

Ordinances, Votes and Special Acts

Town of Cornwall
Connecticut

March 2022

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Ordinance concerning

ZONING

WHEREAS the Town of Cornwall is rightfully proud of the natural beauty of the countryside and desirable qualities as a residential section and is desirous of maintaining these resources of inestimable value against possible careless future destruction and for the purpose of protecting and enhancing the value of the properties within its borders, be it

RESOLVED, that a zoning ordinance be and is adopted by the Town of Cornwall according to the laws of the State of Connecticut pertaining thereto, and that the necessary committee or committees provided by that law be appointed.

Adopted April 16, 1940

Note: See superseding Planning & Zoning Commission ordinance of October 2, 1967 p. 8-9

Resolution creating

THE CORNWALL LIGHTING DISTRICT

WHEREAS, this meeting has been legally called according to the Statutes in such case provided.

Therefore, be it resolved, that we the legal voters residing within the territorial limits described in the call for such meeting, hereby establish a district as said limits are described in said call (Residential District in the Zoning Regulations, Section II, Paragraph B), for the purpose of lighting streets, pursuant to the Statutes in such case provided: that we elect the officers required according to such Statutes, and adopt the necessary by-laws, and that the name of said district shall be the Cornwall Lighting District.

Adopted October 11, 1947

Note: The Cornwall Lighting District was terminated on January 1, 2005

Vote concerning

BIENNIAL ELECTIONS AND ZONING BOARD OF APPEALS

That this town meeting indicates its desire to have this town go on a biennial basis and that it requests its Representatives in the next session of the legislature to attempt to secure the necessary special legislation with respect to the Zoning Board of Appeals and that in the event that the legislation is passed and in effect, that we then proceed as prescribed by statute to change the terms of our other town officers and go on a biennial basis.

Voted October 2, 1950

Note: See Special Act page 5

Vote concerning

SALE OF ALCOHOLIC BEVERAGES ON SUNDAY

That the sale of alcoholic liquor be permitted in the Town of Cornwall on Sundays from 12 noon to 9 p.m. as provided in Section 4296 of the General Statutes.

Voted October 6, 1952

Note: Section 4296 is now Section 30-91

Vote concerning

THE POSTING OF TOWN MEETINGS

That notices of Town Meetings be posted in the three Post offices and the following stores: Baird's, Cornwall Package Store, Wandering Moose Restaurant, and Berkshire Country Store as long as the posting sites are open to the public.

Voted October 6, 1952

Amended January 20, 1995

Note: As of 3/04, Cadwell's Corner is now Wandering Moose Restaurant, Yutzler's is West Cornwall Market.

Amended October 23, 2008, to delete West Cornwall Market aka Yutzler's as a posting site and add Berkshire Country Store.

Resolution concerning

THE ADOPTION OF A PLANNING COMMISSION

BE IT RESOLVED, that we the legal voters of the Town of Cornwall in town meeting assembled hereby adopt the provisions of Chapter 45 of the General Statutes of the State of Connecticut, 1949 Revision, as amended, and create thereunder a Town Planning Commission.

Such Town Planning Commission shall consist of five electors of the Town of Cornwall together with the First Selectman as an ex-officio member. In the first instance, the five members of the Planning Commission shall be appointed by the Board of Selectmen, with terms to run respectively until one, two, three, four and five years from the date of the regular town election in October, 1953. The Board of Selectmen shall also appoint, within one year after said town election in 1953, and for a term of five years, a member of the Commission to succeed the member whose term expires at the end of one year from the said town election. At the regular town election in 1955, and thereafter at each regular town election, there shall be elected, for terms of five years, a member of the Commission to take office immediately, succeeding the member whose term expires at that date, and a member of the Commission to take office one year thereafter, succeeding the member whose term then expires.

The provisions of this resolution shall take effect September 1, 1953. A copy of the resolution shall be published in a newspaper having a substantial circulation in the town of Cornwall at least 20 days before the date on which the provisions of this resolution take effect.

Adopted July 15, 1953

Note: See superseding Planning & Zoning ordinance of October 2, 1967 pages 8-9

Resolution concerning

THE PRINTING OF THE TOWN REPORT

BE IT RESOLVED, that we, the legal voters of the Town of Cornwall, in annual Town Meeting assembled this fifth day of October, 1953, do hereby revoke any previous votes of the Town concerning the printing in the Annual Town Report of detailed lists of orders paid by the Selectmen or by the Board of Education; we do instead direct the Board of Finance in Future to secure from the various Town Officers and agencies, and to

print in the Annual Town Report, such information as shall give a true, adequate, and complete picture of the financial affairs of the Town.
Adopted October 5, 1953

Vote concerning

CHANGE OF FISCAL YEAR

BE IT RESOLVED, that we, the legal voters of the Town of Cornwall, in Town Meeting assembled, this 3rd day of October, 1955, do hereby authorize changing the fiscal year of the town, subject to compliance with Sections 197c and 198c of the 1953 Supplement to the General Statutes, so that the fiscal year of the Town shall, hereafter, end July 31 instead of August 31; and we do hereby authorize a referendum to be held on the question, by voting machine subject to the provisions of Section 690c of the 1953 Supplement to the General Statutes, at the next Special Election.

Adopted by referendum October 7, 1957

Note: See Resolution adopted August 16, 1974 page 12

Vote concerning

BAZAARS AND RAFFLES

The provisions of Sections 291d and 307d inclusive of the General Statutes were adopted by referendum on October 17, 1958.

Note: Section 291d and 307d have been replaced by Section 7-170 to 7-186.

Resolution concerning

PLACE OF HOLDING TOWN MEETINGS AND ELECTIONS

BE IT RESOLVED, that we, the legal voters of the Town of Cornwall, do hereby rescind the vote of October 2, 1950, regarding the place of holding Town Meetings and Elections and do authorize the Board of Selectmen to hold such meetings at the Town Hall or the Consolidated School at their discretion.

Adopted October 5, 1959

Ordinance concerning

THE LICENSING OF HAWKERS AND PEDDLERS

BE IT ORDAINED THAT:

Section 1. No person, except as provided in Section 3, shall vend or hawk upon the public street or highways of the Town of Cornwall, any goods, wares or other merchandise, including small novelties, books and magazines, at public or private sale or auction, or vend or peddle such articles from house to house within said town without first having been duly licensed for vending, hawking or peddling such merchandise. This section shall not apply to sales by farmers, and gardeners of the produce of their farms and gardens, or to the sale, distribution and delivery of milk, teas, coffee, spices,

groceries, meats and bakery goods, to sales on approval or to conditional sales of merchandise.

Section 2. The fee for such license shall be twenty-five dollars and shall be obtained from the Town Clerk. No fee shall be required of any student selling magazines under the auspices of the Regional High School or from any resident of the State of Connecticut who has resided within the state for a period of two years next preceding the date of application for such license and who is a veteran who served in time of war as defined in Section 27-103 of the General Statutes. Each veteran shall -present proof of military service together with a statement of residency from the Town Clerk of his town of residence at the time of application for such license. Each such license shall be valid for one year from the date of issuance.

Section 3. This ordinance shall not apply to residents of the Town of Cornwall.

Section 4. Any person who engages in the business of a peddler or hawker without complying with the provisions of this ordinance shall be fined not more than fifty dollars.

Adopted October 2, 1933

Amended October 3, 1938

Amended October 3, 1960

Special Act concerning

ELECTION OF MEMBERS OF THE ZONING BOARD OF APPEALS

Section 1. At the biennial election to be held in the Town of Cornwall on the first Monday of October, 1951, there shall be elected two members of the zoning board of appeals, one for a term of six years from said date and one for a term of five years from the first Monday of October, 1952: at the election to be held on the first Monday of October, 1953, two members of said board shall be elected, one for a term of six years from said date and one for a term of five years from the first Monday of October, 1954. At each succeeding biennial election, two members of said board shall be elected for a term of six years from the date of their election.

Section 2. This act shall take effect upon its approval by the electors of the town of Cornwall at a special town meeting to be held on or before July 1, 1951.

Approved by Legislature, April 24, 1951

Adopted by the Town July 22, 1951.

Note: See page 9 re: alternates.

Ordinance concerning

USE OF BOATS

1. No person shall operate any boat propelled by a gasoline, combustion or electric engine on any body of water within the territorial limits of the town of Cornwall.

2. Any person found guilty of a violation of the above section shall be fined not more than \$100.00.

Effective date, August 8, 1962

Ordinance concerning

THE REGULATION OF TRAFFIC

1. The Selectmen of the Town of Cornwall are hereby authorized to establish reasonable speed limits on the streets, highways, and bridges wholly within the limits of the Town of Cornwall, having regard to the width, traffic and use of such streets, highways and bridges with such suitable signs and other devices as will indicate the established speed limit or any hazardous traffic condition that may exist.
 2. Any speed limits so established shall not become effective until submitted in writing the State Traffic Commission and Certificate of Approval has been received from that Commission by said Selectmen.
 3. All such speed limit signs or other traffic signs or devices shall be erected as directed by the State Traffic Commission.
- Effective date, October 26, 1962

Special Act concerning

THE REGIONAL SCHOOL DISTRICT NUMBER 1

Section 1. Regional School District Number 1 of Litchfield County. Said district consists of the towns of Sharon, Salisbury, North Canaan, Cornwall and Kent and may be enlarged from time to time, by the regional school board provided for in section 2 of this act on the request of any adjoining town.

