



**TOWN OF MANSFIELD
COMMUNITY QUALITY OF LIFE COMMITTEE**

Thursday, September 8, 2011

7:00 p.m.

Town Hall, Audrey P. Beck Building

Conference Room C

MEETING AGENDA

1. Call to Order/Roll Call
2. Appointment of Recording Secretary
3. Approval of August 11, 2011 Minutes
4. Opportunity for Public to Address the Committee
5. Chairperson's Report
6. Communications
7. Old Business
 - a) ATV Ordinance
 - b) Review Action Plan
8. New Business
 - a) High Density Unit Projects Management Plan (Linda Painter AICP)
 - b) Fall Activity in Town / UConn Community
9. Adjournment

Committee on Community Quality of Life

Draft Minutes

Thursday August 11, 2011

Members Present: T. Moran (Chair), D. Keane (arrived 7:35), Meredith Lindsey (arrived 7:35), D. Morse (left 8:25 PM), J. Riesen, J. Saddlemire

Staff Present: M. Hart, M. Nintean

1. Call to Order/Roll Call: Meeting was called to order at 7:00 PM.
2. Appointment of Recording Secretary: J. Riesen was appointed Recording Secretary. There was a short discussion about having the town provide someone for taking minutes.
3. Approval of July 14, 2011 Minutes: **Motion to accept the minutes.** Motion passed.
4. Opportunity for Public to Address the Committee: No one from the public made comments.
5. Chairperson's Report – It was noted that there was a newspaper article reporting that the CQOL committee would be discussing the Police report. That is incorrect the Police Report was discussed at our last meeting.
6. New Business was taken up next to allow our guest to go early in the program and have the opportunity to leave before the end of the meeting. Linda Painter AICP presented information on the town's Plan of Conservation. She handed out sheets on the Goals and Objectives of the plan, Frequently Asked Questions, and a map with the Planned Development Areas for Mansfield. Linda pointed out that this was a long term plan and some of the areas indicated for high density development on the map did not currently have the infrastructure in place to allow this. The zoning will not be changed until the infrastructure is adequate. D. Morse suggested adding an additional legend category for areas that do not currently have infrastructure to allow the proposed use. Discussion followed on the feasibility of requiring a management plan that includes security components for high density housing units. **D. Morse moved to ask town staff to review the concept of requiring a management plan with security components to insure safety and overall welfare for all high density unit projects.** Seconded by J. Riesen and passed.
7. After much discussion on the ATV ordinance it was decided to continue the discussion at the next meeting. Committee members are to consider what other mechanisms might be used to address the situation.

8. M. Hart reported on Spring Weekend. It went well this year. State Police are in favor of ending Spring Weekend.
9. M. Nintean announced that the September and October meetings have been moved to Conference Room B.
10. Old Business: Action Plan was reviewed. ATV ordinance was added as second priority to be discussed more at next meeting. The Neighborhood Dialogue status was changed to ongoing.

Priority	Action	Status	Date
1	Plan for Residential Housing at Storrs Center	Pending	TBD
2	ATV Ordinance	Discuss at Sept. Meeting	9/8/2011
3	Security Plan Best Practice & Progress	Sub-Committee formed	TBD
4	Neighborhood Dialogue	Ongoing	
5	Police Response Time	Police Study	TBD
6	Community Patrols	Police Study	TBD
7	Noise Enforcement	Police Study	TBD
8	Neighborhood Watch Groups	Police Study	TBD
9	Tenant Registry	Tabled	
10	Student Rental Zoning	Tabled	
11	Assembly Permits	Tabled	

11. Adjournment – Meeting was adjourned at 8:44 PM

Respectfully submitted by

John Riesen, recording secretary

Draft ATV Ordinance – 7/25/11

I. Title:

This Article shall be known and may be cited as the "Ordinance Regulating the Operation and Use of All-Terrain Vehicles and Snowmobiles"

II. Legislative Authority:

This Ordinance is enacted pursuant to the provisions of C.G.S. sections 7-148, et seq., and 14-390, as amended

III. Findings and Purpose:

The Town Council of the Town of Mansfield finds that the operation of self-propelled All-Terrain Vehicles (ATVs) and snowmobiles has sometimes become a nuisance or threat to public safety in the Town. The provisions of this ordinance are in the best interests of the community in that they will promote the public welfare, health and safety of the people of Mansfield. Accordingly, pursuant to the authority granted to municipalities by Connecticut General Statutes sections 7-148, et seq., and 14-390, the Town of Mansfield seeks to better protect, preserve and promote the health, safety, welfare and quality of life of the people of the Town by requiring compliance with the provisions of this ordinance.

