Sec. 191  REMOVAL OF OFFICIALS

In the event the Board of Selectmen seek the removal of any person under the provisions of Charter Section 1601, the following minimum procedure should apply in addition to those provided in Section 1601:

a. The appointee shall have the right to call witnesses and cross examine those witnesses called against him, to submit any documents on his own behalf, as well as offer rebuttal evidence.
b. The Board of Selectmen shall cause the evidence to be recorded by a sound recording device.
c. Within fifteen (15) days of the termination of the hearing, the Board of Selectmen shall cause a record of the hearing to be filed with the Town Clerk. The record shall contain all documents submitted at the hearing as well as the audio tapes of the hearing.
d. Within thirty (30) days of the termination of the hearing, the Board of Selectmen shall render a final decision and reduce the decision to a written form. The decision shall contain those facts the Board of Selectmen found in support of their decision.

This Ordinance shall not modify or limit the protection currently contained in Section 1601, nor shall the Ordinance supersede current or future state law in the removal of municipal appointed officials. The ordinance shall have no application to any employee covered by a collective bargaining contract.

ADOPTED BY THE BOARD OF SELECTMEN ON MARCH 15, 2010, PUBLISHED IN THE REGISTER CITIZEN ON MARCH 17, 2010; TO BE EFFECTIVE APRIL 8, 2010.
SEC. 192 TAX ABATEMENT FOR HOUSING OF LOW OR MODERATE INCOME PERSONS

Be It Ordained:

1. Purpose.

Pursuant to Connecticut General Statutes §8-215, the Town of Winchester is hereby authorized and empowered to abate in part or in whole the real property taxes on “housing solely for low or moderate-income persons or families” as that phrase is defined in Connecticut General Statutes §8-202 (c) as the same may be amended from time to time.

2. Contract Requirements.

Such abatement shall be made pursuant to a contract between the Town, acting by and through its Board of Selectmen who are hereby authorized and empowered to negotiate and execute such contracts on behalf of the Town, and the owner of any such housing. The contract need not be conditioned upon state reimbursement to the Town for such abatement; but shall provide (1) the terms of such abatement; (2) that such abatement shall terminate at any time when such housing is not solely for low or moderate-income persons or families as defined in Connecticut General Statutes Section 8-202(c); and (3) that moneys equal to the amount of such abatement shall be used by said owner for one or more of the following purposes: (a) to reduce rents below the levels which would be achieved in the absence of such abatement and to improve the quality and design of such housing; (b) to effect occupancy of such housing by persons and families of varying income levels within limits determined by the Commissioner of the Connecticut Department of Housing by regulation; or (c) to provide necessary related facilities or services in such housing.

3. State Reimbursement or Payment.

The Town, acting by and through the board of Selectmen, is hereby authorized and empowered to enter into agreements with respect to state reimbursement for tax abatements or state payment in lieu of taxes, as provided in Connecticut General Statutes §8-216, as the same may be amended from time to time.

SEC. 193  NAMING OF TOWN FACILITIES

Be it ordained:

1. Proposals for naming or re-naming town-owned facilities, including but not limited to buildings, other structures, rooms, parks, fields and roads, shall be presented to the Board of Selectmen and contain the following:

   a. The current name and location of the subject property.
   b. History of the current name (if applicable and known).
   c. If the facility is to be named for a person or organization, a statement describing that person’s or organization’s impact upon the town.
   d. A petition supporting the naming signed by not less than fifty voters of the Town of Winchester.

2. Upon receipt of the information, the Board of Selectmen shall vote to reject the proposal or to appoint a Naming Committee which shall serve only for the time necessary to examine the proposal. The Naming Committee shall, at a minimum, include the primary petitioner, the Town Manager, and a Selectman. The Board of Selectmen may appoint additional interested individuals to serve on the Naming Committee, but the Naming Committee shall not have more than five members. After appointed, the Naming Committee shall gather additional information which shall include:

   a. The financial impact of the proposed change, including costs such as new signage, stationery, legal fees, contract revisions, and public notices and possible revenues as grants, fees, or in-kind services.
   b. An implementation schedule.
   c. Any other information deemed appropriate and relevant by the Board of Selectmen.

3. After compiling the required information, the Naming Committee shall present the information to the Board of Selectmen, which, upon review of the material, shall vote to reject the proposal or to schedule a public hearing.

