# Code of the Town of Thomaston

COUNTY OF LITCHFIELD STATE OF CONNECTICUT

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#### CERTIFICATION

#### TOWN OF THOMASTON

## Office of the Town Clerk

I, CATHERINE P. DUPONT, Town Clerk of the Town of Thomaston, Connecticut, hereby certify that the chapters contained in this volume are based upon the original ordinances of a general and permanent nature of the Town of Thomaston and that said ordinances, as revised and codified, renumbered as to sections and rearranged into chapters, constitute the Code of the Town of Thomaston, County of Litchfield, State of Connecticut, as adopted by ordinance of the Town Meeting on May 29, 2007.

s/ CATHERINE P. DUPONT

Town Clerk

# **PREFACE**

The Town of Thomaston has, over the years, passed through a process of legislative change common to many American communities. While only a few simple laws were necessary at the time of the establishment of the Town, subsequent growth of the community, together with the complexity of modern life, has created the need for new and more detailed legislation for the proper function and government of the Town. The recording of local law is an aspect of municipal history, and as the community develops and changes, review and revision of old laws and consideration of new laws, in the light of current trends, must keep pace. The orderly collection of these records is an important step in this ever-continuing process. Legislation must be more than mere chronological enactments reposing in the pages of old records. It must be available and logically arranged for convenient use and must be kept up-to-date. It was with thoughts such as these in mind that the Town Meeting ordered the following codification of the Town's legislation.

#### Contents of Code

The various chapters of the Code contain all currently effective ordinances of a general and permanent nature enacted by the Town, as well as certain rules, regulations and/or bylaws adopted by various boards, commissions, departments and/or agencies, which were deemed to be general and permanent in nature and appropriate for inclusion in the volume.

#### **Division of Code**

The Code is divided into parts. Part I, Administrative Ordinances, contains all Town legislation of an administrative nature, namely, that dealing with the administration of government, that establishing or regulating municipal departments and that affecting officers and employees of the municipal government and its departments. Part II, General Ordinances, contains all other Town legislation of a regulatory nature. Items of legislation in this part generally impose penalties for violation of their provisions, whereas those in Part I do not. Part III, Regulations, contains regulations adopted by certain Town agencies.

# Table of Contents and Grouping of Legislation

The Table of Contents details the arrangement of material alphabetically by chapter as a means of identifying specific areas of legislation. Wherever two or more items of legislation have been combined by the editor into a single chapter, the use of article designations has preserved the identity of the individual enactments, and the titles of the articles are listed beneath the chapter title in order to facilitate location of the individual enactments.

# **Reserved Chapters**

Unassigned chapter numbers do not appear in the Table of Contents but are available for assignment to new enactments. In this manner, new subject matter can be included alphabetically.

# **Pagination**

A unique page-numbering system has been used in which each chapter forms an autonomous unit. The first page of each chapter is the number of that chapter followed by a colon and the numeral "1." Thus, Chapter 6 would begin on page 6:1. By use of this system, it is possible to add or to change pages in any chapter, or add new chapters, without affecting the sequence of subsequent pages.

# **Numbering of Sections**

A chapter-related section-numbering system is employed in which the section number indicates the number of the chapter and the location of the section within that chapter. Thus, the first section of Chapter 30 would be § 30-1, while the sixth section of Chapter 57 would be § 57-6.

#### Scheme

The scheme is the list of section titles that precedes the text of each chapter. These titles are carefully written so that, taken together, they may be considered as a summary of the content of the chapter. Taken separately, each describes the content of a particular section. For ease and precision of reference, the scheme titles are repeated as section headings in the text.

#### Histories

At the end of the Scheme (list of section titles) in each chapter is located the legislative history for that chapter. This History indicates the specific legislative source from which the chapter was derived, including the enactment number (e.g., ordinance number, bylaw number, resolution number, etc.), if pertinent, and the date of adoption. In the case of chapters containing parts or articles derived from more than one item of legislation, the source of each part or article is indicated in the text, under its title. Amendments to individual sections or subsections are indicated by histories where appropriate in the text.