IV. Definitions:

For the purpose of this ordinance, the words and phrases used herein shall have the following meanings, unless clearly otherwise indicated by the context:

(a) **All-terrain vehicle:** a self-propelled vehicle designed to travel over unimproved terrain that has been determined by the Commissioner of Motor Vehicles to be unsuitable for operation on the public highways and is not eligible for registration under Connecticut General Statutes Chapter 246.

(b) **Premises:** A tract of land including buildings thereon, appurtenances, grounds, and any public right of way immediately adjacent to any such tract.

(c) **Snowmobile:** any self-propelled vehicle designed for travel on snow or ice, except vehicles propelled by sail.

V. Applicability:

This article shall apply to the operation of any all-terrain vehicle or snowmobile on all properties public and private in the Town of Mansfield. It shall be a

violation for any person to operate any all-terrain vehicle or snowmobile within the Town of Mansfield except under the following conditions:

(a) Operation of an all-terrain vehicle or snowmobile on premises owned or leased by the owner of such all-terrain vehicle or snowmobile;

b) operation of an all-terrain vehicle or snowmobile for use in agriculture, construction or maintenance of property, or outdoor activities approved by the Connecticut Department of Environmental Protection.

Deleted: or

(c) operation of an all-terrain vehicle or snowmobile by any legally authorized law enforcement or emergency personnel when operating the vehicle or snowmobile within the course of their official duties.

(d) operation of an all-terrain vehicle or snowmobile on privately owned land if the operator is in possession of a document proving that the operator has the permission of the land owner or lessee. Written permission is not required when the owner or lessee is on the premises.

VI. Operation:

Except for operation authorized per subsections V(b) and (c), above, or for snow removal, the operation of any all-terrain vehicle or snowmobile within the Town of Mansfield shall be in compliance with the following regulations:

a) The hours of operation shall be limited to 8:00 A.M until 8:00 P.M.

b) No person under sixteen (16) years of age shall operate an all-terrain vehicle or snowmobile unless accompanied by a parent or guardian, or unless the vehicle is operated on property owned or leased by the vehicle owner.

c) No person shall operate an all-terrain vehicle or snowmobile less than fifty (50) feet from any adjoining property line.

VII. Enforcement: Violations and Penalties:

A. In addition to the Police, the Town Manager may designate one or more Enforcement Officers empowered to enforce this ordinance and Connecticut General Statutes Chapter 255 regulating all-terrain vehicles and snowmobiles.

B. Written permission of the landowner/lessee or their agent shall be carried on such all-terrain vehicle or snowmobile and shall be available for inspection whenever such vehicle is being operated. No person operating an all-terrain vehicle or snowmobile shall refuse upon request by the police or any authorized

enforcement officer to produce any document of permission or consent required by this ordinance, including the registration of the vehicle or snowmobile and the written permission of the landowner/lessee upon whose property such all-terrain vehicle or snowmobile is being operated, or their authorized agent.

C. Any person violating the provisions of this ordinance shall be deemed to have committed an infraction and may be issued a citation. Said citation shall inform the person named therein of the allegations against them, the amount of the fine due, and the date on which payment of the fine is due, which shall be no later than 10 days after the date of the citation. Said citation shall be hand delivered or mailed by certified mail, return receipt requested, addressed to the person named therein at their last known address. With the failure of the operator of the all-terrain vehicle or snowmobile to produce to a police or authorized enforcement officer a valid registration of said vehicle or snowmobile and/or written permission of the landowner/lessee upon whose property such vehicle or snowmobile is being operated, or their agent, such operator or the parent(s) or guardian(s) of the operator, when the operator is a minor, may be assessed a fine of \$250 dollars for each violation.

D. In addition to any other remedy authorized by this Ordinance, if any such fine issued pursuant to the provisions of this chapter is unpaid beyond the due date, the Town may initiate proceedings under the authority of C.G.S. § 7-152c and Chapter 129 of The Code of the Town of Mansfield, Hearing Procedure for Citations, to collect such fine.

E. Nothing in this Ordinance shall limit the ability of the authorities to initiate and prosecute any criminal offense or provisions of any other applicable Town ordinance arising from the same circumstances resulting in the application of this Ordinance.

VIII. Appeals Procedure:

Any person fined pursuant to this Ordinance may appeal such fine pursuant to the provisions of Chapter 129 of the Code of the Town of Mansfield Hearing Procedure for Citations, as required by Connecticut General Statutes section 7-152c.

IX. Word Usage:

Whenever used, the singular number shall include the plural, the plural the singular, and the use of either gender shall include both genders.

Community Quality of Life Committee
ACTION PLAN

<u>Priority</u>	<u>Action</u>	<u>Status</u>	<u>Date</u>
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