4. Following the public hearing, the Board of Selectmen shall, after considering public comments, vote to reject the proposal or to schedule a vote at a Special Town Meeting to be held within 30 days. Notice of the meeting shall be made by publication in a newspaper at least 7 days before the meeting.

5. Those persons appearing on the latest official list of the Registrar of Voters shall be eligible to vote at the Special Town Meeting.
6. Once named, a town-owned facility may not be the subject of another naming proposal for at least ten years from the date of the Special Town Meeting approval.

7. No facility shall be named for any racial, ethnic, or religious group or organization. Facilities should not be named for individuals still living, except as deemed worthy of such recognition due to outstanding contributions to the town by the Board of Selectmen. No facility shall be named in such a way as to cause confusion with other facilities similarly named.

SEC. 194    CEMETERY RULES & REGULATIONS

Be it ordained by the Board of Selectmen of the Town of Winchester:

1. **Hours of Operation:**
   a. The Town Cemeteries shall be open to the public throughout the year (weather permitting) from 8:00 AM to sunset. No pedestrians or vehicles may enter the cemeteries at any time other than during the established hours of operation.
   b. In winter months only minimal snow plowing of internal access roads will be conducted to accommodate funeral services.
   c. Loitering, idling or congregating in the cemeteries is prohibited.

2. **General Rules:**
   a. Visitors shall respect the solemnity of the cemeteries and observe these rules which have been established for the purpose of securing quiet and good order at all time within the grounds.
   b. No person shall remove any plants or flowers, whether wild or cultivated, disturb birds or their eggs, harm any tree or shrub or deface any memorial property in any way.
   c. Reasonable efforts are made to protect flowers, shrubs and other property from vandalism and/or theft, but no responsibility for their protection is assumed or implied.
   d. No unlicensed operator of a motor vehicle is allowed to operate a vehicle in the cemeteries.
   e. Driving or parking on lawn areas is prohibited.
   f. No camping of any type is allowed on Cemetery grounds.
   g. No firearms are allowed on the grounds except those used in Military Honor Ceremonies.
   h. Dogs must be kept on a leash and restrained by the owner at all times. Owners are responsible to pickup and properly dispose of any messes made.
   i. All rubbish collected from the lots must be removed and deposited in receptacles which are provided for that purpose.
   j. No money shall be paid or gratuity given to any person in the employ of the Town in reward for any personal attention.
   k. No person may drive or park a motor vehicle in any Cemetery unless in attendance at burial services or otherwise engaged in activities consistent with the use of the Cemetery.
   l. All work and traffic must stop when a burial service is being conducted.
   m. The posting of any bills, posters, placards, pictures, or any other form of political or commercial advertising is prohibited on Cemetery grounds.
   n. The soliciting for sale of any goods or service is prohibited from Cemetery property.

3. **Plots:**
   a. All lots are numbered and the boundary is designated by tile markers set flush with the ground at each corner. No other boundary marking will be permitted by tree, shrub or corner post, except that corner posts of granite or marble may be used if set flush with the ground.
   b. No fence, hedge or railing will be allowed to enclose any lot or portion of lot.
   c. Plots shall not be used for any other purpose than as a burial place for human remains.
   d. The deed of a lot shall grant to the purchaser only the right of increment upon his or her lot for himself and family, his heirs and devisees. Friends may be buried therein without any profit, gain or emolument whatsoever to the purchaser or proprietor, and such interment will be subject to all the by-laws, rules and regulations.
   e. The perpetual care of plots is basic in nature, and includes mowing of the grass and trimming around monuments.
   f. The raising of lots or mounds over graves is prohibited.
g. Each burial plot shall be limited to one of the following:
   1. The interment of one human body;
   2. The interment of one human body and two cremation urns; or
   3. The interment of no more than two cremation urns.

h. The scattering of cremated remains is prohibited on Cemetery property.

i. No grave may be opened and no burial may take place in a Town-owned Cemetery except by a licensed Funeral Director or his employees under the supervision of the Sexton or Cemetery Attendant.

j. Inasmuch as the deed to a lot only conveys the right of burial therein, it shall be the duty of the Sexton to enter upon any lot and prohibit, modify or remove any object of adornment or work done contrary to the rules which may be considered objectionable or injurious to the lot or to an adjoining lot.

k. When a lot is sold to two or more persons they take title as tenants-in-common.