Section 2. Said district shall purchase sites for, build and equip regional schools for the benefit of the town belonging to said district. The affairs of such school shall be administered by a regional school board, to be composed of one elector from each town belonging to said district. The regional school representative may be appointed by the board of education of such town or may be elected by the electors of such town. Each town in regional school district number one may determine, by a plurality of ballots cast at a town meeting duly called and warned for such purpose, whether the regional school board representative shall be named by appointment or election. Each such member of said regional school board who is named by election shall be elected by a plurality of the ballots cast in the election for such office by the electors of the town of which such member is an elector. Each member of such regional school board now in office shall serve the remaining portion of the term for which he was appointed, and the successor of such member shall be appointed, or elected for a term of four years until his successor is appointed or elected and has qualified. The regional board shall annually choose from its members a chairman and a vice chairman and shall appoint a treasurer and a secretary who may or may not be members of the board. Such treasurer shall give a bond to such board to the satisfaction of the members thereof, but a bank or trust company, located in the district and qualified to act in that capacity, may be appointed treasurer, in which event no bond shall be required. Such regional board may perform the duties which would otherwise be performed by the town boards of education with reference to providing for the residents of such district, educational opportunities beyond the sixth grade, providing such educational opportunities beyond the sixth grade shall be approved

by the citizens qualified to vote in town meetings in each of any four of the town constituting said districts at town meetings warned and held for such purpose.

Section 3. The regional board may institute and administer such special educational programs for elementary, junior high or high school level as the board or boards of education of any town or towns belonging to such district may request, for such towns, at the expense of such town or towns; provided such programs are approved by the board of education in each of any four of the towns included in said district. The regional board shall employ teachers and other persons necessary for the conduct of the schools and such special educational programs and shall make necessary contracts in relation thereto.

Section 4. All provisions of the general statutes relating to high schools or junior high schools, including those relating to supervision, transportation and tuition, shall apply to said district and to each town belonging thereto, and transportation shall be provided within the town in which such school or schools are located to the same extent as in other towns belonging to said district.

Section 5. Each town which shall join said district shall pay its share of the cost of building, equipping and operating each regional school until such costs have been paid in full. Such payments shall be prorated among the towns comprising said district on the basis of the average daily membership of each school of pupils from each of such towns during the preceding school year; provided, until a school has been in operation for one year, such prorating shall be based on the average daily membership of pupils from each of such towns at schools of equivalent grades during the preceding school year.

Annually, during the third week of May, at a time fixed by such regional school board, such board shall hold a public meeting, notice of which shall be conspicuously posted and published in each town of the district at least ten days prior to such meeting at which the annual budget of the regional school district shall be presented. At the time of giving notice of such public meeting, the regional school board shall make available to any person eligible to vote at a town meeting in the regional school district at the administrative offices of such board copies of the proposed budget and shall send a reasonable number to the town clerk of each of the towns in the district. At the public budget meeting or any adjournment thereof, the persons eligible to vote at town meetings in any town in the district present shall choose a moderator to preside, and the regional school board shall present a budget for approval, which shall include a statement of (1) estimated receipts and expenditures for the next fiscal year; (2) estimated receipts and expenditures for the current fiscal year; (3) estimated surplus or deficit in operating funds at the end of the current fiscal year; (4) bonded or other debt; (5) estimated per pupil expenditure for the current and for the next fiscal year; (6) such other information as in the opinion of the regional school board, will contribute to the intelligent consideration of the budget at such public budget meeting. Upon approval of a budget for the next fiscal year by the majority of such voters present, the regional school board shall, on or before July twentieth in each year, levy an assessment on the towns of the district covering the total amount of such budget prorated among the towns, as provided in this section, and said board shall send to the chairman of the board of education of each town in the district, on or before said July twentieth, a notice of the amount of the assessment levied against the town concerned, and the board of education of each town shall include in its budget for the same period the amount of the assessment against its town and shall cause such assessment to be paid to the treasurer of the regional board on such date or dates as have been designated by the regional board on the assessment notice. If, in the opinion of the regional school board, the budget approved by a majority of the voters at the annual

budget meeting is inadequate, said board may issue a call for another public budget meeting to be held within two weeks, not less than one week's notice of which shall be given, at which meeting said board may again submit a budget for approval. Said board shall also call such meeting to reconsider such budget within the same limits of time and on the same notice upon petition of twenty electors in each of the towns composing the district who are of the opinion that the budget so adopted is inadequate or too large. If it becomes necessary during any fiscal year for the regional board of education to submit a supplementary budget for approval, the provisions governing submittal of the regular budget shall govern any special budget meeting so far as they are applicable. The accounts of a regional board of education shall be audited in the manner provided by section 7-392 of the general statutes.

Section 6. No pupil from any town belonging to said district shall, at the expense of such town, except with the special approval of the regional board, attend any high school or junior high school other than a high school or junior high school within said district.

Section 7. Said district shall be a body politic and corporate with power to issue bonds in the name and upon the full faith and credit of said district, and of the towns constituting the same, and to issue short term notes in anticipation of the receipt of the proceeds of such bonds, subject to the approval of the electors and citizens qualified to vote in town meetings in each of any four of the towns constituting said district at town meetings warned and held for such purpose.

Section 8. Such bonds, when executed, issued and delivered, shall be obligatory upon said district and upon the towns constituting the same and the inhabitants thereof, according to their tenor and purport and shall be subject to such limitations of indebtedness as are imposed upon regional school districts by the general statutes.

Section 9. The regional school board shall annually levy an assessment on the towns of the district in an amount sufficient to pay principal and interest due upon such bonds, and such towns shall pay to the district the amount due on such assessments at least fifteen days before each payment of principal and interest is due. Such assessment shall be prorated among the towns of the district.

Approved by Legislature, June 11, 1937

Adopted by Town, August 30, 1937

Amended by Legislature, June 15, 1959

Amended as per PA 96-244 May 22, 1998

Ordinance regarding

PERMIT FOR WORK ON TOWN HIGHWAYS

BE IT ORDAINED THAT:

Section 1. A written application on a form prescribed by the Selectmen for a permit to disturb a town highway must be presented to the First Selectman, signed by the interested parties.

Section 2. If the Selectmen require it, the applicant is to furnish a surety bond or certified check deposit in the amount required, which will be forfeited if permittee does not comply with the directions of the Selectmen.

Section 3 It shall be the duty of the permittee to see that the traveling public is safeguarded, and that its rights are not duly curtailed. The portions of the highway which

are torn up shall be adequately protected at all times to avoid possibility of accidents. Barricades, red flags, and also, lights at night shall be placed so as to properly warn the public of danger.

Section 4. Whenever any opening or excavation shall be made in any street, highway, or public right of way, those making the openings shall, as soon thereafter as possible, thoroughly and completely fill such openings and tamp and puddle the earth therein so that the same shall not settle, and the top (12) inches of fill shall consist of approved road gravel, then they shall re-pave the immediate area to the condition in which it existed before such opening was made, and also, from time to time, for six months thereafter, shall make such repairs as may be deemed necessary by the Selectmen.

Section 5. Failure of a permittee to properly replace an opening will result in the cost of such repairs as are done by the town to be assessed against and collected from the permittee in lieu of the bond.

Section 6. The above regulations shall be applicable to building a road or sidewalk entrance on a town highway. All driveways shall be constructed with suitable sight lines as specified. No culverts shall be installed in the ditch without permission. Driveways which slope toward the highway shall not extend beyond the road side of curb or outside edge of shoulder. On minus grades berms shall be constructed across the entrance.

Section 7. All new driveways shall be hard surfaced with a material meeting State of Connecticut specifications for private driveways entering state highways, from the point of intersection with the traveled portion of the highway to the adjoining property line.

In determining the advisability of issuing a permit to construct a new driveway or relocate or reconstruct an existing driveway leading into a town highway, the First Selectman shall include in his consideration the location and design of the driveway with respect to its effect on highway drainage and safety. The person to whom the permit is issued shall comply with the provisions and restrictions contained therein at his own expense and the property owner shall incur an ongoing obligation to maintain the driveway in a condition that permits it to perform all originally intended functions regarding highway drainage and safety

Adopted October 3, 1960

Amended October 25, 1971

Amended October 23, 1980

Ordinance creating

CORNWALL PLANNING AND ZONING COMMISSION

Be it enacted that in accordance with the provisions of Section 8-4A of the Connecticut General Statutes, Revision of 1958: 1. The Town of Cornwall does designate, effective October 2, 1967, its Zoning Commission and its Planning Commission as the Planning and Zoning Commission of the Town. Such Commission shall have all the powers and duties of both a Zoning Commission and a Planning Commission and shall supersede said Planning Commission and Zoning Commission.

