126
Site inspections	45	38	29	463	498
Complaints received from the Public	3	4	6	36	52
Complaints requiring inspection	3	2	4	28	31
Potential/Actual violations found	2	2	5	46	54
Enforcement letters	11	8	28	119	114
Notices to issue ZBA forms	2	0	1	9	6
Notices of Zoning Violations issued	0	3	1	34	55
Zoning Citations issued	0	1	2	47	14

Zoning permits issued this month for single family homes = 2, multi-fm = 0
 2009/10 fiscal year total: s-fm = 13, multi-fm = 8

**PAGE
BREAK**

Tulay Luciano
808 Warrenville Road
Mansfield Center, CT 06250
tulayluciano@yahoo.com
860.429.6612

Office of the Provost
Gulley Hall
352 Mansfield Road, U-2086
Storrs, CT 06269-2086

June 3, 2010

Dear Executive Vice President & Provost Peter Nicholls:

Attached are the signatures of the people who wish to end this "tradition" of Spring Weekend. If the signature collecting had been done in a more organized way and spread over more time, the list would have been much longer.

For three years, my husband and I lived in an apartment complex, of which many tenants were students and within walking distance to UMass at Amherst, MA. We did not experience of large crowd of party goers coming in the complex, perhaps, because UMass did not have spring weekend and/or the landlord could somehow control the amount of people flowing into the complex.

The festivities organized by the university serve as a magnet to draw in large crowd from across and outside of the state to the university and to the adjacent sites. No matter how many hours of preparations, how many police officers and the fire trucks at hand cannot stop the tragedy and the mayhem, because **no one can predict what the army of drunken young people will do.**

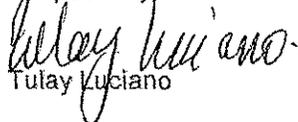
It would be much better if the time, energy and money spent for these festivities be put in a project that would benefit both the university and the town.

Over the years both the Town of Mansfield and the University have tried their best to have safer spring weekends. **The incidents may have gone down a bit, but gained another dimension: Killing.** Recently there have been two killings as a result of alcohol and partying. As Marilyn Gerling of Storrs/Mansfield wrote in her letter to the editor "No amount of recompense can compensate for a life that might have been." We, certainly, do not want to get used to this escalation of violence.

Please do not bow to the pressure coming from the students to continue this "tradition". Young people are not aware how their lives are precious and how fast the time flies. They should be investing their time preparing for the future. Besides, they have every opportunity to have fun yearlong.

Please consider the only option: No more "Spring Weekend".

Respectfully


Tulay Luciano

P.S. Please accept my condolences on behalf of the signatories for the death of Mr. Karzoun's death.

cc. President Hogan
Town of Mansfield
Senator Don Williams
Rep. Denise Merrill

To: University of Connecticut
 To: Town Of Mansfield
 To: Rep. Denise Merrill
 To: Sen. Don. Williams

We, the undersigned, wish that this "tradition" of Spring Weekend be abolished. It is expensive, useless, and dangerous to the extent that it sometimes costing the lives of young people, and it degrades the reputation of the University and the town of Mansfield.
 With best regards,

Name	Address	Signature
Tulay Luciano	808 Warrenville 06250	Tulay Luciano
Richard Luciano	808 Warrenville 06250	Richard Luciano
Audrey Barber	45 Farrer Rd Storrs 06268	Audrey H Barber
Gene Barber	" " "	Gene Barber
Maureen Gering	9A Sycamore Dr. Storrs	Maureen Gering
Alana Raymond	60 Summit	Alana Raymond
David Beckard	30 Oldwood Rd, Storrs	David Beckard
Maria Bordenstein	41 Sycamore Dr - Storrs	Maria Bordenstein
Mayhelle McCormick	15 Eldredge Rd. Willington	Mayhelle McCormick
Richard Kistey	97 Armstrong Rd	Coverton, Ct. 06238
Gerald Leibowitz	28 Wiltonbrook Road, Storrs	Gerald Leibowitz
Carolyn Crossapple	101 Wrights Way Storrs	Carolyn Crossapple
Ellen Gillon	278 S. Bear Hill Rd, Chaplin	Ellen Gillon
Lisa Estabrook	31A Rt 87 Columbia, CT	Lisa Estabrook
Maria Quiles	40 Prospect St apt 12 Willimantic	Maria Quiles
Susan Wandell	17 North Rd Windham	Susan Wandell
SUSAN WANDER		
Olivia	VERINA 17, DANIELSON	Olivia
Tony Sp	120 OAKHARD HILL LANE	Tony Sp
Charm	COLUMBUS	Charm
Alana Lynn	WINDHAM	Alana Lynn
Debbie Barul	22 Tyler Rd	Debbie Barul

To: University of Connecticut
 To: Town Of Mansfield
 To: Rep. Denise Merrill
 To: Sen. Don. Williams

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Name	Address	Signature
JEAN M. NORMAN	301 Hanks Hill Rd. Storrs	Jean M. Norman
Jeanne York	281 Hanks Hill Rd	Jeanne York
PATRICIA A. McHugh	274 Hanks Hill Rd	Patricia A. McHugh
Michael P. McHugh	274 Hanks Hill Rd.	Michael P. McHugh
JO ANN DOUDA	100 HANKS HILL RD	Jo Ann Douda
ALYCE DOUDA	100 HANKS HILL RD	Alyce A Douda
LORIS MASTERTON	1 Ridge Rd.	Loris Masterton
Juanita Hall	273 Hanks Hill Rd	Juanita M. Hall
Gunnar W. Wengel	404 Sycamore Dr	Gunnar Wengel
NANCY B. Wengel	10A SYCAMORE DR.	Nancy B. Wengel
MERRILL CUMMINGS	62 Hanks Hill Rd	Merrill Cummings
BARBARA CUMMINGS	62 Hanks Hill Rd.	Barbara Cummings
Madelaine Nasansky	229 Hanks Hill Rd	Madelaine Nasansky
DAVID FREDMANN	22 EASTWOOD RD	David Fredmann
Lillian Fredmann	22 Eastwood Rd.	Lillian Fredmann
Jen White	312 Hanks Hill Rd	Jen White
Henry Luce	578 Bassett Pkwy Rd	Henry Luce
Paul Veilleux	48 Pudding Lane	Paul Veilleux
Kathy Stearns	153 Stearns rd.	Kathy Stearns
JESSIE DANIELS	8A SYCAMORE DR.	Jessie Daniels
James Stearns	153 Stearns rd	James Stearns
PETER G. PLANTE	7 OAK DRIVE	Peter G. Plante
DORYANN PLANTE	2 OAK DRIVE	Doryann Plante

COVER

NAME

Address

Signature

Bettejane Karnes

353 No. Eagleville Rd
STORRS, CT 06268

Bettejane Karnes

George Norman

301 Hawks Hill Rd
Storrs CT 06268

George N.

To: University of Connecticut
 To: Town Of Mansfield
 To: Rep. Denise Merrill
 To: Sen. Don. Williams

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Name	Address	Signature
Margaret L. Norfolk	784 Warrenville Rd.	Margaret L. Norfolk
Lainy L. Norfolk	784 Warrenville Rd	Lainy L. Norfolk
Robert Bockholdt	705 Middle Tpk	Robert Bockholdt
Daltraud Bockholdt	705 Middle Tpk	Stora Daltraud Bockholdt
ELIZABETH T. WASSMUNDT	54 OLD TPKE RD	Elizabeth T. Wassmundt
Lida S. Bilokur	50 WORMWOOD HILL RD	Lida S. Bilokur
Melvin Quint	45 Old Tpk Rd	Michael Quarto
Carol Joomey Reichel	30 White Oak Rd, Storrs Ct	Carol Joomey Reichel
Thomas H. Reichel	20 White Oak Rd, Storrs Ct	Thomas H. Reichel
Rachel Chabot Wagnat	25 Davis Rd Storrs Ct	Rachel Chabot Wagnat
Deborah Chabot	25 Davis Rd Storrs Ct	D. Chabot
Louise M. Lent	Louise M. Lent	19 Daleville Rd.