4. **Interments:**
   a. Only human remains may be interred in Town cemeteries.
   b. All caskets must be enclosed in a permanent outer burial vault suitable for earth burial.
   c. A 48 hour minimum notice is required to open a grave prior to the time of interment.
   d. After entering the Cemetery, funeral processions are under the control of the Sexton or Cemetery Attendant.
   e. All burials from the vault must take place before Memorial Day. If desired by the family, final burials from the vault may take place without minister or family. In this case, the burial will be performed at the convenience of the Cemetery.
   f. No burials will be scheduled on Town specified holidays.
   g. The Sexton has full control over scheduling burials during the winter months (December 1st to April 15th). Every effort will be made to accomplish the burial when requested. However, weather conditions, location and terrain of the plot, ability to locate plot corners, safety of Town employees, safety of the family and guests attending the service, and highway department snow removal obligations will all be considered in the decision as to if and when the service could be provided.
   h. A request for disinterment should be made in writing. A permit issued by the Registrar of Vital Statistics must be presented to the Cemetery before disinterment may take place.
   i. The Cemetery will use reasonable care in making all removals, but will not be liable for any damage to a burial vault or casket.

5. **Plantings:**
   a. On lots that contain a memorial, one flower pot may be placed on each side of or in front of the headstone.
   b. On lots that have a central memorial, one flower bed, if desired, may be installed adjacent to either side of the memorial.
   c. The planting of new trees or shrubbery will not be allowed on any lot.
   d. Existing shrubbery which becomes overgrown or unsightly will be removed by Cemetery personnel.
   e. All floral decorations must be in flower boxes, flower pots or containers, and are limited to one container per grave.
   f. The Town reserves the right to restrict the placing and type of container and to remove any which do not conform to the Cemetery’s standards of beauty and safety.
g. Turf shall not be removed or damaged in any way to facilitate the placing of decorations on the lot.

h. The placing of bricks or any other objects beneath containers is prohibited.

i. Artificial decorations are not permitted in the growing season between April 1st & November 1st.

j. The placing of any types of balloons, pinwheels, bird feeders or Sheppard’s hooks is strictly prohibited.

k. No shrubs, flower boxes or plants embedded in the ground are allowed in the “Veteran Section”. Flower pots may be placed near the headstone on Holiday weekends.

6. Memorials:
   a. All memorial work must be certified material acceptable to the Cemetery. It must be guaranteed against chipping, cracking or disintegration from natural causes. Artificial coloring of any type is prohibited.

b. All workmen employed in the erection of memorials or work of any kind must be subject to the control of the Sexton or Cemetery Attendant. No work vehicles or equipment are allowed on lawn areas without the prior approval of Cemetery personnel.

c. Water provided at the cemeteries is not for commercial use.

d. Foundations for monuments or headstones shall be of concrete and shall be four feet deep, or as deep as the adjoining grave. Foundations for markers shall be three feet deep.

e. All foundations shall be built in conformance with standard details provided by the Cemetery. Contractors building foundations and installing monuments shall coordinate all work with the Cemetery Attendant.

f. The Cemetery Attendant must inspect and approve in-place foundation formwork prior to the casting of concrete. A (48) hour minimum notice is required to schedule inspections. An inspection fee will be charged in accordance with the Town Cemetery Fee Schedule.

  g. Any dealer or contractor that violates the rules of the Cemetery may be denied the privilege of installing memorials in the Cemetery.

h. Markers must have a stub of no less than six inches and be set on a concrete foundation and cemented to it.

i. No memorial shall be erected upon any lot until the lot has been paid for in full.

j. Memorials erected in the single grave section of cemeteries shall not exceed three feet in height.

k. Pictures, photographs or any other material attached to a memorial in any way is not permitted.

l. The Town does not assume responsibility for the care of monuments or markers or for any damage to them, accidently or by willful action.

m. If any monument or marker in the Town’s cemeteries becomes unsafe, unsightly, or in need of repair or resetting, the Cemetery Attendant will attempt to notify the owner of the lot of such condition and shall request that repairs be made under the Attendant’s supervision. The Town is not obligated to place, replace, or repair any monument or marker though case by case repair may be considered.