The Planning and Zoning Commission shall consist of six regular members and three alternate members. Two original members shall be appointed by the Board of Selectmen on October 2, 1967 to serve for two years and four original members shall be elected on October 2, 1967, two to serve for four years and two to serve for six years, and biennially

thereafter two members shall be elected to succeed the members whose terms shall then expire.

2. The Board of Selectmen shall appoint the original three alternate members to said Planning and Zoning Commission on October 2, 1967, one to serve for two years, one to serve for four years and one to serve for six years, and biennially thereafter the Selectmen shall appoint one person to serve as an alternate member to said Commission to succeed the member whose term shall then expire.

This ordinance shall take effect July 28, 1967.

Note: Regulations of the Planning & Zoning Commission are not adopted by Town Meeting vote and are published elsewhere by the Commission.

Ordinance authorizing

APPOINTMENT OF ALTERNATES TO THE ZONING BOARD OF APPEALS

Be it enacted that in accordance with the provisions of Section 8-5B of the Connecticut General Statutes, Revision of 1958: 1. The Town of Cornwall does hereby provide for three alternate members to its Zoning Board of Appeals effective October 2, 1967 and the Selectmen of the Town of Cornwall shall appoint the three original alternate members to its Zoning Board of Appeals on October 2, 1967, one to serve for two years, one to serve for four years and one to serve for six years, and biennially thereafter the Selectmen shall appoint one person to serve as an alternate member to said Board to succeed the member whose term shall then expire.

This ordinance shall take effect July 28, 1967

Ordinance creating

THE PARK AND RECREATION COMMISSION OF THE TOWN OF CORNWALL

Be it enacted that in accordance with Section 7-148 of the General Statutes of the State of Connecticut, Revision of 1958 as amended: 1. The Town of Cornwall, effective October 2, 1967, does hereby create a Park and Recreation Commission for the Town of Cornwall.

Said Commission shall consist of the present six members and two new members who shall each be selected by the town meeting which enacts this amendment and who shall serve until the November 1977 town election. When the terms of the present and new members expire, each such position shall be filled by the election of members to four year terms and thereafter as terms expire, those positions shall be filled by election to successive four year terms.

The Commission shall appoint two alternates for two year terms at its meeting following the regular municipal election. Terms of the first alternates will run from April 1996 to November 1997. Subsequent terms will be for two years.

This ordinance shall take effect July 28, 1967.

Amended August 2, 1974

Amended March 30, 1996

****Amended on October 27, 2017 as follows (see next page):**

Pursuant to Connecticut General Statutes 7-148, as amended, The Town of Cornwall hereby amends the Ordinance creating The Park and Recreation Commission of the Town of Cornwall by amending said Ordinance in the following respects:

1. Said Commission shall consist of eight members and two alternates, each to serve for a term of two years, or as set forth herein.
2. The Board of Selectmen shall appoint four new members to fill the terms of two members who resigned and two other members who did not stand for re-election in 2017. Such appointment shall be made within two weeks of each biennial election. Those commissioners appointed in 2017 shall serve a one year term. Thereafter, those commissioners shall be appointed or reappointed for a two year term.
3. Those elected commissioners whose terms expire in November of 2019 shall continue on the Commission until their terms expire. At the conclusion of their elected terms in 2019, the Board of Selectmen shall appoint or reappoint four commissioners to serve from the end of those elected terms for two years. In addition, should any of the elected commissioners resign prior to the end of their term, the Board of Selectmen may appoint a commissioner to serve out the balance of their term.
4. In addition, when the term of the current elected alternate expires in 2017, the Board of Selectmen may thereafter appoint or reappoint an alternate as a replacement and a second alternate to fill the vacancy in that position created in 2015. The terms of all alternates shall be for two years.
5. Unless otherwise stated, all appointments of commissioners and alternates whose terms have expired shall be made within two weeks of the biennial term elections. Any vacancies occurring of members or alternates shall be filled by the Board of Selectmen's appointment of a successor to fill the unexpired balance of the term.

This ordinance shall take effect 15 days after publication.

Adopted October 27, 2017

Published November 3, 2017

Effective November 18, 2017

Ordinance concerning

THE ESTABLISHMENT OF A PENSION SYSTEM

BE IT ENACTED BY THE TOWN OF CORNWALL, that in accordance with the provisions of Section 7-450 of the General Statutes as amended by Public Act No. 642 of the 1967 General Assembly:

Section 1. The Town of Cornwall hereby establishes a pension and retirement system under the provisions of Public Act 642 of the 1967 session of the General Assembly for the officers and employees of the Town and their beneficiaries.

Section 2. The Board of Selectmen of the Town are authorized to establish, maintain, and administer a retirement system for the officers and employees of the Town and their beneficiaries; said Board is further authorized to adopt regulations as to eligibility, retirement age, benefits, life insurance, and variable annuities; said Board is further authorized to appoint such committees, agencies, and trustees as it shall deem proper for the establishment, maintenance, and administration of said system.

Section 3. Said Board of Selectmen are hereby authorized to enter into an agreement with such financially sound corporation or corporations for the establishment, maintenance, and administration of said system, which agreement shall provide for the eligibility, retirement age, amount of benefits, amount of life insurance, and other terms and provisions as it shall deem equitable and proper for the benefit of the officers and employees of the Town and their beneficiaries; any such agreement that shall be entered into and any policies which shall be obtained by the Board of Selectmen shall have the force and effect of regulations governing the rights of officers and employees of the Town and their beneficiaries, and any such agreements shall have the force and effect of regulations; said Board of Selectmen are hereby authorized in connection with said system to provide as part of said system for the investment of a portion of the contribution of the Town and the payment from such investment of an annuity which may vary in amount depending upon the growth of the value of said investments.

Section 4. Said system shall be financed by appropriations by the Town, and the first annual appropriation will not exceed the sum of Five Thousand Dollars; any regulations or agreements made hereunder shall be based upon an annual appropriation in said amount to be increased only as may be required by future increases in salary and wages and in numbers of officers and employees.

Section 5. Any regulation adopted and any agreement entered into shall be effective retroactive to August 1, 1968.

Section 6. The Board of Selectmen and its successors are hereby authorized and empowered to make such changes in the agreement and regulations as they may deem proper providing that any increase in the amount to be paid by the Town other than herein authorized shall not involve any expenditure exceeding that appropriated for such purpose.

This ordinance shall take effect November 3, 1968.

Ordinance providing for
THE ESTABLISHMENT OF A CONSERVATION COMMISSION FOR THE
DEVELOPMENT, CONSERVATION, SUPERVISION AND REGULATION OF
NATURAL RESOURCES, INCLUDING WATER RESOURCES FOR, AND WITHIN
THE TERRITORIAL LIMITS OF THE TOWN OF CORNWALL

Pursuant to Section 7-131a of the Connecticut General Statutes Revision of 1958, as amended, the Town of Cornwall hereby establishes a conservation commission to be known as the Cornwall Conservation Commission, for the development, conservation, supervision and regulation of natural resources, including water resources, for, and within the territorial limits of, the Town of Cornwall.

1. Said Commission shall have all the authority granted to it by the General Statutes of the State of Connecticut, as amended.
2. Said Commission shall consist of six members to be appointed by the Chief Executive Officer of the Town of Cornwall.
3. Upon adoption of this ordinance, two of said members shall be appointed for a term of one year: two of said members shall be appointed for a term of two years: and two of said members shall be appointed for a term of three years; and thereafter, upon expiration of each of said terms, the Chief Executive Officer shall appoint two members for a term of three years.
4. The Chief Executive Officer may remove any member of said Commission for cause and may fill any vacancy.
5. This ordinance shall become effective as provided by law fifteen (15) days after its publication in a newspaper having circulation in the Town of Cornwall.

Effective: April 22, 1973

Resolution adopting a

BUILDING CODE

BE IT RESOLVED, that we, the legal voters of the Town of Cornwall, in Town Meeting assembled this 30th day of July, 1970, hereby adopt the State Building Code as the Town Building Code with the following amendments:

1. The provisions of the aforesaid state building code shall not apply to carpentry work not exceeding the sum of \$200.00, electrical work not exceeding the sum of \$100.00 and plumbing work not exceeding the sum of \$100.00.

And, Be It Further Resolved, that the Board of Selectmen is hereby authorized to enter into an agreement with the Towns of Canaan, North Canaan, Kent, Sharon, and Warren for the employment of a building official to serve the above named towns, as provided in Public Act No. 443 of the 1969 Session of the General Assembly and to do any other acts necessary to comply with said Act.

The effective date of this Resolution shall be October 1, 1970.

Note: See resolution of October 28, 1982, amended February 19, 1999, re: fees page 17.