#### General References; Editor's Notes

In each chapter containing material related to other chapters in the Code, a table of General References is included to direct the reader's attention to such related chapters. Editor's Notes are used in the text to provide supplementary information and cross-references to related provisions in other chapters.

#### PREFACE

# Appendix

Certain forms of local legislation are not of a nature suitable for inclusion in the main body of the Code but are of such significance that their application is community-wide or their provisions are germane to the conduct of municipal government. The Appendix of this publication is reserved for such legislation and for any other material that the community may wish to include.

# **Disposition List**

The Disposition List is a chronological listing of legislation, indicating its inclusion in the publication or the reason for its exclusion. The Disposition List will be updated with each supplement to the Code to include the legislation reviewed with said supplement.

#### Index

The Index is a guide to information Since it is likely that this publication will be used by persons without formal legal training, the Index has been formulated to enable such persons to locate a particular section quickly. Each section of each chapter has been indexed. The Index will be supplemented and revised from time to time as new legislation is added.

# Instructions for Amending the Code

All changes to the Code, whether they are amendments, deletions or additions, should be adopted as amendments to the Code. In doing so, existing material that is not being substantively altered should not be renumbered.

Adding new sections. Where new sections are to be added to a chapter, they can be added at the end of the existing material (continuing the numbering sequence) or inserted between existing sections as decimal numbers (e.g., a new section between §§ 65-5 and 65-6 should be designated § 65-5.1).

Adding new chapters. New chapters should be added in the proper alphabetical sequence in the appropriate division or part (e.g., Part I, Administrative Ordinances, or Part II, General Ordinances), utilizing the reserved chapter numbers. New chapter titles should begin with the key word for the alphabetical listing (e.g., new legislation on abandoned vehicles should be titled "Vehicles, Abandoned" under "V" in the Table of Contents, and a new enactment on coin-operated amusement devices should be "Amusement Devices" or "Amusement Devices, Coin-Operated" under "A" in the Table of Contents). Where a reserved number is not available, an "A" chapter should be used (e.g., a new chapter to be included between Chapters 166 and 167 should be designated Chapter 166A).

Adding new articles. New articles may be inserted between existing articles in a chapter the use of "A" articles (e.g., a new article to be included between Articles XVI and XVII should be designated Article XVIA). The section numbers would be as indicated above (e.g., if the new Article XVIA contains six sections and existing Article XVI ends with § 166-30 and Article XVII begins with § 166-31, Article XVIA should contain §§ 166-30.1 through 166-30.6).

# Supplementation

Supplementation of the Code will follow the adoption of new legislation. New legislation or amendments to existing legislation will be included and repeals will be indicated as soon as possible after passage. Supplemental pages should be inserted as soon as they are received and old pages removed, in accordance with the Instruction Page which accompanies each supplement.

# Acknowledgment

The assistance of the Town officials is gratefully acknowledged by the editor. The codification of the legislation of the Town of Thomaston reflects an appreciation of the needs of a progressive and expanding community. As in many other municipalities, officials are faced with fundamental changes involving nearly every facet of community life. Problems increase in number and complexity and range in importance from everyday details to crucial areas of civic planning. It is the profound conviction of General Code that this publication will contribute significantly to the efficient administration of local government. As Samuel Johnson observed, "The law is the last result of human wisdom acting upon human experience for the benefit of the public."