7. Receiving Vault:
   Any person desiring a burial in a Town Cemetery may have use of the vault.
8. **Fees:**
   Fees charged for all services shall be in accordance with the current published Cemetery Fee Schedule, which may be amended from time to time by action of the Board of Selectmen.

9. **Violations:**
   Violations of any provision of the ordinance may result in a fine of $100.00 to be issued by the Town of Winchester Police Department. Each action of violation and each day a violation occurs or continues constitute a separate offense.

Section 195
Noise

§ 270-1 Purpose.
It is the intention of this article to carry out and effectuate the public policy of the State of Connecticut, the federal government, and the Town of Winchester concerning the regulation of those activities causing measurably excessive noise and noise disturbance within the Town of Winchester. It is recognized that excessive noise is a serious hazard to health, welfare, and quality of life for all citizens and that each person has a right to an environment free from noise that may jeopardize their health, safety, or welfare.

§ 270-2 Definitions.
The following definitions shall apply in the interpretation and enforcement of this article:

Background Noise: Noise which exists at a point as a result of the combination of many distant sources. Individually indistinguishable. In statistical terms, it is the level which is exceeded 90% of the time (L90) in which the measurement is taken.

Commercial Zone: Those areas designated for commercial use in the Zoning Regulations of the Town of Winchester, also known as “Highland Lake Business District,” “Town Center,” and “Town Gateway” Zones.

Daytime Hours: Hours between 7:00 AM and 9:59 PM, Monday through Saturday, and the hours between 9:00 AM and 9:59 PM on Sundays and federal and state holidays.

Decibel: A unit of measurement of sound levels.

Emergency: Any occurrence involving actual or imminent danger to persons or damage to property which demands immediate action or any occurrence involving prolonged power outages.

Excessive Noise: Any sound, the intensity of which exceeds the standard set forth in Section 3 of this article.

Impulse Noise: Noise of short duration, usually less than one second, with an abrupt onset and rapid decay.

Industrial Zone: Those areas designated for industrial use in the Zoning Regulations of the Town of Winchester, also known as “Production & Innovation” Zones.

Intrusion Alarm: A device with an audible signal which, when activated, indicates intrusion by an unauthorized person. Such alarm may be attached to, or within, a building, structure, property, or vehicle.

Lawn Care & Maintenance Equipment: All engine or motor-powered garden or maintenance tools intended for occasional use in residential districts, typically capable of being used by a homeowner, including, but not limited to, lawn mowers, riding tractors, snowblowers, and including equipment intended for infrequent service work in inhabited areas, typically requiring skilled operators, including but not limited to chainsaws, log chippers, or paving rollers.
Motor Vehicle: Shall be given that meaning which is provided for by Connecticut General Statutes § 14-1(a)(47).

Nighttime Hours: Any hours not designated as “Daytime Hours,” as defined above.

Person: Any individual, firm, partnership, association, syndicate, company, trust, corporation, municipality, agency, or political or administrative subdivision of the State or other legal entity of any kind.

Premises: Any building, structure, land, or portion thereof, including all appurtenances, and shall include yards, lots, courts, inner yards, and real properties without buildings or improvements owned or controlled by a person.

Property Line: That real or imaginary line along the ground surface and its vertical extension which separates real property owned or controlled by any person from contiguous real property owned or controlled by another person, and separates real property from the public right-of-way.

Residential Zone: Those areas designated for residential use in the Zoning Regulations of the Town of Winchester, also known as “Highland Lake District,” “Rural Residential,” “Town Center Residential,” and “Town Single Family” Zones.

Sound: A transmission of energy through solid, liquid, or gaseous media in the form of vibrations which constitute alterations in pressure or position of the particles in the medium and which, in air, evoke physiological sensations, including, but not limited to, an auditory response when impinging on the ear.

Sound Level Meter: An instrument, including a microphone, an amplifier, an output meter, and frequency weighting networks for the measurement of sound levels. The sound level meter shall conform to the ANSI Specifications for Sound Level Meters, S1.2-1971.

§ 270-3 Noise levels and guidelines.