Ordinance establishing

INLAND WETLANDS AND WATER COURSES AGENCY

BE IT ENACTED by this town meeting of the Town of Cornwall an ordinance as follows:

1. Pursuant to Section 22a-36 through 22a-45 of the Connecticut General Statutes, Revision of 1958, as amended, and Public Act 74-133, the Town of Cornwall hereby establishes the Inland Wetlands and Water Courses Agency for the Town of Cornwall which shall consist of five members and two alternates.

2. The membership of said Agency shall consist of five members and two alternates. Members and alternates shall be appointed by the Board of Selectmen. Initially the Board of Selectmen shall appoint three members and one alternate for a term of two years and two members and one alternate for a term of four years. Thereafter, all members and alternates shall be appointed for two year terms. Not more than one member of the Agency may be a Selectman. No more than one alternate shall at any time be a member of any one political party. Vacancies in positions of members and alternates shall be filled by appointment by the Board of Selectmen for the remainder of the term. Alternates and members may be removed for cause by the Board of Selectmen.

3. The Inland Wetlands and Water Courses Agency for the Town of Cornwall is hereby authorized to promulgate regulations in accordance with Sections 22a-36 through 22a-45 of the Connecticut General Statutes, Revision of 1958, as amended and shall have all the powers, duties, and responsibilities as provided in said Sections.

4. This ordinance shall become effective as provided by law 15 days after its publication in some newspaper having circulation in the Town of Cornwall.

Enacted May 7, 1974

Amended April 11, 1975, amended May 19, 2006-membership

Amended October 25, 1991

Resolution concerning

CHANGE OF FISCAL YEAR

BE IT RESOLVED, that we, the legal voters of the Town of Cornwall, in Town Meeting assembled, this 16th day of August 1974, pursuant to Section 2 of Public Act 74-299, do hereby adopt the uniform fiscal year for the Town of Cornwall in accordance with the provisions of Chapter 110 of the Connecticut General Statutes, Revision of 1958, as amended, to begin compliance therewith on the 1st day of July, 1975.

Adopted August 16, 1974

Resolution concerning

GENERAL PROPERTY TAX LEVY

BE IT HEREBY RESOLVED, that the first installment of the general property tax levy for each fiscal year beginning with the July 1, 1975 fiscal year shall be due the first day of such fiscal year and the second installment shall be due on the first day of the following January, with the exception of taxes due of less than \$100 which shall be due in full on the first installment date and taxes due on motor vehicles which shall be due in full on the first installment date.

Adopted September 6, 1974

Ordinance for

APPOINTING THE CORNWALL PLANNING AND ZONING COMMISSION AS
ADMINISTRATOR OF THE FLOOD DISASTER PROTECTION ACT OF 1973

WHEREAS, certain areas of the Town of Cornwall are subject to periodic flooding from streams and rivers causing serious damages to properties within these areas; and

WHEREAS, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of this Town to require the recognition and evaluation of flood hazards in all official actions relating to land use in the flood plain areas having special flood hazards; and

WHEREAS, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Chapters 124, 124a, 126 and 127 of the Connecticut General Statutes, Revision 1958, as amended;

NOW THEREFORE, BE IT RESOLVED, that this Town hereby:

1. Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force for those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and

2. Vests the Cornwall Planning and Zoning Commission with the responsibility, authority, and means to:

a. Delineate or assist the Federal Insurance Administrator, at his request, in delineating the limits of the areas having special flood hazards on available local maps of sufficient scale to identify the location of building sites.

b. Provide such information as the Federal Insurance Administrator may request concerning present uses and occupancy of the flood plain area.

c. Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map and identify flood plain or mud slide areas, and cooperate with neighboring communities with respect to management of adjoining flood plain areas in order to prevent aggravation of existing hazards.

d. Submit on the anniversary date of the community's initial eligibility an annual report to the Federal Insurance Administrator on the progress made during the past year within the community in the development and implementation of flood plain area management measures.

3. Appoints the Cornwall Planning and Zoning Commission to maintain for public inspection and to furnish upon request a record of elevations(in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

Adopted June 24, 1975

Ordinance for
APPOINTING THE BUILDING INSPECTOR AS ENFORCEMENT OFFICER OF
THE FLOOD DISASTER PROTECTION ACT OF 1973

WHEREAS, the Town of Cornwall has adopted and is enforcing the State Building Code and its own Zoning Ordinances; and

WHEREAS, Section 113.1 of the State Building Code prohibits any person, firm or corporation from erecting, constructing, enlarging, altering, repairing, improving, moving or demolishing any building or structure without first obtaining a separate building permit for each building or structure from the Building Inspector; and

WHEREAS, the Building Inspector must examine all plans and specifications for the proposed construction when application is made to him for a building permit,

NOW THEREFORE, BE IT RESOLVED by the Town of Cornwall as follows:

1. That the Building Inspector shall review all building permit applications for new construction or substantial improvements to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a location that has a flood hazard, any proposed new construction or substantial improvement (including prefabricated and mobile homes) must (i) be designed (or modified) and anchored to prevent flotation, collapse, or lateral movement of the structure, (ii) use construction materials and utility equipment that are resistant to flood damage, and (iii) use construction methods and practices that will minimize flood damage; and
2. That the Cornwall Planning and Zoning Commission shall review subdivision proposals and other proposed new developments to assure that (i) all such proposals are consistent with the need to minimize flood damage, (ii) all public utilities and facilities, such as sewer, gas, electrical, and water systems are located, elevated, and constructed to minimize or eliminate flood damage, and (iii) adequate drainage is provided so as to reduce exposure to flood hazards; and
3. That the Town Sanitarian shall require new or replacement water supply systems and/or sanitary sewage systems to be designated to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters, and require on site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.

Adopted June 24, 1975

Resolution for

SETTING DATE OF ANNUAL TOWN MEETING

Be It Resolved, that we, the legal voters of the Town of Cornwall, in Town Meeting assembled this 25th day of October, 1976, do recognize that the business once transacted at annual town meetings held in October is no longer necessary or is done at other times, do further recognize that in consequence it is an unnecessary constraint to hold the annual town meeting in October, and therefore express our wish that the Board of Selectmen call in the last quarter of each year one town meeting designated as the Annual Town Meeting for that year on a date chosen by them to be advantageous for the timely transaction of necessary business and without regard for the fact that the annual town meeting was once required to be held in October.

Adopted October 25, 1976

Resolutions for

NAMING AND ADMINISTRATION OF TOWN PARK

Whereas: a parcel of town-owned land, presently known as the Wilson property situated across from Cream Hill Road from the Cornwall Consolidated School, and bounded on the north by Cream Hill Road and on the south by State Highway 128 comprising some 17 acres plus or minus acres;

Be It Therefore Resolved: that this land be designated a Town Park, and in accordance with State Statutes, it be administered and placed in the care of the Cornwall Park & Recreation Commission.

Whereas: the town land, formerly known as the Wilson property, having been designated a Town Park, for the benefit and recreation of the inhabitants of the Town of Cornwall;

And Whereas: Mr. Lewis Gannett, long a resident of the Town of Cornwall, was dedicated to the cause of providing recreational areas and facilities for all the inhabitants of Cornwall;

And Whereas: Mr. Lewis Gannett, in order to further his concern for creating a town recreational area, did bequeath to the Town of Cornwall a substantial gift for this purpose;

Be It Therefore Resolved: that the Town Park, formerly known as the Wilson property, be designated as the Lewis Gannett Park;

And Be It Further Resolved: to effectuate the purpose of this resolution, the Cornwall Park & Recreation Commission is hereby empowered to create and to have erected, at an appropriate place or places, a sign or signs, designating this Town Park as the Lewis Gannett Park.

Adopted October 25, 1976

Ordinance for

APPOINTING MEMBERS OF HOUSATONIC RIVER COMMISSION

BE IT ENACTED AS FOLLOWS:

Section 1. The Town of Cornwall hereby resolves to participate jointly with other towns in the Housatonic River Commission, which is an advisory commission only, and the Town of Cornwall's participation is limited only to participating in making recommendations or suggestions to member towns. By adopting this ordinance the Town of Cornwall does not bind any of its agencies or commissions to follow such recommendations.

Section 2. The advisory recommendations of the Housatonic River Commission shall be for the protection of the Housatonic River Valley from the Massachusetts state line south 41 miles to the Boardman Bridge. All advisory recommendations shall be made by the Housatonic River Commission directly to local zoning commissions of each member town, inland/wetlands agencies of each member town and like commissions and agencies of each member town having jurisdiction of property within said Housatonic River Valley. (Continued on next page)

Section 3. The Selectmen of the Town of Cornwall shall provide for the participation of the Town of Cornwall in the Housatonic River Commission through the appointment of two members to such commission, one member to serve as a delegate and one to serve as an alternate. The member serving as a delegate initially shall be appointed for a term of three years, and the member initially serving as an alternate shall be appointed for a two year term and, thereafter, as the terms of the members expire, successive terms for each member shall be for three years by appointment of the Board of Selectmen. In the case of resignation of a member or failure of a member to complete the term for any reason, the Selectmen shall appoint a person for the unexpired balance of such term. The terms of office of the members shall commence on the date of appointment by the Board of Selectmen.