To: University of Connecticut
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 With best regards,

Name	Address	Signature
Andrie Guerette	58 Babcock Hill Rd, Ext	Andrie Guerette
Merrilyn Skuyate	144 Cack Fish Falls Rd. ^{Coventry} Storrs	Merrilyn Skuyate
Suzanne McKee	236 Puddin Lane, Mansfield	Suzanne McKee
Alan J. Stot	74 Stafford Rd Mansfield	Alan J. Stot
Akhay (Anurag Tihariya)	54-D East Brook Hts Rd Mansfield Ctr, 06250	Akhay
Jeanne Chadwick	536 Gurleyville Road Storrs, Ct. 06268	Jeanne Chadwick
John Easton	160 Orchard Hill Ln. Wintc	John M. Easton
William Demaria's	15 Pmdway ^{Windsor} Storrs	William Demaria
Karen Evans	504 Mansfield City Rd Storrs 06268	Karen Evans
Laura Vieu	35 Wilshire Rd, Vernon, CT	Laura Vieu
Jane Secker	Agony Rd Storrs. Lebanon, Ct	Jane Secker
Peter Kocherowski	4 Storrs Heights Rd	Peter Kocherowski
Panayiota Roth	3 Willard St CT	Panayiota Roth
Weatherly Santiago	123 Chapman St. CT	Weatherly Santiago

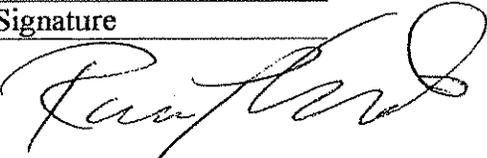
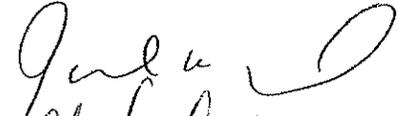
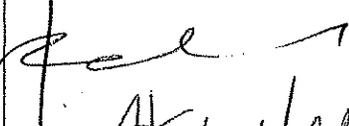
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 With best regards,

Name	Address	Signature
A. Joe Libowitz	28 Willowbrook Rd Storrs	A. Joe Libowitz
Ruth McLaughlin Charles McLaughlin	11 B Sycamore Dr Storrs	Ruth McLaughlin
Robert A. Hornoy	16 Highland Rd Coventry	Robert A. Hornoy
Laura Woodling	23 Fern Rd.	Laura Woodling
Carlye Hessel	16 Woodlark Dr.	Carlye Hessel
JOHN BERG Karen Peles M. Kramer	52 LAUREL LANE MANSFIELD CT 06250 Storrs, Ct	John Berg
Cleora Huling	Storrs Ct	
Shy Smay	16 Sunset Ln 1	Shy Smay
Bobbie Jo Maxwell	Bolton 1B	Bobbie Jo Maxwell
Alexander Balderson	109 Emerald Ave 1CT	Alexander Balderson
Cathy Haskins	23A Milk St	Cathy Haskins
Diane Perdue	287 Main St Apt 103 36 S. Ridge St. Willimantic	Diane Perdue

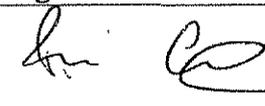
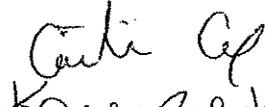
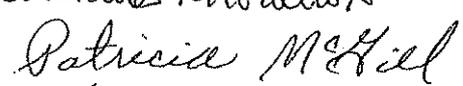
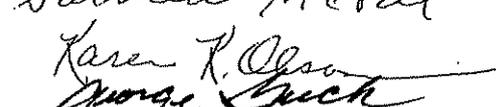
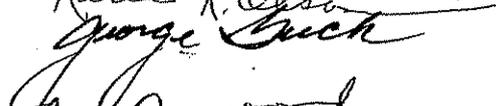
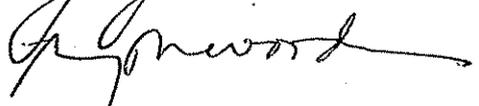
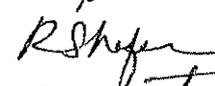
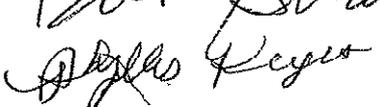
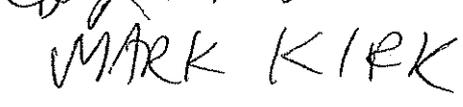
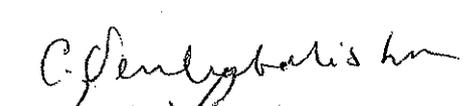
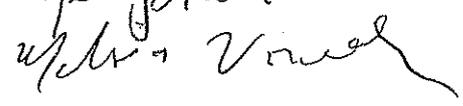
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 With best regards,

Name	Address	Signature
Rance Plourde	855 Pucker St Coventry	
Julia Chupin	149 Thankus Mansfield CT	
Latasha Ababti	_____	
	2026 Coventry Ct	
Tamara Krzykewicz	196em Lane Wm	
	5 Russman Trail Colunck Ct	Fred Wengrynski
Nancy R. Martinez	49 Echo Drive Willimantk	Maralis Martinez
Amber LaChapelle	20917 Main St Coventry	A.C. LaChapelle
	69 Hyde Park Rd N. Franklin	Hilary Maynor
M. Atwood	62 Depot Rd	
Rowan Atwood	62 Depot Rd.	Rowan Atwood
Kimberly Coren	224 Elm St Wethersfield, CT	Kimberly Coren

To: University of Connecticut
 To: Town Of Mansfield
 To: Rep. Denise Merrill
 To: Sen. Don. Williams

We, the undersigned, wish that this "tradition" of Spring Weekend be abolished. It is expensive, useless, and dangerous to the extent that of it sometimes costing the lives of young people, and it degrades the reputation of the University and the town of Mansfield. With best regards,

Name	Address	Signature
Josh Conn	4 n Starbur &	
Caitlin Cox	100 Windham Rd	
Karen Zoldak	90A Oak St Wmtc Ct	
Annette Knowlton	106 Howard Rd. Ashford	
Patricia McBill	85 Scotland Rd. Windham	
Karen Olson	170 Mullen Hill Rd Windham	
George Buch	208 SUMMIT ST WILLIMANTIC	
Amy Marwood	PO Box 321, Storrs 06268	
Lynn Keleker	15 Washburn St. Willimantic, Ct 06226	
R Sloper	45 Echo Rd, Mansfield - Center	
Dot Shaw	3 Pine Ridge Lane	
Phyllis Keyes	420 Old Wood Rd. Storrs	
Mark Kirk	1052 WARRENVILLE RD	
C. Krishnam	Mansfield	
Kelly Lisee	Wmtc.	
Melvin Vonck	Mansfield	

To: University of Connecticut
 To: Town Of Mansfield
 To: Rep. Denise Merrill
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 With best regards,

Name	Address	Signature
Nancy Trudeau	53 Circle Dr Mansfield	Nancy Trudeau
Ted Corshick	67 N. Belmont St. Hopkinton	Ted Corshick
Pam Pendergast	45 Littlefield Rd	Pam Pendergast
Diane Epley	52 Northern Dr. Moorup	Diane Epley
Dana Robinson	8 Abington Rd Pomfret	Dana Robinson
Peter Rinkus	PO Box 327 Ashford	Peter Rinkus
Debra Myers Edgump	P.O. Box 327 Ashford Coventry	Debra Z. Myers Edgump



PLANNING AND ZONING COMMISSION
TOWN OF MANSFIELD

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
MANSFIELD, CONNECTICUT 06268
(860) 429-3330

Item #13

To: Town Council
From: Planning and Zoning Commission
Date: Wednesday, June 09, 2010
Re: 8-24 Referral; Dog Lane/Bundy Lane Parcel

At a meeting held on 6/7/10, the Mansfield Planning and Zoning Commission adopted the following motion:

“That the Planning and Zoning Commission notify the Town Council that the proposed acquisition of the UConn Foundation property on Dog Lane and Bundy Lane would be consistent with Mansfield’s Plan of Conservation and Development and would help protect the scenic character of Dog Lane, a designated Scenic Road.”

TOWN OF MANSFIELD
OFFICE OF PLANNING AND DEVELOPMENT

GREGORY J. PADICK, DIRECTOR OF PLANNING

Memo to: Mansfield Planning and Zoning Commission
From: Gregory Padick, Director of Planning
Date: 6/3/10
Re: 8-24 Referral: UConn Foundation Property, Dog Lane/Bundy Lane



Pursuant to the provisions of Section 8-24 of the State Statues, the above-referenced proposed acquisition of land has been referred to the PZC for comment. The Town Council has scheduled a 6/14/10 Public Hearing on this issue, and if possible, comments should be forwarded prior to the Public Hearing. The PZC has 35 days to report to the Town Council. The following information is provided for the PZC's consideration.

- The property being considered by the Town is 4.6 acres in size, is undeveloped and is situated at the corner of Bundy Lane and Dog Lane (see attached maps).
- The subject property is zoned RAR-90, is wooded in nature, is relatively flat and contains wetlands. It is situated within the Fenton River and Willimantic Reservoir drainage basins. The site is not within designated flood hazard or stratified drift aquifer areas.
- Existing single family residences are situated to the north, east and south of the subject parcel.
- A site visitation revealed a large brush pile west of Bundy Lane and that wetlands appear more extensive than Plan of Conservation and Development mapping.
- Another undeveloped parcel exists to the west of the subject UConn Foundation property. This abutting parcel is 13 acres in size and is adjacent to the Whetten Woods Open Space Preserve owned by Joshua's Trust. It is possible that in the future the Whetten Woods open space area could be expanded easterly to incorporate all or part of these two undeveloped parcels.
- A UConn Foundation representative related that Joshua's Trust also was contacted regarding the potential conveyance of this land and that at this time Joshua's Trust was not interested in acquiring the subject parcel. I have contacted a Joshua's Trust representative and am awaiting confirmation of this representation from the Foundation.
- Wetlands portions of the subject property are within an open space preservation classification on Plan of Conservation and Development mapping. Town acquisition would be consistent with numerous generic objectives and recommendations contained in Mansfield's 2006 Plan of Conservation and Development. Of particular importance, acquisition will help promote the scenic character of Dog Lane, a Town designated Scenic Road.
- Mansfield's Open Space Preservation Committee has reviewed the proposed acquisition. The attached 5/10/10 report from the Committee supports Town acquisition and the possible transferal of ownership to Joshua's Trust.