A. Noise zones within the Town of Winchester shall be classified according to the zoning applicable to the parcel or tract of land from which noise is emitted and the surrounding parcels or tracts on which noise is received, provided that any parcel whose use is lawfully nonconforming to its zone at the time this article is enacted shall be classified for noise emission purposes according to the zone appropriate for the nonconforming use. It shall be unlawful for any person to emit or cause to be emitted any noise beyond the boundaries of their premises in excess of the noise levels established in this section. Measurements shall be taken at a point that is located approximately one foot beyond the boundary of the emitter’s premises within the receptor’s premises. The emitter’s premises includes their individual unit of land or ground or contiguous parcels under the same ownership, as indicated by the public land records.
<table>
<thead>
<tr>
<th>Zone in which Emitter is Located</th>
<th>Zone in which Receptor is Located (all measurements in dBA).</th>
<th>Daytime Hours</th>
<th>Nighttime Hours</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Production &amp; Innovation</td>
<td>70</td>
<td>51</td>
</tr>
<tr>
<td>Highland Lake Business District</td>
<td>66</td>
<td>61</td>
<td>45</td>
</tr>
<tr>
<td>Town Center</td>
<td>62</td>
<td>55</td>
<td></td>
</tr>
<tr>
<td>Town Gateway</td>
<td></td>
<td>55</td>
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</tr>
<tr>
<td>Highland Lake District</td>
<td>62</td>
<td>55</td>
<td>45</td>
</tr>
<tr>
<td>Rural Residential</td>
<td></td>
<td>55</td>
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<tr>
<td>Town Center Residential</td>
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<tr>
<td>Town Single Family</td>
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</tbody>
</table>

B. No person shall cause or allow the emission of impulse noise in excess of 80 decibels’ peak sound pressure level during Nighttime Hours to any residential zone. No person shall cause or allow the emission of impulse noise in excess of 100 decibels’ peak sound pressure level at any time to any zone.

C. A person conducting sound measurements shall have been trained in the techniques and principles of sound measuring equipment and instrumentation. Instruments used to determine sound level measurements shall be sound level meters as defined by this article.
§ 270-4 High Background Noise Areas
In those individual cases where the background noise levels caused by sources not subject to this article exceed the standards contained herein, a source shall be considered to cause excessive noise if the noise emitted by such source exceeds the background noise level by five dBA, provided that no source subject to the provisions of Section 3 of this article shall emit noise in excess of 80 dBA at any time, and provided that this section does not decrease the permissible levels set forth in any other section of this article.

§ 270-5 Exclusions.
Maximum noise levels established in Section 3 of this article shall not apply to any noise emitted or related to:

A. Natural phenomena.

B. Any bell or chime from any building clock, school, or church.

C. Any siren, whistle, or bell lawfully used by emergency vehicles or any other alarm system used in an emergency situation. This exclusion does not include, however, intrusion alarms attached to any building, structure, or property that does not terminate within 30 minutes after being activated or any intrusion alarm attached to a vehicle not terminating within 10 minutes after being activated. The repetition of activation of the audible signal of an intrusion alarm due to malfunction, lack of proper maintenance, or lack of reasonable care should be considered excessive noise.

D. Warning devices required by OSHA or other state or federal safety regulations.

E. Noise created as a result of an emergency, including, but not limited to, the use of personal or commercial electrical generators.

F. Noise created by lawn care and maintenance equipment utilized during daytime hours, as that term is defined in this article, provided that noise discharge from exhausts is adequately muffled to prevent loud and/or explosive noises therefrom.

G. Activities specially licensed under permit from the Town of Winchester, including, but not limited to, parades, sporting events, and firework displays. This exclusion applies only if noise discharged from exhausts is adequately muffled to prevent loud and/or explosive noise therefrom. Moreover, patriotic or other public celebrations may not extend longer than one calendar day.

H. Noise from snow removal equipment, provided that such equipment shall be maintained in good repair so as to minimize noise, and noise discharged from exhausts shall be adequately muffled to prevent loud and/or explosive noises therefrom.

I. Utility maintenance, including, but not limited to, the removal of fallen trees and the installation and repair of utility wires and poles.

J. Town of Winchester construction, road repair, and tree removal operations.

K. The repair of buildings owned by the Town of Winchester.

L. Activities conducted by the Town of Winchester in a governmental capacity or by the State of Connecticut or by the federal government of the United States of America.

M. Properties that have a pending noise variance application under Section 9 hereof.
§ 270-6 Motor vehicle noise.
A. All motor vehicles operated on public roads within the limits of the Town of Winchester shall be subject to the noise standards and decibel levels act set forth by the Connecticut General Statutes, §§ 14-80 and 14-80a, and the regulations issued thereunder.