This ordinance shall become effective fifteen days after its publication.

Participation of the Town of Cornwall in the Housatonic River Commission may be terminated by repeal of the ordinance as provided by law.

Adopted May 18, 1979

Ordinance for ESTABLISHING A COMMITTEE ON AGING
BE IT ENACTED AS FOLLOWS:

That a Committee on Aging of the Town of Cornwall is hereby established to study the needs of and coordinate programs for the aging. The Committee shall consist of five persons, each of whom shall be an elector of the Town of Cornwall. Members of said Committee shall initially be appointed by the Board of Selectmen as follows: One member for a term of one year, one member for a term of two years, one member for a term of three years, one member for a term of four years and one member for a term of five years. Thereafter, all appointments shall be made by the Board of Selectmen as the terms of the members expire for additional terms of five years each. In the case of resignation of a member or failure of a member to complete the term for any reason, the Selectmen shall appoint a person for the unexpired balance of such term. Terms of office of the members shall commence upon the date of appointment by the Board of Selectmen.

This ordinance shall be effective fifteen days after its publication.

Adopted May 18, 1979

Amended October 28, 2011 to change number of members from five to seven.

Amended May 18, 2012 to change the name to Cornwall Committee for Seniors.

Ordinance for Joining

TORRINGTON AREA HEALTH DISTRICT

Be It Resolved, that we the legal voters of the Town of Cornwall, in town meeting assembled this 23rd day of October 1980 do hereby express our desire to join the Torrington Area Health District under the provisions of General Statutes title 19 Chapter 336 and our desire to authorize the Board of Selectmen upon joining the Torrington Area Health District to pay to same an annual contribution not to exceed \$3600 with the first such payment to be made in whole or in part from the town's general fund surplus.

Adopted October 23, 1980

Note: Title 19 Chapter 336 has been superseded by Chapter 368f Sections 19a240 to 19a246 inclusive.

Resolution for establishing

THE SYDNEY M. KAYE FUND

BE IT RESOLVED: That the Town of Cornwall hereby expresses its sincere thanks for this gift from the Estate of Sydney M. Kaye, and; That it is the intention of the Town of Cornwall, through its Board of Selectmen, and with the approval of its Board of Finance, to utilize Mr. Kaye's gift for the benefit of the Town of Cornwall and its inhabitants and to perpetuate Mr. Kaye's memory, and; That the copies of this Town Resolution be forward to the members of Mr. Kaye's family.

BE IT RESOLVED: That the funds currently in the Kaye Account including the accrued interest, be transferred by the Town Treasurer for the General Fund to a newly created Sydney M. Kaye Fund, and; that the Treasurer be given discretionary power to invest and deposit the Kaye Fund assets to procure maximum income within the limits of the State Statutes.

BE IT RESOLVED: That the Board of Selectmen be given discretionary power to issue orders on the Town Treasurer to draw upon the income of the Sydney M. Kaye Fund to pay for specific services, material, objects, equipment, rights, or property; provided the expenditure is directed toward a purpose of common interest and concern to the townspeople and provided the expenditure has been recommended by a majority of a Sydney M. Kaye Fund Advisory Committee which shall report its recommendations to the Board of Selectmen at least once each fiscal year. The Advisory Committee is to be constituted as follows:

The Board of Selectmen will appoint three electors to a Sydney M. Kaye Fund Advisory Committee with terms of office to commence on January 1, 1982. The first appointee will be Chairman, and serve for one year. The second appointee will serve for two years. The third appointee will serve for three years. Upon expiration of a committee member's term, the Board of Selectmen will appoint a replacement, who can have been a committee member, to serve a three year term. Membership on the Committee will be limited to not more than two full three year terms. The senior member shall serve as Chairman.

Adopted October 22, 1981.

Amended April 23, 2021 to close the fund and transfer the balance to the Town Endowment Fund.

Resolution for

BUILDING PERMIT FEES

BE IT RESOLVED THAT: To carry out the provisions of the State Building Code adopted by Town in Special Town Meeting on July 30, 1970, the following schedule of fees for construction work falling under the code is hereby adopted:

\$25.00 - first \$1,000

\$ 7.00 - each additional \$1,000

\$200.00 – additional fee to be charged to residents who start building without a permit. Effective January 1, 2010

Adopted October 28, 1982

Amended fees February 19, 1999

Amended fees adopted October 23, 2009, Effective January 1, 2010

Ordinance for

APPOINTMENT OF CONSTABLES

Pursuant to Section 9-185 of the Connecticut General Statutes, the Board of Selectmen shall have the authority to appoint constables as needed in lieu of the seven(7) constables heretofore elected under Section 9-200. Such appointments shall be made for periods as prescribed under Section 9-187, and shall first take effect upon the expiration of the present constables' term of office.

Adopted August 26, 1983

Ordinance for

JOINING COUNCIL OF GOVERNMENTS

BE IT ORDAINED THAT:

1. The Town of Cornwall does hereby seek to join with other towns (within its planning region as defined by the Secretary of the Office of Policy and Management) that may enact a similar ordinance to create a Regional Council of Governments as said Council is defined in Sections 4-124I to 4-124p inclusive of the 1983 supplement to the General Statutes of Connecticut as amended.
2. The Town does hereby authorize its Board of Selectmen to appoint any one other Selectman as an alternate to serve as the Town's representative to a Council of Governments in the absence of the First Selectman. all in accordance with Section 4-124k of the 1983 supplement to the General Statutes of Connecticut as amended.
3. If and when the Town becomes a member of a Council of Governments that has been certified by the Secretary of Policy and Management and when that Council of Governments completes the transition period called for in Section 4-124-1-c of the 1983 supplement to the General Statutes of Connecticut as amended, then the Town does hereby rescind the ordinance enacted on March 24, 1972 that created the Town's participation in the Northwestern Connecticut Regional Planning Agency and any amendments thereto.

Adopted May 4, 1984

Effective June 11, 1984

Resolution for

APPOINTMENT OF ASSESSOR

Be It Resolved, that the Town of Cornwall in accordance with the authority granted by State Statute 9-198 hereby provides for the appointment by the Board of Selectmen of one assessor who shall have a certified designation in accordance with Sate Statute 12-40a, and whose term shall be at the will of the Selectmen and whose compensation shall be set by the Board of Selectmen. Such assessor may appoint clerical and other assistance as he or she wishes within the limits of the appropriations therefore. Further Be It Resolved, that the terms of the members of the Board of Assessors now in office shall terminate upon appointment by the Board of Selectmen of such a single certified assessor.

Adopted October 25, 1984

Resolution Establishing

THE CORNWALL GRANGE TRUST FUND

BE IT RESOLVED: That the Town of Cornwall hereby accepts, with sincere thanks, a gift of \$10,000 from Cornwall Grange #32 that is to be utilized for conservation measures and the preservation of agriculture and natural resources, and further; That the special account in which the Cornwall Grange #32 gift was originally placed, including any accrued interest, now be known as the Cornwall Grange Trust Fund Account and; That the Treasurer of the Town of Cornwall be given discretionary power to invest and deposit the Trust Fund assets to procure maximum income within the limits of the State Statutes.

BE IT RESOLVED: That the Board of Selectmen be given discretionary power to issue orders on the Town Treasurer to draw upon the income from the Cornwall Grange Trust Fund in any manner that would further the cause of conservation or the preservation on agriculture and natural resources, provided the expenditure has been recommended by a majority of the Cornwall Grange Trust Fund Advisory Committee, which shall report its recommendations to the Board of Selectmen at least once each fiscal year.

BE IT RESOLVED: That there shall be formed a Cornwall Grange Advisory Committee to be constituted as follows:

The Board of Selectmen will appoint three electors to a Cornwall Grange Advisory Committee with the terms of office to commence on November 1, 1986. The first appointee shall be chairman, and serve for one year. The second appointee shall serve for two years. The third appointee will serve for three years. Upon expiration of a committee member's term, the Board of Selectmen will appoint a replacement, who can have been a committee member, to serve a three year term. Membership on the Committee will be limited to not more than two full three year terms. The senior member will serve as Chairman.

Adopted October 2, 1986

Resolution for

SETTING ANNUAL BUDGET MEETING DATE

BE IT RESOLVED, that we, the legal voters of the Town of Cornwall in Town Meeting assembled this 14th day of January 1993, do hereby change the date of the Annual Town Budget Meeting from the second Friday in May to the third Friday in May in accordance with Connecticut General Statute 7-388.

Adopted January 14, 1993

Resolution concerning

THE FILING OF DECLARATIONS OF REAL PROPERTY

BE IT RESOLVED, that we, the legal voters of the Town of Cornwall, at a Special Town Meeting assembled on this 30th day of September 1987, do hereby adopt the provisions of Section 12-41 of the Connecticut General Statutes, which will eliminate the necessity of taxpayers filing declarations of real property with the assessor of the Town of Cornwall. The within resolution will take effect upon approval by the Office of Policy and Management pursuant to sections 12-41 (d) of the Connecticut General Statutes.