# TABLE OF CONTENTS

# PART I: ADMINISTRATIVE ORDINANCES

1.	General Pro	General Provisions 1:1		
	Article I	Adoption of Code		
5.	Aquifer Pro	otection Agency5:1		
7.	Assessor	7:1		
10.	Boards, Co	mmissions and Committees		
	Article I	Board of Finance		
	Article II	Flood and Erosion Control Board		
	Article III	Sewer Commission		
	Article IV	Opera House Commission		
	Article V	Interlocal Agreement Commission		
	Article VI	Zoning Board of Appeals		
	Article VII	Board for Admissions of Electors		
	Article VIII	Recreation Commission		
	Article IX	Inland Wetlands and Watercourses Commission		
	Article X	Planning and Zoning Commission		
	Article XI	Economic Development Commission		
	Article XII	Senior Citizen Advisory Board		
	Article XIII	Ambulance Commission		
	Article XIV	Board of Assessment Appeals		
	Article XV	Historical Commission		
21.	Developmen	nt Action Plan Agency21:1		
32.	Fire Department and Ambulance Corps32:1			
	Article I	Length of Service Awards Program		
	Article II	Line of Duty Death Determinations		
43.	Housing Authority43			
48.	Interlocal Agreements48:			
52.	Justices of the	Justices of the Peace		
75.	Police Department			
	Article I	Establishment and Authority		
	Article II	Appointment of Constables		
	Article III	Line of Duty Death Determinations		
83.	Regional Councils83:1			
	Article I	Regional Council of Elected Officials		
	Article II	Naugatuck Valley Council of Governments		

87.	Regional P	lanning Agency	87:1
92.	Retirement	Plan	92:1
100.	Terms of C Article I Article II Article III Article IV	Office	100:3
104.	Treasurer, l	Deputy	104: J
Part	II: GENERA	AL ORDINANCES	
109.	Adult-Orie	nted Businesses	109:1
110.	Alarms		110:1
114.	Alcoholic E Article I Article II	Beverages  Hours of Sale  Liquor Permits	114:1
121.	Bazaars and	l Raffles	121:1
128.	Building Co Article I Article II Article III	Onstruction	128:1
131.	Cannabis Es	stablishments	131:1
132.	Cannabis U	se	132:1
135.	Cemeteries		135:1
142.	Driveways.		142:1
148.	Enterprise Zone1		
154.	Fees Article I Article II Article III	Land Use Applications Building Permits Aquifer Protection Agency	154:1
161.	Garage and	Tag Sales	161:1

# TABLE OF CONTENTS

169.	Historic P. Article I	reservation	<b>)</b> :1
173.	Inland We	tlands and Watercourses173	3:1
	Article I	Fines; Citation and Hearing Procedures	
204.	Parks and	Recreation Areas202	1:1
	Article I	Conduct in Public Parks	
	Article II	Nystrom's Pond	
210.	Peddling a	nd Soliciting210	<del>)</del> :1
228.	Sewers and	d Sewage Disposal228	3:1
	Article I	Collection of Charges	
235.	Solid Was	te235	5:1
	Article I	Storage and Disposal	
	Article II	Recycling; Refuse Collection	
238.	Storm Sewers		
	Article I	Illicit Discharges and Connections	
240.	Streets and Sidewalks		:1
	Article I	Excavations	
	Article II	Private Snow Removal	
	Article III	Street Numbers	
	Article IV	Drainage	
	Article V	Snow and Ice on Sidewalks	
247.	Taxation	247	:1
	Article I	Exemption for Solar Energy Systems	
	Article II	Delinquent Motor Vehicle Property Taxes	
	Article III	Exemption for Certain Vehicles Owned by Persons With Disabilities	
	Article IV	Tax Incentive Program	
	Article V	Tax Payments, Refunds and Fees	
	Article VI	Tax Liens	
	Article VII	Required Filings	
260.	Vehicles ar	nd Traffic260	:1
	Article I	Traffic Control and Parking Meters	
	Article II	Junked Vehicles	
	Article III	Winter Parking Ban	
	Article IV	Police Traffic Duties	
267.	Water	267	:1
	Article I	Water Consumption Records	

PART I	III: REGULATIONS	
280.	Floodplain Management	280:1
315.	Road Excavation Permit Regulations	315:1
318.	Small Wireless Facilities	318:1
325.	Water Pollution Control Authority	325:1
APPEN	DIX	
A400.	Fire Department Bylaws	<b>\</b> 400:1
A405.	Public Library Bylaws	<b>\</b> 405:1
A410.	Special Acts	<b>A</b> 410:1
DISPOS	SITION LIST	
DL.	Disposition List	. DL:1
INDEX		
	Index	IDX:1