B. No sound-amplifying devices on or within motor vehicles shall emit noise in excess of the noise levels as specified in Section 3 hereof.

§ 270-7 Enforcement and penalties.
The Winchester Police Department shall enforce the provisions of this article pertaining to the measurement of noise levels and the issuance of notices of violation. Any person in violation of any section of any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not to exceed $100. In lieu of arrest and issuance of a summons, the Winchester Police Department may serve upon a violator an infraction notice which shall be known as a noise ticket. Payment of the fine prescribed by such noise ticket within the time limit and to the address specified thereon shall constitute a plea of nolo contendere and shall save the violator harmless from prosecution for the offense cited. Each day a violation continues after the time for correction of the violation has been given in a written order, or after the issuance of a summons or infraction notice, shall constitute a continuing, separate violation and the amount of the fine shall be doubled for each day said violation continues, said fine not to exceed four hundred dollars ($400) per day. In the event payment of the fine is not made and an appeal has not been taken as provided herein, the violator shall be responsible for any and all costs of collection, including attorneys' fees. The imposition of any fine hereunder shall not prevent the enforced abatement of any unlawful condition by the Town and the Town shall have the right to pursue any remedy allowed under law.

§ 270-8 Appeal process.
Whenever a fine is imposed under this Ordinance, the person fined may, within ten (10) days from the date of issuance of the noise ticket, appeal by filing a written notice of appeal with the Winchester Chief of Police. The filing of an appeal shall stay any fine imposed until such time as a decision is rendered by a Town Citation Hearing Board in accordance with the procedure for hearings set forth.

The provisions of this Ordinance may be enforced by citation and hearing as permitted by Conn. Gen. Stat. Section 7-152(c).

In the event a decision on an appeal is rendered in favor of the Town and, if permitted by law, the Town shall be entitled to recover its costs incurred in defending such matter, including attorneys' fees.

§ 270-9 Variances.
A. Any person living or doing business in Winchester may apply to the Chief of Police for a variance from one or more of the provisions of this Ordinance, which are more stringent than the Connecticut Department of Environmental Protection regulations for the control of noise, provided the applicant supplies all of the following information to the Chief of Police at least twenty (20) days before the start of such activity:

a. The location and nature of the activity;

b. The time period and hours of operation of such activity;

c. The nature and intensity of the noise that will be generated; and
d. Any other information required by the Chief of Police.

B. No variance from this Ordinance shall be issued unless it has been demonstrated that:

a. The proposed activity will not violate any provisions of the Connecticut Department of Environmental Protection regulations;

b. The noise levels generated by the proposed activity will not constitute a danger to the public health; and

c. Compliance with the regulations constitutes an unreasonable hardship on the applicant.

C. The application for variance shall be reviewed and either approved or rejected at least five (5) days before the proposed start of such activity. The approval or rejection shall be in writing and shall state the condition of approval, if any, or the reasons for rejection.

D. A variance granted to a business shall be considered void in the event that business changes the size, quantity, location, or use of the noise-emitting equipment or machinery that they possess, or in the event that the business changes their location or hours of operation.

E. In the event a variance is voided, nothing in this ordinance shall prohibit a resident or business owner from applying for a new variance. In the event a variance application is denied, the owner of the property in question may not apply for a new variance for that property for ninety (90) days following the date of denial and, in the new variance application, must detail the substantive changes that have been made to reduce noise levels at that property since the previous application was submitted.
SEC. 196  MOTOR VEHICLE DELINQUENCY FEE
Be it ordained by the Board of Selectmen of the Town of Winchester, that:

Each taxpayer who has been delinquent in the payment of any property tax or installment thereof on a motor vehicle and whose delinquency was reported to the Commissioner of Motor Vehicles pursuant to Connecticut General Statute Section 14-33, in addition to the delinquent taxes and all interest thereon, shall pay to the tax collector a fee of five dollars ($5.00) for each such reported delinquency.

ADOPTED BY THE BOARD OF SELECTMEN ON MARCH 4, 2013; PUBLISHED IN THE REGISTER CITIZEN ON MARCH 8, 2013 AND EFFECTIVE APRIL 1, 2013.