Adopted September 30, 1987

Resolution concerning
RATIFICATION OF THE UNITED STATES CONSTITUTION

WHEREAS the founding fathers of this Republic gathered together in Philadelphia two centuries and one year ago to draft a charter for a more perfect union; and
WHEREAS the Representatives of the Town of Cornwall appointed to attend the Constitutional Ratifying Convention held in Hartford, Connecticut, January 3-9, 1788, did not choose to vote on that occasion for adoption of that Constitution as the supreme law of the land; and
WHEREAS that Constitution has stood the test of time and has served to promote and protect the interests of people of the Town of Cornwall as well as of the State and Nation of which they are a part; and
WHEREAS the people of the Town of Cornwall have loyally and courageously supported the Constitution of the United States but have not as yet signified in Town Meeting their approval of its ratification;
NOW, THEREFORE, we the people of the Town of Cornwall assembled in Town Meeting, duly warned, do hereby signify our approval of the action taken at the Constitutional Ratifying Convention held in Hartford, Connecticut, two hundred years ago this day, which voted ratification of the United States Constitution as the supreme law of our land.
Enacted January 8, 1988

Ordinance for establishing a
STREET NUMBERING SYSTEM

BE IT ORDAINED THAT:

For the purpose of creating an orderly street numbering system in the Town of Cornwall, to insure that the town has proper and useful planning, to promote public safety and convenience, and to ease and speed essential emergency services, the Town adopts the following ordinance:

The numbering system, as shown on a set of maps on file in the office of the Assessor entitled "Avis Air Map" is hereby adopted as specified as the Street Numbering System of the Town of Cornwall.

To insure that street numbering system is correct and understandable and that there is no confusion in street names, the following streets and roads shall henceforth be officially recognized by the names indicated herein:

ARBATIO = A Road Beginning At The Intersection Of

ARBATIO Bolton Hill Road and running southerly to the intersection of Jewel Street shall be School Street.

ARBATIO Cemetery Hill Road and Grange Hall Road and running westerly to the intersection of Kent Road shall be Furnace Brook Road.

ARBATIO School Street and running southwesterly to the intersection of Jewel Street shall be Rumsey Circle.

ARBATIO Furnace Brook Road and Popple Swamp Road and running northeasterly to the intersection of Bunker Hill Road shall be called Cemetery Hill Road.

ARBATIO Cemetery Hill Road and Sharon Goshen Turnpike running easterly, shall be called Bunker Hill.

ARBATIO Furnace Brook Road and running easterly to the intersection of Pine Street and Valley Road shall be Jewell Street.

ARBATIO Furnace Brook Road and Cemetery Hill Road and running southerly to the intersection of Valley Road and Jewel Street shall be Pine Street.

ARBATIO Furnace Brook Road and running southerly to the intersection of Bolton Hill shall be Twixt Road.

ARBATIO Pine Street and running westerly to the intersection of Jewel Street shall be Bolton Hill Road.

ARBATIO Furnace Brook Road and running Northwesterly to the intersection at Popple Swamp Road shall be Brook Road.

ARBATIO Furnace Brook Road and running westerly for 300' shall be Old Brook Road.

ARBATIO the middle of the concrete bridge over the Housatonic River and running southerly to the Kent Town line shall be Kent Road.

ARBATIO Kent Road and running westerly for 300' shall be Rug Road.

ARBATIO Kent Road and running southwesterly for 1,000' shall be Huempfer Road.

ARBATIO Kent Road and running easterly for 1,800' shall be Hickory Lane.

ARBATIO Kent Road and running easterly for 1,100' shall be Soltis Lane.

ARBATIO Furnace Brook Road and running southerly to the intersection of Brook Road and River Road South shall be Popple Swamp Road.

ARBATIO Popple Swamp Road and running northerly for 400' shall be Bell Road.

ARBATIO Bell Road and running northwesterly for 1,200' shall be Bell Road Extension.

ARBATIO Popple Swamp Road and running easterly for 250' shall be Schieffelin Drive.

ARBATIO Popple Swamp Road and running northwesterly for 1,000' shall be Lower River Road South.

ARBATIO Popple Swamp Road and Brook Road and running southerly to the intersection of Kent Road shall be River Road South.

ARBATIO Pine Street and Jewel Street and running southerly to the intersection of Dudleytown Road and Castle Road shall be Valley Road.

ARBATIO Cemetery Hill Road and Pine Street and running northeasterly to the intersection of Sharon-Goshen Tpke. shall be Grange Hill Road.

ARBATIO Valley Road and Dudleytown Road and running southerly for approximately 1 mile shall be Castle Road.

ARBATIO Sharon-Goshen Tpke. and Grange Hall Road and running southwesterly shall be Cobble Mountain Road.

ARBATIO Cemetery Hill Road and Bunker Hill Road and (43) and running northerly to the Covered Bridge shall be Sharon-Goshen Turnpike.

ARBATIO Sharon-Goshen Turnpike and running easterly to the intersection of Cornwall Hollow Road shall be Hall Road.

ARBATIO Sharon Goshen Turnpike and running northerly to the intersection of (63) shall be Cornwall Hollow Road.

ARBATIO Lake Road and runs northerly for approximately 1/2 mile shall be Rocky Cove Lane.

ARBATIO Town Street and running northeasterly to the intersection of Cornwall Hollow Road shall be Lake Road.

ARBATIO Lake Road and running northeasterly to the intersection of Cornwall Hollow Road shall be Fox Road.

ARBATIO Town Street South and Sharon-Goshen Turnpike and northerly to the intersection of Yelping Hill Road shall be Town Street.

ARBATIO Cemetery Hill Road and runs northerly to the intersection of Sharon-Goshen Turnpike and Town Street shall be Town Street South.

ARBATIO Great Hollow Road and running northerly to the intersection of Sharon-Goshen Turnpike shall be Todd Hill Road.

ARBATIO Flat Rocks Road running intermittently to the intersection of Cemetery Hill Road shall be Great Hollow Road.

ARBATIO Sharon-Goshen Turnpike and running northerly to the Canaan town line shall be Cream Hill Road.

ARBATIO Cream Hill Road and running westerly for approximately 1 mile shall be Rexford Road.

ARBATIO Sharon-Goshen Turnpike and running northerly for approximately 900' shall be Hart Hill Road.

ARBATIO Sharon-Goshen Turnpike and running easterly for 900' shall be Smith Place.

ARBATIO Sharon-Goshen Turnpike and running southerly for approximately 2,600' shall be Railroad Street.

ARBATIO approximately 1,000' north of Sharon-Goshen Turnpike and running southerly along the Housatonic River through Trinity Camp shall be Lower River Road.

ARBATIO Sharon-Goshen Turnpike and running northerly to the Canaan town line shall be River Road.

ARBATIO South Road and College Street and running westerly to the intersection of Warren Hill Road shall be Flat Rocks Road.

ARBATIO Flat Rocks Road and running intermittently northeasterly to the intersection of Warren Hill Road shall be Pritchard Road.

ARBATIO Flat Rocks Road and College Street and running southerly to the Warren town Line shall be South Road.

ARBATIO College Street and running southeasterly to the intersection of South Road shall be Seelye Road.

ARBATIO Great Hill Road and running southeasterly to the Goshen town line and Seelye Road shall be College Street.

ARBATIO Flat Rocks Road running westerly to Warren Hill Road shall be Day Road.

ARBATIO Town Street and running westerly to Cream Hill Road shall be Cogswell Road.

ARBATIO Grange Hall Road running westerly then northerly to the intersection of Sharon-Goshen Turnpike shall be Dibble Hill Road.

ARBATIO Sharon Goshen Turnpike and running northerly to the intersection of Cogswell Road shall be Wright Hill Road.

ARBATIO Cream Hill Road and Cogswell Road and running northwesterly for about 1 1/2 miles shall be Cherry Hill Road.

ARBATIO Cream Hill Road and running easterly to the intersection of Town Street shall be Scoville Road.

ARBATIO Furnace Brook Road running northerly to the intersection of Dibble Hill Road shall be Pierce Lane.

ARBATIO Cogswell Road running northerly to the intersection of Cream Hill Road shall be Rattlesnake Road.

ARBATIO Pierce Lane and running southwestwesterly shall be Poughkeepsie Road.

ARBATIO Furnace Brook Road and running northerly to Popple Swamp Road shall be West Road.

ARBATIO Town Street and running easterly to the intersection of Barn Street and Ford Hill Road shall be Yelping Hill Road.

ARBATIO Yelping Hill Road and running northerly shall be Barn Road.

ARBATIO Barn Road running southerly shall be Adams Road.

ARBATIO College Street and running easterly to Great Hill Road shall be Perkins Road.

ARBATIO Great Hollow Road and running southerly to Goshen town line shall be Great Hill Road.

ARBATIO Great Hill Road running northerly 1350 feet shall be Clark Road.

ARBATIO Kent Road running southeasterly to the Warren town line shall be Warren Hill Road.