Summary/Recommendation

Based on generic open space priority criteria and mapping contained in Mansfield's Plan of Conservation and Development, Town acquisition would be consistent with Mansfield's Master Plan. The primary benefit of Town ownership would be to maintain the existing wooded character along a Town designated scenic road. It is recommended **that the PZC notify the Town Council that the proposed acquisition of the UConn Foundation property on Dog Lane and Bundy Lane would be consistent with Mansfield's Plan of Conservation and Development and would help protect the scenic character of Dog Lane, a designated "Scenic Road".**



University of Connecticut
Office of the Vice President for Student Affairs

June 1, 2010

Item #14

John R. Saddlemire
Vice President

Mayor Betsy Paterson
Members of the Town Council
Town of Mansfield
4 South Eagleville Road
Mansfield, CT 06268

Dear Mayor Paterson and Members of the Town Council:

Please receive this letter as an indication of full support by the Division of Student Affairs of the University of Connecticut for the construction of a pedestrian walkway that will extend from the intersection of Hunting Lodge Road and North Eagleville Road to the Northwood Apartment complex. My staff and I consider the eventual completion of this project of critical importance to the long term health and safety of all the Town of Mansfield residents who reside along that particular stretch of road.

Northwood Apartments have been renovated and are now being utilized at full occupancy, housing undergraduate and graduate students, some with young families. As members of the academic community, many find it essential to travel back and forth to the campus at all hours of the day and evening. At present, this narrow stretch of road creates a hazardous environment that is exasperated by the direct angle in which the road lines up with the rising sun during morning commuter traffic and the setting sun during the evening campus commute.

If there is anything that I can do to assist the approval and eventual completion of this important project, please do not hesitate to ask.

Sincerely,

John R. Saddlemire, Ed.D.
Vice President for Student Affairs

Cc: Matthew Hart, Town Manager

An Equal Opportunity Employer

Wilbur Cross Building
233 Glenbrook Road Unit 4121
Storrs, Connecticut 06269-4121

Telephone: (860) 486-2265
Facsimile: (860) 486-1194
e-mail: john.saddlemire@uconn.edu
web: www.dsa.uconn.edu

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TOWN OF MANSFIELD
OFFICE OF THE TOWN MANAGER

Matthew W. Hart, Town Manager

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
MANSFIELD, CT 06268-2599
(860) 429-3336
Fax: (860) 429-6863

May 27, 2010

Ms. Cynthia van Zelm
Executive Director
Mansfield Downtown Partnership, Inc.
- Interoffice Mail -

Dear Ms. van Zelm:

I am pleased to inform you that at its regular meeting on May 24, 2010, the Town Council re-appointed Councilor Christopher Paulhus to the board of directors for the Mansfield Downtown Partnership, Inc. for a term beginning on July 1, 2010 and expiring on June 30, 2013.

Please contact me with any questions regarding this matter.

Sincerely,

Matthew W. Hart
Town Manager

CC: Mansfield Town Council
Mary Stanton, Town Clerk

Attach:(1)

8. Dog Lane/Bundy Lane Parcel

Mr. Haddad moved and Mr. Ryan seconded, effective May 24, 2010, to schedule a public hearing for 8:00 p.m. at the Town Council's regular meeting on June 14, 2010, to solicit public comment regarding the proposal from the UConn Foundation to transfer ownership of the Dog Lane/Bundy Lane parcel to the Town of Mansfield.

Also, effective May 24, 2010, to refer to the Planning and Zoning Commission for review and comment the proposal from the UConn Foundation to transfer ownership of the Dog Lane/Bundy Lane parcel to the Town of Mansfield.

Motions passed unanimously.

* 9. Reappointment of Council Member to Mansfield Downtown Partnership Board of Directors

Mr. Schaefer moved and Ms. Keane seconded to re-appoint Christopher Paulhus to the Mansfield Downtown Partnership Board of Directors for a term to begin July 1, 2010 and to end June 30, 2013.

Mr. Ryan clarified the motion by adding, "...for as long as he remains a member of the Town Council."

Accepted as a friendly amendment the motion was passed by all except Councilor Paulhus who abstained.

10. Department of Homeland Security, Assistance to Firefighters Grant

Mr. Ryan moved and Mr. Paulhus seconded to authorize Town Manager Matthew Hart to execute the proposed Fiscal Year 2010 Assistance to Firefighters Grant application which purpose is to support the provision of fire protection and emergency services within the Town of Mansfield.

Motion passed unanimously.

IX. DEPARTMENTAL AND COMMITTEE REPORTS

Mr. Ryan and Ms. Meredith attended the Transportation Advisory Committee meeting during which the senior transportation volunteer coordinator was discussed. The program should be up and running in July.

May 24, 2010



**TOWN OF MANSFIELD
TOWN CLERK**

MARY STANTON, TOWN CLERK

AUDREY P. BECK BUILDING
4 SOUTH EAGLEVILLE ROAD
MANSFIELD, CT 06268-2599
(860) 429-3302

June 2, 2010

Mansfield Town Council
Elizabeth Paterson, Mayor
4 South Eagleville Road
Mansfield, CT 06268

Dear Madam Mayor and Council Members,

On June 1, 2010 petitions under Article IV §C405 of the Mansfield Town Charter requesting the repeal of the budget adopted on May 11, 2010 and replacement of the budget with a substitute budget were filed in my office. The signatures on the petitions were checked against the registry list last revised and were found to be sufficient. The petition was found to be in the form prescribed and was signed by not less than two percent of the electors of the Town.

Therefore, as Town Clerk of the Town of Mansfield, I do hereby certify the submitted petition to the Town Council.

Sincerely,

A handwritten signature in cursive script that reads "Mary Stanton".

Mary Stanton,
Town Clerk

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**TOWN OF MANSFIELD**

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
MANSFIELD, CT 06268-2599
Fax: (860) 429-6863

For immediate release

POC: Sara-Ann Chaine, 860-429-3336

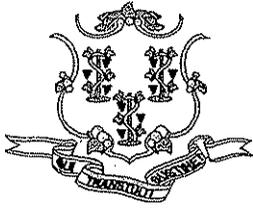
6-8-10

The Town of Mansfield was honored with a special achievement award by Gov. Jodi Rell and the Connecticut Greenways Council on June 4th. The award was in recognition of for its outstanding commitment to Connecticut Greenways. Matt Hart, Town Manager, and Jennifer Kaufman, Parks Coordinator, accepted the award which was given in recognition of the town's dedication to the development of greenways. Through the Town's Open Space Committee, Parks Advisory Committee, the Town Council, Planning and Zoning Commission, a supportive citizenry the town has preserve of 2,785 acres of open space, created numerous of parks, and developed a Town-wide trail system. Mansfield encourages the use of this system through the town's website where maps, guides, and information are available. The Town works in partnership with numerous organizations to accomplish its goals including Joshua's Trust, Natural Areas Volunteers, Friends of Mansfield parks, the Willimantic River Alliance, Ct Forest and Park Association, and Friends of Mansfield Hollow.

DEP Deputy Commissioner Susan Frechette joined Connecticut Greenways Council Chairman Bill O'Neill for the ceremony, which took place at the Rotary Park Bandstand in Putnam.

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M. JODI RELL
GOVERNOR

FOR IMMEDIATE RELEASE
June 4, 2010

CONTACT: Adam Liegeot
860-524-7313
Adam.liegeot@ct.gov

Cyndy Chanaca, DEP
860-424-4100

Governor Rell Commends Open Space Advocates
*Greenways Council Presents 11th Annual Greenways Awards and
Designates Eight New Connecticut Greenways*

Governor M. Jodi Rell today commended thirteen individuals and organizations that have made significant contributions to the promotion, development and enhancement of Greenways -- linear open space in Connecticut.

Connecticut Department of Environmental Protection Deputy Commissioner Susan Frechette joined Connecticut Greenways Council Chairman Bill O'Neill today for the 2010 Greenway Awards ceremony. A total of thirteen individuals, municipalities and organizations were recognized for their contributions to Connecticut Greenways.

The ceremony at the Rotary Park Bandstand in Putnam, Connecticut, was held as part of the nationwide celebration of National Trails Day, which is Saturday, June 5. This year the theme of National Trails Day is "**Find Your Happy Place.**" Connecticut is recognized for having the most events nationally.

Greenways in Connecticut cover thousands of acres throughout every county in the state. There are over a thousand miles of trails in Connecticut used for recreation including walking, biking, horseback riding and in-line skating. Many of these are supported by National Recreational Trails grants, funded each year by the Federal Highway Administration and awarded by the DEP.

Governor Rell said, "Greenways enrich our lives by giving us an opportunity to enjoy the outdoors. Thanks to the persistence and hard work of countless volunteers over the years, the greenways system has grown and now includes 59 officially designated greenways. Quite remarkable, for such a small state."

Deputy Commissioner Susan Frechette said, "Greenways provide visitors and residents alike with a unique way to travel through the state. Whether you walk, bike or paddle your way through Connecticut's greenways, you will be able to enjoy recreational opportunities close to home."