ARBATIO Warren Hill Road running northeasterly for approximately 1 mile shall be Bald Mountain Road. ARBATIO Warren Hill Road running northeasterly shall be Windyways Road.

ARBATIO Dudleytown Road running southeasterly to a pond shall be Pond Road.

ARBATIO River Road running easterly shall be Tarradiddle Lane.

ARBATIO Cornwall Hollow Road running southeasterly for approximately 1/2 mile shall be Bradford Road.

ARBATIO Cornwall Hollow Road running easterly to the intersection of (63) Hollenbeck Road shall be Hautboy Hill Road.

ARBATIO Hautboy Hill Road running southerly for approximately 1/4 mile shall be Hurlburt Place.

ARBATIO Yelping Hill Road running easterly for approximately 3/4 mile to the intersection of Fox Road shall be Ford Hill Road.

ARBATIO Furnace Brook Road running southerly for approximately 1/2 mile shall be Dark Entry Road.

ARBATIO Goshen town line and running northerly for approximately 14 miles to the Canaan town line shall be Hollenbeck Road.

ARBATIO Kent Road running westerly for approximately 1/2 mile to the Railroad tracks shall be Swifts Bridge Road.

ARBATIO Toumey Road running northwesterly shall be Mohawk Mountain Road.

ARBATIO Kent Road running easterly for approximately 1/2 mile shall be Mansonville Road.

ARBATIO Valley Road running southeasterly for approximately 1/2 mile shall be Everest Hill Road.

ARBATIO Valley Road running southeasterly for approximately 3/4 mile and ending at Great Hollow Road shall be Essex Hill Road.

ARBATIO Furnace Brook Road running northerly shall be West Drive.

ARBATIO Scoville Road and running northwesterly to the intersection of Cream Hill Road shall be Wadsworth Road.

ARBATIO Rexford Road and running north and west for 4,500' shall be Rexford Lane.

ARBATIO Dibble Hill Road and running southerly to Furnace Brook Road shall be Ballyhack Road.

ARBATIO Valley Road and running southerly for approximately 1 mile shall be Dudleytown Road.

ARBATIO Pritchard Road and running northerly shall be Cook Road.

ARBATIO Kent Road and running southerly to the Warren town line shall be Whitcomb Hill Road.

ARBATIO Cream Hill Road and running northeasterly to the Canaan town line shall be Music Mountain Road.

ARBATIO Hollenbeck Road and running easterly to the Goshen town line shall be North Goshen Road.

ARBATIO Cornwall Hollow Road and running easterly and northwesterly back to the intersection of Cornwall Hollow Road shall be Johnson Road.

ARBATIO Todd Hill Road and running easterly to the intersection of Great Hollow Road shall be Baldwin Road.

ARBATIO Bunker Hill Road and running southeasterly shall be Clark Hill Road.

ARBATIO River Road and circling back to River Road shall be Chapel Street.

ARBATIO Kent Road running southeasterly shall be Applewood Lane.

ARBATIO Kent Road running southeasterly shall be Burlwood Lane.

ARBATIO Town Street extending eastwardly approximately 1500' shall be Stone Hill Road.

DISCLAIMER

Certain streets and roads have been numbered which are not town roads. This has been done for consistency and convenience and cannot be interpreted as acceptance of the street by the town.

This ordinance shall be effective fifteen (15) days after publication of the same in a newspaper of general circulation in the town.

Adopted February 11, 1988

Amended February 1, 1991, October 22, 1993, May 18, 2001 & October 22, 2004 -Street Name Changes & Additions

Resolution concerning

TOWN LANDS

BE IT RESOLVED: that the qualified electors of Cornwall in Town meeting assembled, hereby approve Special Act 47, adopted by the Connecticut General Assembly during its 1987 session whereby any reversionary interest that the Town might have in certain lands leased by the Town prior to 1900 is hereby extinguished.

Adopted February 11, 1988

Ordinance concerning the

CONSTRUCTION AND ACCEPTANCE OF STREETS IN SUBDIVISIONS

BE IT RESOLVED: that the qualified electors of Cornwall in Town Meeting assembled hereby approve, pursuant to Connecticut General Statute 7-148, to enact an ordinance concerning the construction and acceptance of streets in subdivision in the Town of Cornwall as follows:

SECTION I - GENERAL PROVISIONS

- 1.1 General: This ordinance sets for the procedures and requirements of the Town of Cornwall for the administration and enforcement of the construction and acceptance of streets and related improvements in subdivisions in the Town of Cornwall.
- 1.2 Title: This ordinance is entitled "Ordinance Pertaining to the Construction and Acceptance of Streets in Subdivisions", and may hereinafter be cited as the "Road Ordinance".
- 1.3 Definitions: Certain words used in this ordinance are defined and explained as follows:
 - 1.3.1 Agent: The Board of Selectmen can designate an agent to be responsible for the inspection and supervision of construction and performance of other duties under the direction of the Board under this ordinance.
 - 1.3.2 Street: The term "street" shall mean a proposed public highway, street or road and other improvements related to any such street in a subdivision or resubdivision approved by the Planning and Zoning Commission.

SECTION 2 - APPLICATION PROCEDURE

- 2.1 Applicability: The provisions hereof are applicable to the construction of streets and related improvements in an approved subdivision.
 - 2.2 Application for Road Construction Permit:- After approval by the Planning and Zoning Commission but prior to commencement of construction of any subdivision street an application for a Road Construction Permit shall be made in writing to the Board of Selectmen and shall include the following documents:
 - 2.2.1 Two copies of maps showing rights-of-way for streets and highways and rights-of-ways and easements for drainage prepared in accordance with the standards for a SUBDIVISION MAP specified in the Subdivision Regulations. Two copies of Construction Plans
- (continued on next page)

for streets, drainage and other improvements prepared and approved in accordance with the standards and requirements for Construction Plan specified in the Subdivision Regulations, as the same may from time to time be amended.

2.2.2 Verification that a performance guarantee meeting the requirements of the Subdivision Regulations is in full force and effect.

2.2.3 Payment of the Town of Cornwall of an inspection fee of not more than 1% of the construction cost of streets, drainage and other street related improvements, based on cost estimates approved by the Board of Selectmen.

The minimum inspection fee shall be \$100.00 and otherwise the computation of the fee shall be determined by the Board of Selectmen based upon the estimated cost of the personnel required to carry out the required inspection of all improvements during construction. Primary factors to be considered in determining the required fee shall be the complexity-of the project and the projected construction schedule.

2.2.4 In the event that such proposed construction is within or relates to an existing Town street, evidence of Workmen's Compensation and Contractors Liability insurance in amounts and with carriers acceptable to the Board of Selectmen with the Town names as an insured shall be presented. (See 2.2.4)

2.3 Permit Procedures - Length of Permit: The Road Construction Permit shall be valid for a period of time that the Board of Selectmen deems necessary for the completion of construction. Permits may be extended for a period not to exceed one (1) year upon written approval of the Board of Selectmen.

2.4 As-Built Plans: Upon the completion of any road or drainage improvements, the applicant shall file with the Board construction plans, showing the streets, drainage and other subdivision improvements as built and also showing the location of any water mains, underground electric and telephone utilities.

In lieu of such submission, the applicant's engineer may update and certify the mylar construction plans submitted under Section 2.2.1 of this ordinance and approved by the Board of Selectmen. Such filing shall also include a certification, signed and sealed by an engineer licensed to practice in the State of Connecticut that such engineer has inspected all construction work and all improvements have been completed in accordance with plans and specifications approved by the Board.

2.5 Release of Performance Guarantee: Before the release of the Performance Guarantee:

- a. Streets, street improvements and street drainage shall have been inspected and approved by the Board of Selectmen or its Agent;
- b. As-Built Plans shall have been filed with the Board pursuant to Section 2.4 and approved by said Board; and
- c. The applicant shall execute an agreement and file a maintenance performance guarantee for maintenance of streets, drainage and other street related improvements. Said guarantee shall be in form and amount and with surety acceptable to the Board.

In the case of improvements which are not to be offered for acceptance by the Town, the maintenance guarantee must be in effect for a period of one (1) year
(continued on next page)

from the release of the performance guarantee. In the case of improvements which are to be offered for acceptance by the Town, the maintenance guarantee shall be effect for a period of fifteen (15) months from the release of the performance guarantee or until acceptance of the improvement by the Town, whichever period is lesser.

- 2.6 Acceptance of Streets: One (1) year after the release of the performance guarantee, a petition may be made in writing to the Board of Selectmen for the acceptance of a street by the Town Meeting. Such petition shall be signed by the owner(s) of the street and shall include the following:
- 2.6.1 A copy of a map to be filed in the Town Clerk's office showing all street and drainage rights-of-way;
 - 2.6.2 A mylar tracing showing as-built street, drainage and other improvements certified by a professional civil engineer;
 - 2.6.3 Warranty Deed and Certificate of Title for the rights-of-way of the street and drainage structures and of any easements in support thereof. Deed and Certificate of Title shall include:
 - a. A Waiver of Mechanic's Liens.
 - b. Letter from the Tax Collector indicating full payment of taxes due; and
 - c. Any other certificates and documents required by Town Counsel.