Greenways may include paved or unpaved trail systems, ridgelines, or linked parcels of open space. Many other communities around Connecticut have chosen, through greenway designation, to recognize the importance of river corridors for natural resource protection, recreational opportunities, and scenic values.

Awards were presented to the following:

Unsung Hero, Rex Joffray— Rex Joffray of Somers has been working tirelessly for the past 5 years promoting and developing a greenway corridor along both banks of the Scantic River from Stafford to East Windsor, Connecticut. As president of the Scantic River Watershed Association, he knows how to motivate and interest people in this passionate endeavor. When Rex isn't clearing trail, installing riverside benches, leading a work party, or developing Google maps of the greenway, he can be seen pedaling his bike towing a trailer carrying his kayak for a serene evening paddle. He doesn't let wintertime slow him down either, as he can often be found on cross-country skies pulling a sled laden with trail maintenance equipment to work on the latest blow down either along or in the river. Rex is a true friend and promoter of open space, the Scantic River, and the greenway, and truly an Unsung Hero for all his ambitious efforts.

Unsung Hero, Mark Cummings — Mark is the Coordinator for the Kings Mark Resource Conservation & Development Area (RC&D). RC&D projects encourage and improve the capability of designated RC&D areas to plan, develop, and carry resource conservation and development and help people care for and protect their natural resources, and improve local economies and living standards. This award is given for Mark's dedication and successful organization of the RC&D event "Tour de Farms" which annually brings hundreds of Connecticut's residents closer to agriculture in a fun way.

Volunteers, CT Horse Council Volunteer Horse Patrol (VHP)—The VHP is an organization founded in 2003 that partners with DEP to help monitor and patrol the State's forests, parks, and wildlife management areas, offering directions, information, and even medical help if needed to the many recreational users of our public and private lands. They are also involved with trail marking and maintenance and have increased their patrols from just 600 man hours in 2003 to almost 4700 man hours including 700 maintenance hours this past year. They and their equine partners must pass a Horse/Rider assessment to qualify for the Patrol and also keep their CPR certification up to date. Approximately 120 riders and horses from all around the state have qualified and now patrol some 60 parks, forests, wildlife management areas, town parks, and several Land Trust properties. Their logs are turned into DEP each year and the Patrol calculates that with their 16,000 patrol hours and 3,000 trail maintenance hours over the past 6 years they have saved the taxpayers of Connecticut approximately \$31,655!



STATE OF CONNECTICUT
EXECUTIVE CHAMBERS

M. JODI RELL
GOVERNOR

Non-Profit Organization, The Last Green Valley—The Last Green Valley (LGV) promotes recreation and good stewardship of the land and water resources of our National Heritage Corridor. For more than 20 years, The LGV has been bringing people together to celebrate the unique natural and cultural resources of the Quinebaug and Shetucket Rivers Valley National Heritage Corridor. Last spring, the LGV designed a program to get people out and about on the water – a collaborative program called the 2009 Source to Sea Expedition. During the nine-week Expedition, ninety-five organizations sponsored ninety water-related educational events and paddles that stretched from the upper watershed to Long Island Sound. In addition, three new segments of Quinebaug River Water Trail were dedicated; paddler's guides were produced by a new Water Trails Steering Committee for what is now 30 miles of outstanding paddling on the Quinebaug; a new car-top boat launch was dedicated on the French River, and two car-top boat launches and one new segment of riverfront trail were added on the Quinebaug River.

Town, Town of Mansfield— The Town of Mansfield is being recognized for its outstanding commitment to parks, open space preservation and trails. Mansfield has over 2,785 acres of preserved land. Their commitment to the quality of life, not only in Mansfield, but throughout eastern Connecticut is further exemplified in its volunteer boards comprised of the Open Space Committee, Parks Advisory Committee and Recreation Advisory Committee. In addition, a Friends of Mansfield Parks and Natural Area Volunteers round out the town's true commitment to natural resource management and preservation. Management plans have been developed and implemented for all their properties. There is an extensive town-wide trail system that is integrated with the surrounding communities and UConn. The Town's new website has extensive maps, guides, aerial photos, and other resources which provide detailed information to its citizens.

Advocacy, New Haven Safe Streets Coalition— The New Haven Safe Streets Coalition unites residents, nonprofit groups, and elected officials in support of communities that are livable and streets that are walkable and bikeable for people of all ages and abilities. The Coalition has brought much-needed attention to pedestrian and cyclist safety. With the passage of Public Act 09-154, the state's 'Complete Streets' law, and New Haven's adoption of a "Complete Streets Design Manual," the Coalition's efforts truly are succeeding in making Connecticut's streets and the communities around them better places to live, work, and play.

Legislators, Jack Thompson—As mayor of Manchester back in the early 1970s, John W. "Jack" Thompson reviewed and supported a town wide greenways plan with inter-town awareness. Jack Thompson also was effective in dealing with Connecticut Department of Transportation to assure accommodation of the Charter Oak Greenway, which is now part of the Canada to Key West, Florida, East Coast Greenway. After serving in town government, Jack continued at the

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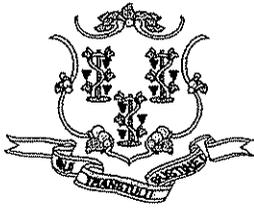
state and local level to support the funding of the planning and development of the Charter Oak Greenway and other Greenway projects. The real key for the Greenways project has been Jack's advocacy of legislation that provided funding for Connecticut's Greenway delivery system. The system provides for a process that has to be in place to allow Connecticut to receive federal funds for Greenway projects. Without the Greenway delivery system, Connecticut would be shut out of federal funding for Greenway projects. Jack is one of the few who understand the processes for obtaining funding for vital environmental projects. For more than 30 years, he has been an advocate and true supporter of greenways.

Planning, John Pagini— John D. Pagini, American Association of Certified Planners (AICP) has served as a municipal and regional planner primarily in Southern New England for the past 35 years. As Environmental Planner for the Town of Glastonbury in the 1970's and early '80s' he oversaw the Town's stream belt preservation policy and was responsible for scores of open space and conservation easement dedications. He was instrumental in the Town's acquisition of Earle Park on the bluffs of the Connecticut River, which led to the establishment of the adjoining Audubon Nature Center. As Director of the Nantucket Planning and Zoning Commission, he oversaw the design and ultimate expansion of the Island's bike and all purpose path system, from 14 miles to over 28 linear miles adjoining the Island's sensitive moorlands. He currently is a consultant to the Town of Bolton and Conservation Coordinator for Joshua's Trust, a 14-Town land trust which last year eclipsed the 4,000 acre preservation mark. He served on the Council on Environmental Quality and on the Board of 1,000 Friends, is the Professional Development Officer to Connecticut planners, and is an advocate for smart growth and sustainable and livable communities.

Planning, Jamie Rabbit — Jamie is a certified planner and being recognized for his efforts planning and facilitating greenways and trails in Pomfret. He has consulted the P&Z Commission in Pomfret for many years during which he worked on the Airline State Park Trail's "RR Station Simulation" in Town as well as providing much needed access to the Airline Trail from Rte. 44. In addition Jamie worked with the Town to secure sale of development rights to protect approximately 740 acres as open space. Jamie is also a Senior Planner for the Southeastern Connecticut Region.

Government, Town of Simsbury —Simsbury has been selected as the first and only town in Connecticut to make the National Trust for Historic Preservation's list of Dozen Distinctive Destinations and is the first designated Bike Friendly Community by the League of American Bicyclists. Money Magazine has declared Simsbury as one of the "Top 100 Best Places to Live" and is a federally designated Preserve America community. These distinctions are reliant upon and testimony to their commitment to greenways and trail systems. This award is given to applaud the importance that Simsbury places on greenways and trails and their associated dedication to continued planning and maintenance of their greenways and trails.

Education, UConn's Dr. Norman Garrick- Dr. Garrick is an Associate Professor in the Department of Civil and Environmental Engineering at the University of Connecticut. Dr. Garrick is being recognized for teaching young engineers to understand and better design urban transportation systems with an eye toward better incorporating bicyclists and pedestrians. In addition, Dr. Garrick is an expert on the social and environmental impact of transportation. Dr. Garrick recently spoke at the *Fairfield County/East Coast Greenway Bicycle & Pedestrian Summit* where he spoke on innovative bicycle & pedestrian planning and may work with



STATE OF CONNECTICUT
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Connecticut Department of Transportation to enhance our current guidelines.

Special Recognition, Senator Christopher J. Dodd—Senator Dodd is being recognized for his long-time commitment to promoting, protecting, and enhancing greenways throughout Connecticut. He was an early and ardent supporter of the Eight Mile River Wild and Scenic Designation, which helps to preserve one of the State's first Official Greenways. He also championed the establishment and continued funding of the Quinebaug and Shetucket Rivers National Heritage Corridor, now known as the Last Green Valley. Along with Senator Lieberman, he rode a tandem bicycle along the East Coast Greenway section in Connecticut to help raise both awareness and dollars for the project. His efforts have secured millions in funds for many of the most popular trails and greenways around the state. Most recently, Senator Dodd helped to spearhead the successful designation of the New England National Scenic Trail through the center of the state, which will bring new tourism and federal resources to one of our most beautiful routes.

2010 Officially Designated Greenways

Scantic River, East Windsor Extension – Most of the Scantic River valley lies significantly lower than the surrounding land that creates a pristine area. There are many historic features of interest along or close to the Scantic River. One of these is the Melrose Road Bridge which is an early example of the arch bridges produced by the East Berlin Iron Works. There are three tobacco sheds on the Harrington parcel which were constructed in 1939 and 1940 to replace earlier sheds that were destroyed by the 1938 hurricane. These sheds have suffered from neglect in recent years, but they could be restored to show the importance of the tobacco crop that for many years was raised along the Scantic River.

Five Mile River, Thompson –Communities agree that the Five Mile River corridor is a very special feature of northeast Connecticut. Much of the river flows through rural portions of three towns, and in Thompson and Putnam, Connecticut, is characterized by large undeveloped tracts of forest and wetlands, supporting diverse habitats and wildlife. The greenway connects to numerous trail systems in Connecticut, Rhode Island and Massachusetts and provides exceptional recreational opportunities to residents and visitors alike. The southernmost portion of the greenway encompasses the historic mill village of Ballouville, in Killingly, including Daniels Village, a National Register archaeological site.

Salmon Brook, Granby – The Salmon Brook is arguably the most important tributary of the lower Farmington River for its high-quality habitat and water quality. The Salmon Brook corridor has a higher percentage of forest cover than that of the lower Farmington. The water-filtering effect of forested land, plus the shading and tree debris it provides to the streams, is

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conducive to both high water quality and good fish habitat. The quality of habitat is reflected in the diversity of fish species. Salmon Brook is judged to be an excellent nursery for juvenile salmon and a future spawning habitat for a restored salmon population. The DEP stocks salmon fry here every year.

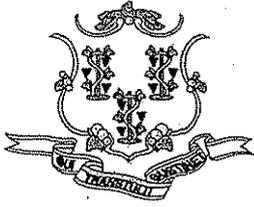
The Ives Trail, Danbury- The greenway trail passes historic sites associated with the musician Charles Ives, including his birthplace home museum and Pine Mountain where he was inspired by the outdoor sounds of the environment. Educational kiosks along the trail illustrate the life of Charles Ives and provide the greenway user with an appreciation of the link between art and nature. Audio kiosks with short recordings of Charles Ives music will be installed in 2010 as the final capstone of the Danbury section of the Trail.

West Mountain Trails, Simsbury- Simsbury Land Trust's West Mountain Trails are a series of hiking trails connecting the land trust's trailhead at 60 Westledge Road in West Simsbury, on the south, with Town of Simsbury open space at the north end of North Saddle Ridge Drive. The walks include a short loop, formed by the yellow trail and part of the red trail, within the 33-acre 60 Westledge Road property. The walk, in the floodplain and along the banks of Hop Brook, provides a woodland experience even to less robust walkers. The more taxing red trail continues north along the ridgeline, affording excellent views across the Farmington Valley and beyond. Walkers seeking only the ridgeline hike can achieve some variety by returning to the trailhead via the green trail. The blue trail takes walkers into a rift valley of great geological importance and along the foot of a splendid slope. The red and blue trails are connected near their north ends by the white trail, which gives access to North Saddle Ridge Drive and its adjacent neighborhoods.

8 Mile Brook, Oxford- The Eight Mile Brook Greenway links properties along its shores, while on its way to the Housatonic River and an existing Housatonic River Corridor Greenway. The properties that are within this proposed greenway are: Southford Falls State Park, Agnes Schiavi Tetlak Park, Cubberly/Christopher Court Preserve, Posypanko Park, the Oxford Land Trust Dann Preserve and future Pilot's Mall open-space parcel connecting the bridal trail to the Eight Mile Brook proposed Greenway. In addition, another property that will close soon is the Belinsky 50' easement along Eight Mile Brook. The Oxford Eight Mile Brook designation is a nearly 4.5 mile key link in connecting Southbury, Oxford and Seymour to the Housatonic River Corridor Greenway. This greenway increases the potential of adding more parcels along Eight Mile Brook and protects and preserves Eight Mile Brook.

4 Mile Brook, Oxford- The Oxford Four Mile Brook Greenway includes trails throughout the Rockhouse Hill Preserve, joining Seymour's Mitchell Forest Open Space and adjacent to the Seymour Naugatuck segment of the Naugatuck State Park. There are trails that lead from Rockhouse into these existing open spaces. Rockhouse consists of 520 acres of rolling woodlands, waterway and wetlands with historic foundations and stone walls scattered throughout the various parcels.

Bigelow Brook, Manchester- The Bigelow Brook Greenway serves a broad spectrum of "green infrastructure" purposes to compliment the variety of land uses and diversity of stakeholders in the vicinity. The greenway protects and enhances the biological and fisheries habitat values of the watercourse, contiguous wetland areas and other natural resources such as a few locations



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where steep slopes have been impacted by overly-aggressive development encroachment and erosive floodwater velocities.

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No major opposition to animal test project

By **CAITLIN M. DINEEN**

Chronicle Staff Writer **5/19**

MANSFIELD — Area residents said they did not specifically have any problems with a proposed federal animal research facility in Mansfield, but hoped a different location would be selected.

Currently, officials associated with the proposed 35,000-square-foot U.S. Department of Agriculture building are eyeing a location on the University of Connecticut's Depot campus along Route 44. Specifically, the facility — which would house up to 84 "large" animals — would be located on the Depot campus off Ahern Lane.

"The Depot campus is one of the most beautiful pieces of landscape in Mansfield," said Mansfield resident Alison Hilding. Hilding said development of the university's

Depot campus has been "helter skelter" and she thinks building the facility there could decrease the value of the land.

The parcel of land being looked at is all forest and would require some tree removal, said university officials Tuesday night.

Other residents said they think federal officials — who would be footing the \$27 million bill — should pony up a little more money to tear down current Depot Campus buildings and rebuild over those sites.

"With a \$27 million building, why not (just) knock down some of the unsightly buildings?" asked resident Gary Zimmer.

According to UConn Director of Planning Alexandria Roe, the university does not have the funds to tear down existing buildings on campus and is not contribut-

ing financially to the proposed research center at all.

Zimmer, who said he was in support of the project after the two-hour meeting, said he just didn't want to see UConn and USDA officials "screw it up."

If the facility is built, it would be the 12th facility of its kind built by the USDA in a university setting.

Penn State in Pennsylvania and Iowa State University are examples of two of the 11 existing federal testing facilities.

The center would be a biological safety level-2 facility focused on testing vaccines on livestock animals such as cows, pigs, sheep and goats.

According to Cyril Gay, senior national program leader for the Agriculture Research Service department of the USDA, healthy

animals would be coming into the facility.

"We want to use this facility to begin a center of excellence around immunology," said Gay.

Gay said vaccines would be tested on healthy animals and researchers at the site would test the response of the vaccine on the animal.

He said a "significant" number of animals brought into the facility would be euthanized, but some would be released back into the "food chain" once testing was complete.

An environmental assessment of the site is being conducted and, once that is complete, the assessment will be available for review by area residents.

Officials said the facility would not likely be built for at least three years.

**PAGE
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Editor: 5/20

Last week, there was a letter to the editor in *the Chronicle* written by Jeffrey H. Smith regarding Betty Wassmundt.

I think Smith was absolutely right.

How can the town council get any work done when someone is asking questions all the time? The town council, Mayor Elizabeth Patterson, and the guy called the town manager who makes \$80 an hour, should not be bothered with questions about the town of Mansfield. They have many other duties to perform.

One of the things they should find out is how does the town explain the \$700,000 of taxpayer's money spent on the Storrs Center Project in the past?

I have to assume that since I have seen no construction on the project that the \$700,000 was used to buy and erect the two signs indicating "Storrs Center Project."

The \$125,000 that will be spent this year, I also have to assume, will be used for the upkeep of these two signs.

I would like to suggest that the town send Betty Wassmundt to the Tower of London to be drawn and quartered for the awful things she has done to the town council, the mayor and the man who wears the Armani suits and makes \$80 an hour.

Karl Beckert
Storrs

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Two-school option picked for Mansfield

By CAITLIN M. DINEEN
Chronicle Staff Writer *5/10*

MANSFIELD — Board of education officials will go before town councilors Monday night to officially announce their endorsement of a proposed two-school building project.

Education officials are scheduled to present their proposal at 6 p.m. in the Audrey P. Beck Municipal Building before the council's regular meeting.

Board members finalized their selection May 13 during their regular board of education meeting.

Although the district's school building committee endorsed a one-school consolidation project, the full board chose the two-school option.

School board Chairman Mark LaPlaca said the two schools would maintain the small, community feel desired in town, but would also hit the "sweet spot" in terms of student enrollment.

Both schools would have between 310 and 315 pupils enrolled, which research indicates is the best size for elementary schools, said LaPlaca.

With the two-school building project, all three existing elementary schools in Mansfield would close and be replaced with two newer, bigger elementary schools.

Currently, pupils in Mansfield attend one of three elementary schools and then go to Mansfield Middle School once they become fifth-graders.

Elementary schools in Mansfield include Southeast Elementary School, Dorothy C. Goodwin Elementary School and Annie E. Vinton Elementary School.

The two-school option would cost \$59.58 million, including proposed renovations at Mansfield Middle School. Local taxpayers would fund \$26.9 million of the total and the rest would come from state reimbursements.

Taxpayer figures are based on an estimated reimbursement rate of 54.9 percent from the state for school building construction.

Originally, the new schools would have been located on the Southeast and Vinton sites, but those locations remain up for debate, said Celeste Griffin, Superintendent Frederick Baruzzi's administrative assistant.

"The sites would be determined (later)," she said.

Baruzzi could not be reached for comment.

According to LaPlaca, board members would ideally like to have one school on the south end of town and another on the north end of town.

However, they will ask councilors to fully evaluate all land options in town before ruling out any potential sites, said LaPlaca.

Previously, Mansfield Director of Planning Gregory Padick told education officials there were limited sites available for school construction in town.

Padick attributed that lack of

(Two-school, Page 4)

Two-school option picked

(Continued from Page 1)

locations to wetlands and other geographical limitations.

The endorsement comes several years after the board of education formed a school building committee to review and research the potential consolidation of the town's three existing elementary schools.

Originally, the school building committee came up with four potential options — one of which was to take no action and delay repairs at the four schools in town.

The proposal endorsed by board of education members was a fifth option added in April as a response to negative feedback from community members regarding the one, large-school option.

So far, there have been mixed opinions in response to the proposed elementary school consoli-

ation.

During several forums in the past six months, residents have expressed a desire to keep the smaller, neighborhood-style schools in town rather than constructing larger schools.

LaPlaca said he thinks people will be able to support the proposal.

"I think it'll have a good amount of support," he said this morning.

With the goal of a November referendum looming, councilors will need to review the proposal and decide what happens with the project next.

A town council hearing on the proposed plan is tentatively scheduled for June 14 and councilors are expected to take action on the proposal June 28.

If the project goes to voters this year, it would be up for vote Nov 7

Council gets breakdown on school project

By CAITLIN M. DINEEN
Chronicle Staff Writer *S/D*

MANSFIELD — Board of education members presented their recommendation Monday night for a new two-school building project in town that would result in closing all three existing elementary schools.

Education officials said they thought the selected option — which will cost \$26.9 million to Mansfield taxpayers and a total of \$59.8 million — was the best option available.

Taxpayers would pay just shy of \$27 million due to a projected state Department of Education reimbursement rate of 54.9 percent.

State reimbursement for school buildings depends on the number of students enrolled, the size of the school and the types of material used during construction. Other factors are also considered when reimbursements are figured.

"The age and condition of the (existing) schools makes the expense and operation of the three schools in town extremely irresponsible," said school board Chairman Mark LaPlaca.

LaPlaca and other board members presented their recommendation to councilors during a special meeting Monday.

Now, councilors will mull over the proposed school consolidation project and are scheduled to host a public hearing about it June 14 and are expected to vote on the project June 28.

Mansfield school building proposal

- **Selected option:** Two new elementary schools replacing the three existing schools.
- **Cost:** \$59.58 million with \$26.9 million being paid by taxpayers.
- **Tentative schedule:** June 14, town council public hearing; June 28, town council vote; Nov. 2, referendum; 2014, schools open.

According to LaPlaca, although the two-school option — which was selected out of five possible options — was not the least expensive one proposed, it was what most board members supported.

The least expensive option for taxpayers was building one big all-inclusive elementary school for Mansfield.

This option would cost taxpayers approximately \$19.06 million. This, however, was not well received by town residents who said they want to keep smaller, community-style schools.

Eight of nine board of education members voted in favor of the proposal May 13.

Board member Katherine Paulhus was against the two-school option, saying she would rather keep the three schools in operation and restore them to a new condition.

(Council, Page 4)

Council gets breakdown on project

(Continued from Page 1)

This option was projected to cost \$81.18 million, \$45.19 million of which would be paid by taxpayers.

However, she said she knew that option was too pricey for Mansfield residents.

Other options included building one larger elementary school.

However, LaPlaca said board members thought it was best to close the existing schools in Mansfield and replace them with newer, more energy-efficient buildings.

"The investment of upgrading

three schools, for 20 years, would simply result in 70-year-old schools with the need to address these changes in the future," he said.

Both schools would have between 310 and 315 pupils enrolled, which research indicates is the best size for elementary schools, said LaPlaca.

Currently, pupils in Mansfield attend one of three elementary schools and then go to Mansfield Middle School once they become fifth-graders.

Elementary schools in Mansfield include Southeast Elementary School, Dorothy C. Goodwin

Elementary School and Annie E. Vinton Elementary School.

The sites of the new schools have not yet been determined.

While some councilors agreed with education officials, others said they were concerned with the price tag and what it would mean to taxpayers' wallets.

"I'm very troubled with this recommendation," said Councilor William Ryan. "As a council member I think there are many problems."

Ryan said education officials needed to be aware parents are not "the only people in town" and the cost of the school burdens all

taxpayers.

And because of that, he doesn't know if it will be approved during the November referendum.

"I think it'll have a tough time to pass in November," he said.

Education officials defended their decision and said, as board members, it was their responsibility to do what they thought was best for the town — even if that comes with a price tag.

"While fiscal responsibility is part of our considerations, the education responsibility is also what I'm thinking of," said board member Carrie Silver-Bernstein.

2 the Chronicle, Willimantic, Conn., Wednesday, May 26, 2010

No-show clears way for Haddad

By **CAITLIN M. DINEEN**
Chronicle Staff Writer

MANSFIELD — With a vacant state representative seat up for grabs this November, Democrats in Mansfield and Chaplin unanimously endorsed Mansfield Deputy Mayor Gregory Haddad for the seat.

The 54th District — which is made up of Mansfield and Chaplin Democratic committees — held its nominating convention Tuesday night in the Audrey P. Beck Municipal Building in Mansfield.

Haddad was unanimously endorsed by the 16 voting delegates. Fourteen delegates represented Mansfield and two represented Chaplin.

"I am very grateful to have support from all the delegates," said Haddad this morning, adding it was a "humbling experience" to be unanimously endorsed.

Mansfield Mayor Elizabeth "Betsy" Paterson nominated Haddad.

The seat for the 54th District will be vacant this fall as a result of current representative Denise Merrill's run for secretary of the state.

Merrill — who currently serves as the House's majority leader — is seeking the secretary of state post after serving since 1993.

She was endorsed as the Democratic candidate for the secretary post during the weekend's statewide Democratic convention, but likely faces a primary for the nomination in August.

Going into Tuesday's convention, Haddad was pegged against University of Connecticut junior Brien Buckman.

However, Buckman did not attend Tuesday's convention and did not receive a nomination.

LaPlaca said he has had no communication with Buckman and is not sure if he will petition to primary against Haddad Aug. 10.

Mansfield Democratic Town Committee Chairman Mark LaPlaca — who also oversaw

Tuesday's convention — said the convention drew plenty of support for Haddad, with almost a "full room" of people in attendance.

Haddad estimated 60 people turned out for the event.

"It was well attended," said LaPlaca this morning. "It felt excited."

LaPlaca said he was not surprised Haddad was unanimously endorsed by local Democrats because he has been representing Mansfield for more than 10 years and has the necessary understanding of state politics.

"Greg's ready to serve," he said. "He has a tremendous amount of experience."

Haddad has served on the Mansfield Town Council for 11 years and has served as the town's deputy mayor for as many years.

Mansfield Republican Town Committee Chairman Peter Plante said this morning Republicans endorsed GOP Councilor Christopher Paulhus to run against Haddad this November.

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Opinion

Chronicle

Lucy B. Crosbie
President

Kevin Crosbie
Publisher

Charles C. Ryan
Editor

Editorial

We offer these ^{6/11} threads, needles

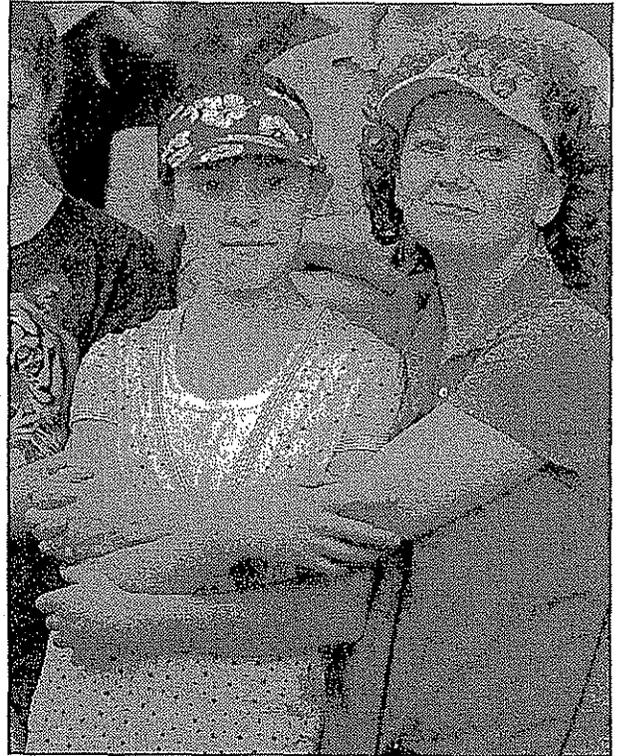
Knots to the Mansfield Board of Education for recommending building two new elementary schools at a total cost of \$59.8 million, of which local taxpayers would have to pay \$26.9 million. (The balance would be reimbursed by the state). While it is more costly than the least expensive alternative on the table — a large, single elementary school to serve the entire town — it was good the board took into account the concerns of parents that large schools are not the best setting for elementary education. The result was a compromise, two smaller schools, instead of the current three elementary schools or a single new school. Town councilors, however, appeared more skeptical, saying it might be difficult to get voters to approve the project because of the higher cost. The council has set hearings on the topic for June.

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6/1/10

Remembering them all

TOP RIGHT: Tricia Baker of Mansfield hugs her daughter Olivia, 11, as they watch the Memorial Day ceremonies at the New Mansfield Center Cemetery on Monday. There were there, in part, to honor the memory of Tricia's father and Olivia's grandfather, Navy veteran Don Goodine of Mansfield. BOTTOM RIGHT: E.O. Smith High School band member Frank Makuch plays the French horn during a performance of 'America the Beautiful' during Mansfield's Memorial Day ceremonies.



6/1/10

BOTTOM LEFT:
Army Lt. Col. Paul Veilleux stands at attention during the playing of the National Anthem at Mansfield's ceremonies. BOTTOM RIGHT:
Max Drzewiecki enjoys the Mansfield parade.



Al Malpa



Al Malpa

6/2

Editor:

I guess I should respond to all the people who have taken my name in vain recently.

To Mary Hirsch: I have no web site, no salary, no pension; just Social Security and personal savings. The chili fest is a nice function for Mansfield employees. The town manager stated publicly that it cost the taxpayer nothing. If so, I should not see charges to the town's credit card for any part of it and I see such charges.

To Howard Raphaelson: I want the Town of Mansfield to operate in the interest of the taxpayers/citizens and to be managed in a professional businesslike manner. I observe the town's operation to be most unprofessional and with poor business practice. It seems to me that "public service" in Mansfield equates to "private gain," for certain people anyway.

To Jeffrey Smith: Betty and her little pals say thanks for a good laugh.

Here are a couple of things that my Freedom of Information requests have accomplished:

1. Should a taxpayer now ask to know the town manager's salary, he will be told the truth (unless there is something else hidden that I didn't find). Last year that wasn't the case.

2. Now the budget for the town attorney should be accurate and the town has a contract for his services — this is just good business practice. Last year that was not the case; the budget was inaccurate and there was no contract.

My unrelenting ways managed to get a young couple a refund of more than \$200 for errors made in their property assessment by the assessor's office. They had tried for almost 10 years to get someone in town hall to listen to them.

More Mansfield people should use the Freedom of Information Act. More Mansfield people should participate in government.

**Betty Wassmundt
Storrs**

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Town weighs five bids to evaluate police needs

By CAITLIN M. DINEEN

Chronicle Staff Writer *6/2*

MANSFIELD — Town officials and members of the town's regionalism committee met twice at the end of May to review firms bidding to complete a proposed police services study in town.

Five firms responded to a request for qualifications sent out earlier this year.

Town Manager Matthew Hart said the study will focus on town policing needs and should result in recommendations to address those.

"First we'll try to ascertain community needs," said Hart, adding the study will impact everyone affiliated with Mansfield, including residents, business owners and other "key stakeholders."

Hart said the study is part of the town's strategic plan — which is entitled "Mansfield 2020: A Unified Vision Strategic Plan."

The plan focuses on nine vari-

ous "vision points" that also include "K-12 education and early childhood development," "historic and rural character," "housing," "recreation, health and wellness," "regionalism," "senior services," "sustainability and planning" and "university/town relations."

The study would focus on how to improve and potentially expand the resident state trooper's office in town.

Currently, there are eight resident state troopers — including one sergeant — and two part-time police officers in town.

Asko is the K-9 unit located in town.

An additional resident trooper will be added to the roster in July.

With the passage of the town's fiscal year 2010-11 budget Tuesday, funding was confirmed for an additional state trooper to be assigned to Mansfield.

The department, which acts as

a mini-police department in town, responds to all calls for service in town from 6:30 a.m. to 2:30 p.m.

Calls for service outside that time frame are handled by state police from Troop C in Tolland.

There are an average of two police personnel working in Mansfield at any time.

State troopers in the resident trooper's office respond to a variety of calls including, but not limited to, accidents, motor vehicle violations and criminal violations.

Additionally, state troopers issue warnings and citations for offenses including noise violations, driving under the influence and other incidents.

Personnel in the office also enforce town ordinances.

Ordinances involving off-street parking, open alcohol containers and other town-wide policies are subject to resident state trooper jurisdiction.

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Mansfield Historical Society Museum opens this weekend

The Mansfield Historical Society Museum will open for the season on Saturday, June 5, 1:30 - 4:30 p.m. Three new exhibits are opening: "Celebrating 300 years: Mansfield's First Meetinghouse and Church," "The Northeast Villages: Wormwood Hill, Mount Hope and Atwoodville" and "Made in America: The Folk Art of Coverlets."

"We're delighted to open a new season and help celebrate the 300th anniversary of the First Church of Christ in Mansfield," said Ann Galonska, Museum Director.

At 2:30 p.m., singer-songwriter Donna Dufresne will perform songs that she composed about Wormwood Hill, one of Mansfield's villages. She wrote these songs to accompany her 2004 exhibit about Claude McDaniels, a long-time resident of Wormwood Hill. Dufresne is a teacher in Chaplin and also performs original music with her quartet and jazz ensemble, Gypsy Romantique. Peggy Church, a master weaver and artisan from Chaplin, will also demonstrate weaving throughout the afternoon.

Organized in 1710, the First Church of Christ in Mansfield is the oldest Congregational church in Tolland County. The 300th anniversary exhibit provides an overview of the church's history and its important early role as a political center for the town. As Roberta Smith, Church and Town Historian, points out "The first two meetinghouses were built as places for both secular and religious purposes. They focused on the entire life of the community, providing the only place for gathering, worship, voting and action."

The display describes the architectural history of the current church and the earlier meetinghouses. The current church, designed by Edwin Fitch, was built in 1866 after the previous meetinghouse burned. As the centerpiece of the exhibit, Jack Nardi, of the University of Connecticut's Dramatic Arts Department, has constructed a scale model of the second meetinghouse, based on John Warner's 1836 sketch

of Mansfield and descriptions in the church records. The exhibit also includes a display on the rich musical heritage of the church.

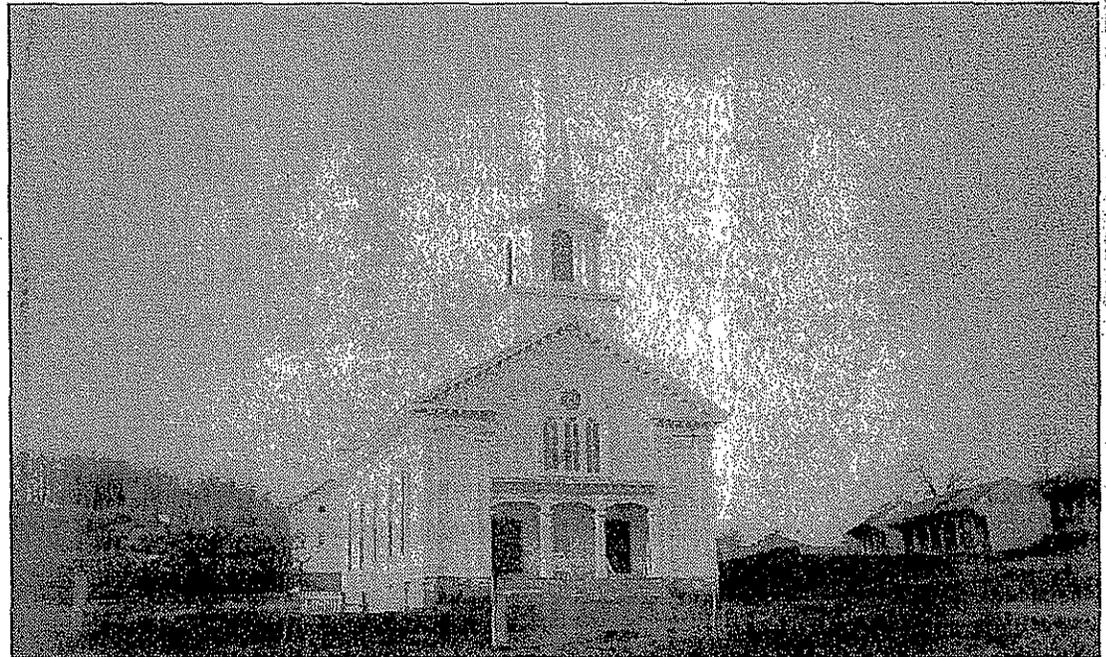
A colorful exhibit of early to mid-nineteenth century coverlets occupies two other rooms in the main building. The examples range from ones with simple geometric designs - some woven locally - to "fancy" figured coverlets woven on jacquard looms. Several have the weaver's name and date included in the corner blocks - an early form of advertising. The display also includes a hands-on station

where visitors can learn about the various weaving structures used in creating these coverlets.

In the adjacent Old Town Hall building, Mansfield's northeast villages are featured: Wormwood Hill, Mount Hope and Atwoodville. The display covers the history of these villages and some of their notable residents. Because Wormwood Hill was an agricultural community it relied on Mount Hope and Atwoodville, both mill villages, for part of its existence. The exhibit includes a wide variety of photographs

and artifacts related to this area of Mansfield. Rudy Favretti, co-author with Isabelle Atwood of *Wormwood Hill: Its Growth and Development* (2009), designed the exhibit.

The Mansfield Historical Society Museum is located at 954 Storrs Road (Rte. 195), across from the Altnaveigh Inn. The museum is open Saturdays and Sundays, 1:30 - 4:30 P.M., June 5 - September 26. Admission: \$2.00/adult. For further information, call 860-429-6575 or visit www.mansfieldct-history.org.



Contributed photo
The First Congregational Church in Mansfield, built in 1866. This photograph from the Dewing Collection was taken in the 1870s. To the right of the church are the horse sheds. The church has been renamed First Church of Christ in Mansfield.

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Trails Day offers walk, and paddle trip events

By CAITLIN M. DINEEN ^{6/3}
Chronicle Staff Writer

MANSFIELD — As part of Connecticut Trails Day, Mansfield residents will have two days of options and opportunities to partake in bicycle rides, river paddles and hikes.

Connecticut Trails Day, an annual state-wide event since 1993, features hundreds of walks, hikes and organized outdoor activities.

This weekend will be complete with five events scheduled.

The events scheduled for Saturday are as follow:

- Mansfield Hollow State Park/Nipmuck Trail hike, 9:15 a.m. to 2:30 p.m. The 9-mile hike goes from Puddin Lane to Mansfield Hollow on the blue-blazed Nipmuck Trail. The trail crosses over terrain of all kinds and participants should bring water and snacks. Hikers should meet in the Mansfield Hollow State Park hiker parking lot at 9:15 a.m.

- Smart Growth Walk, 10 a.m. This event includes a 1-mile walk of the future Storrs Center Project site. Those interested are scheduled to meet behind Starbucks on 1244 Storrs Road.

- Paddle at River Park, 10 a.m. to 2 p.m. A flatwater boat trip on the Willimantic River from Eagle Park to Eagleville Lake. Residents are encouraged to bring their own boat or kayak, but they are also available for rent from the Mansfield Community Center. Participants will meet at River Park — located off Plains Road near Route 32.

Events for Sunday include:

- Family Hike at Mansfield Hollow State Park, 1 to 4 p.m. Sponsored by the Friends of Mansfield Hollow, this 4-mile hike follows the yellow/ski trail. Participants will meet at the picnic area of the state park on Bassett's Bridge Road near Route 195.

- Fifty-Foot Cliff Preserve Hike, 2 to 4 p.m. A casual 2-mile walk with time built in to smell the flowers. Participants will meet in the parking lot behind the Mansfield Historical Society building.

Town officials said they thought it was important to be part of the state-wide event because it was a chance to highlight outdoor activities available in town.

"I think that this demonstrates the variety and number of outdoor activities available in Mansfield," said Mansfield Downtown Partnership Director Cynthia van Zelm this morning.

Van Zelm said the weekend also involves a collaborative multi-group effort to host the events.

She said groups — including the partnership, town officials, Joshua Trust and Friends of Mansfield Hollow — worked together to organize and offer a variety of events.

Additionally, individual Mansfield residents volunteered to lead activities.

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Residents' petition fights new parking regulations

By **CAITLIN M. DINEEN**
Chronicle Staff Writer

MANSFIELD — A controversial ordinance that would enforce new parking restrictions at specific rental properties in town — approved by councilors last month — will not yet take effect due to community backlash.

Although councilors approved the ordinance, a petition was successfully filed by residents to halt

the ordinance. ^{6/4}
The ordinance — which restricts the amount of parking allowed at rental properties — will go to a town meeting for further discussion and potential action.

According to Town Clerk Mary Stanton, 228 signatures were filed and certified May 24.

The "Ordinance Regarding Off Street Parking on Residential Rental Property" was approved

by councilors May 10 during their regular meeting.

Stanton said special provisions in the town's charter allow residents to file the petition and challenge the council's decision.

Stanton said this morning the petition's successful filing means residents will have yet another time — the third time in this case — to discuss the ordinance.

(Residents, Page 4)

Residents fight parking regulations

(Continued from Page 1)

The first two public hearings on the matter drew a combination of support and public outcry by both residents and University of Connecticut students.

UConn students would be largely impacted by the ordinance because they are a large portion of the renters in town.

She said councilors are expected to discuss the petition during their scheduled June 14 meeting and will likely set a date for the town meeting.

Councilors have 60 days from the petition's submission to schedule the meeting, she said.

According to Stanton, residents attending the meeting will have three potential actions they could choose to take regarding the ordinance.

She said residents can sustain the council's decision, nullify it or vote to send the subject to a town-wide referendum.

If residents nullify the council's action, the

ordinance will go back to the council.

From there, the council could schedule a referendum vote itself or take no action, essentially allowing the ordinance to die.

The proposal targets one-, two- and three-unit apartment complexes to ensure a parking plan is created and adhered to at each site.

Under the ordinance, landlords must provide each unit with a minimum of two parking spaces and maximum of six designated parking spaces available.

Spaces must be clearly defined and on a site and spaces should not require a motorist to reverse out of the spot and directly onto the road.

Town officials said the ordinance aims to reduce blighted, congested and unsafe conditions in town.

Along with the proposal comes a cost to landlords.

A \$35 application fee — and a potential \$90 enforcement fine — is attached to the ordi-

nance, said town officials.

Republican Councilor Denise Keane said this morning she was not surprised by community reaction to the approved ordinance.

"Actually, I wasn't really surprised," she said, adding she "assumed" landlords would react to the ordinance.

Who filed the petition and who specifically signed it were unknown as of press time.

Keane said she felt year-round Mansfield residents who live in neighborhoods saturated with rental properties would support the ordinance during the yet-to-be-scheduled town meeting.

According to Keane, town council decisions that impact quality of life in town may result in a variety of reactions.

"I think any action we take on quality of life will be split," she said, adding — if landlords were a large portion of the 228 signatures garnered — they were probably doing what they think "they need to do at this time."

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Budget goes to the polls

Petition garners enough signatures

By **CAITLIN M. DINEEN**
Chronicle Staff Writer 6/7

MANSFIELD — Despite passage of the town's budget last month during the annual town meeting, enough signatures were collected and verified to send the spending plan to referendum.

Town Clerk Mary Stanton said enough signatures were garnered and verified June 1.

Stanton said 200 signatures — or 2 percent of the registered voters in town — were required this year.

Residents had 21 days from the budget's approval to submit any petitions. June 1 was the last day to file the petition.

The referendum is scheduled for June 22 in the Audrey P. Beck Municipal Building. Polls will be open from 6 a.m. to 8 p.m.

Mansfield's proposed \$33.7 million combined town/education spending was originally approved at a May 11 town meeting with

188 votes in favor of the plan and 39 against it.

Under the spending plan, the town's current mill rate of 25.71 will remain the same next year.

At a rate of 25.71 mills, the owner of a home assessed at \$200,000 would pay \$5,142 in taxes.

How that impacts individual taxpayers is unknown because tax bills are dependent on whether a property's value increased or decreased during the recent revaluation.

When broken down, the general government budget for fiscal year 2010-11 is \$13,113,895 (a 2.1-percent increase) and the Mansfield board of education budget is \$20,588,160 (a slight decrease by \$7,410).

Additionally, Mansfield's budget includes the town's \$9,924,230 appropriation for Regional School District 19, which funds E.O. Smith High School in Storrs. That

figure was \$587 less than this year.

That spending plan was approved May 4 during a three-town referendum in Mansfield, Ashford and Willington.

Mansfield Mayor Elizabeth "Betsy" Paterson said this morning she was not surprised the budget was petitioned to referendum again this year.

Three years ago, the town's charter changed and now allows residents to send the budget to a town-wide referendum if enough petition signatures are submitted and verified.

Since that change, the budget has been sent to referendum every year.

Despite the charter's allowance for a referendum, Paterson said she doesn't like fact taxpayers must pay for a referendum on a budget already approved at a town meeting.

(Budget, Page 4)

Budget will go to referendum

(Continued from Page 1)

"There's a handful of individuals who keep doing it," she said this morning, adding those individuals — who Paterson did not name — are also the people who critique town spending.

She said that is what she finds the most frustrating.

"It's the taxpayer's money," Paterson said.

Paterson said she does not know why there is so little interest in the town's budget process when there is a town meeting, but residents are willing to sign a petition seeking a town-wide vote.

"I honestly don't know," she said, adding town officials advertise the town meeting annually

and encourage residents to attend and voice their opinions.

However, Paterson said low attendance during the annual meeting may be indicative that people are happy with the town and the proposed spending plan.

She said she doesn't expect a huge turnout for the referendum, but was confident it would pass again.

Paterson was not the only councilor to expect the petition.

Republican Councilor Meredith Lindsey said she was not surprised by the referendum.

"I think there was a strong support to move the budget process to a referendum every year," she said this morning.

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