Upon receipt of the required documents, the Board shall refer said documents to the Planning and Zoning Commission for their review under Section 8-24 of the Connecticut General Statutes, as amended. The Board shall then place the petition for acceptance on the call of the next regular Town Meeting provided, however, that all requirements of this Ordinance and, if applicable, the Subdivision Regulations, have been fulfilled.

- 2.7 Liability Insurance: The Contractors Liability Insurance specified under Section 2.2.4 shall include no less than the following:
- 2.7.1 Public Liability limits of \$1,000,000/\$1,000,000 aggregate.
 - 2.7.2 Property Damage limits of \$500,000/\$500,000 aggregate including blasting and underground damage (XCU) resulting from the use of mechanical equipment, on work covered by this document.
 - 2.7.3 Coverage with respect to all subcontractors doing any part of the work covered by the Permit.
 - 2.7.4 If the policy is changed or canceled during the policy period, the policy shall provide that written notice will be given to the First Selectman of the Town of Cornwall at least 15 days before the effective date of such change or cancellation period.
 - 2.7.5 The Town of Cornwall shall be named as an additional insured.
 - 2.7.6 Such additional coverage as requested by the Board.

- 2.8 Inspection Procedures: The Board of Selectmen or its authorized Agent shall have free access to the construction work at all times and shall be authorized to take material samples, corings and other tests as deemed necessary to determine compliance with the standards of these Regulations. They may require the applicant at his own expense, to have such tests made and certified by a Connecticut licensed professional engineer. (continued on next page)

- 2.9 Notification: The applicant or contractor for the street, drainage or other subdivision improvements shall notify the Board of Selectmen in writing of his intention to start any construction project at least five (5) days prior to starting the work.

Should the applicant or such contractor close down the construction project for a period exceeding one (1) week, due to weather conditions or other cause, the applicant or such contractor shall notify the Board of Selectmen in writing of such closing; he shall notify the Board in writing of his intention to resume the project at least two (2) working days prior to resuming the work. In addition, the applicant or such contractor shall give timely written notice to the Board of Selectmen for inspection purposes at least 48 hours before each of the following stages of work:

- 2.9.1 Commencement of site clearance and after the construction work has been staked out;
- 2.9.2 Commencement of excavation and grading of streets, and installation of embankments;
- 2.9.3 Commencement of installation of drainage and other utilities;
- 2.9.4 Commencement of backfilling structures and drainage pipes, facilities and other utilities;
- 2.9.5 Commencement of placement of the base course on the subgrade of a street; and
- 2.9.6 Commencement of construction of the paved surface of a street.

The Board of Selectmen or its Agent shall have two (2) working days in which to inspect the completed work in each of the above stages of the project prior to approving the work. No work shall be commenced on succeeding stages of construction until the required inspection have been made and approval given in writing by the Board of Selectmen or its Agent. The Board of Selectmen or its Agent may issue a Stop Work Order and may suspend the Road Construction Permit, if in its judgment, the construction project or any stage thereof is not being carried out in accordance with this ordinance.

- 2.10 Barricades and-Protection-; When any excavation is made within the right-of-way of any Town street, the applicant or his contractor shall provide a railing or suitable barricade so as to enclose such excavation material placed in the right-of-way. The railing or barricade shall be continued and maintained during the whole time such excavation is exposed or open. A sufficient number of lighted flashing warning lights approved by the Board of Selectmen shall be provided for public safety, to be affixed to some part of such railing or barricade or in such other proper manner over or near such excavation and excavated material, and so kept from the beginning of the twilight of the evening through the whole of the night, and every evening and night during the time such excavation shall be open, exposed or in state of repair. The applicant or his contractor shall comply with any order of the Board or its authorized Agent for provision of the barricades and shall furnish a Town constable or a State Trooper in uniform when so ordered.

- 2.11 Rights of Safe Passage: The applicant or his contractor shall provide safe and convenient passage for public travel around or over any excavation in a Town street or highway and shall keep such passage free from earth, stones, trenches or any other materials which may hinder travel of pedestrians or vehicles. The

(continued on next page)

applicant or his contractor shall comply with any order of the Board of Selectmen or its authorized Agent for protection of safe passage. Street gutters shall not be obstructed in any manner so as to prevent or retard flow of water therein.

Adopted February 11, 1988

Ordinance creating

ALTERNATES FOR THE BOARD OF FINANCE

BE IT ORDAINED BY THE TOWN OF CORNWALL:

Pursuant to Connecticut General Statutes Sec. 7-340a, there shall be two alternate members of the Board of Finance of the Town of Cornwall and, subject to the provisions of Connecticut General Statute 9-167a, they shall first be appointed by the Board of Finance to serve until the next municipal election, and thereupon and thereafter the two alternates shall be elected at each municipal election to serve for a term of two years. No more than one alternate shall be from the same political party. This ordinance shall take effect 15 days after its publication.

Adopted 10/27/88

Effective 11/11/88

Resolution concerning

CORNWALL HOUSING CORPORATION

BE IT RESOLVED BY THE TOWN OF CORNWALL:

Pursuant to Connecticut General Statutes Sec. 8-217, the Cornwall Housing Corporation is hereby designated a community housing development corporation to enter into contracts with the State of Connecticut as provided in Connecticut General Statute Sec. 8-218.

Adopted 10/27/88

Ordinance adopting

MANDATORY RECYCLING

BE IT RESOLVED THAT: We, the legal voters of the Town of Cornwall, at Special Town Meeting assembled on this 1st day of February, 1991, hereby approve the Mandatory Recycling Ordinance, whereas the Town of Cornwall desires to be in compliance with the State of Connecticut General Statute 22a-241b.

WHEREAS, Connecticut General Statute 22a-220(c) requires each municipality within the State to mandate recycling of designated waste materials, and
WHEREAS, Connecticut General Statute 22a-220(c) requires municipalities to adopt an ordinance or other enforceable legal instrument setting forth measures to assure the compliance of persons within its boundaries with the requirements of Connecticut General Statute 22a-241,b(c) and (continued on next page)

WHEREAS, the Town of Cornwall desires to be in compliance with applicable General Statutes of the State of Connecticut;

NOW THEREFORE BE IT ORDAINED BY The Town of Cornwall THAT:

1. Each person, business or institution that generates solid waste shall separate from other solid waste for the purpose of recycling, all items required to be recycled as designated by Connecticut General Statute 22a-241b (a) or this ordinance.
 - A. All persons, businesses or institutions who generate municipal solid waste within the Town of Cornwall are required to separate recyclable materials from solid waste. Solid waste placed for collection which contains recyclable materials shall neither be collected by refuse collectors, nor accepted for disposal at any refuse processing facility.
 - B. For all premises receiving private refuse collection, recyclable materials shall be separated from refuse and placed for collection in a container.
 - C. Apartment and condominium complexes as well as commercial, industrial, and institutional establishments shall provide, or require their refuse collector to provide for the separation of municipal solid waste and each recyclable material accumulated on the premises.
2. Each resident is required to deliver designated recyclable materials as defined by the Board of Selectmen to the municipal drop off center or is required to contract a municipally registered hauler to collect said materials for delivery to the municipal drop off center or other municipally designated and approved recycling facility for recycling in the following manner.
 - A. Clean unsoiled newspaper shall be tied in flat bundles.
 - B. Office paper may be put in clear plastic bags.
 - C. Glass food containers, all types of metal food containers shall be rinsed free of food.
 - D. Cardboard, flattened (not crushed) and tied in bundles.
 - E. Motor oil, in closed container of three (3) gallons or less.
 - F. Scrap metal, prepared in a manner acceptable to Official.
 - G. Batteries, Auto and household.
 - H. Leaves, large quantities disposed of as directed by Official. Home owners may leave at recycling center emptied from bags.
 - I. Tires, must be dismounted from rim.
 - J. Household appliances, tipping fee as set.
 - K. All designated recyclable material shall be separated from nonrecyclables and delivered to the municipal drop off center so as not to constitute a nuisance or otherwise be objectionable.
3. Each business is required to contract a municipally registered hauler to collect said designated materials for recycling or is required to deliver designated materials as defined by the Board of Selectmen to the municipal recycling center.
 - A. Private Collection and Disposal Responsibility
It shall be the responsibility of the owners or operators of all Commercial, Industrial and Institutional establishments, and Apartment and Condominium Complexes to provide, at their own expense, for the storage, collection and transportation of recyclable. Such operations shall be carried out in such a manner as to avoid the creation of a public nuisance. (continued on next page)

B. Owners of properties not collected by contractors are responsible for compliance with the recycling provisions of Connecticut General Statute 22a-241b and this ordinance. Compliance shall be monitored by all Refuse Collectors and Refuse Facility operators. Suspected violators shall be reported to Board of Selectmen for appropriate action. 4. From the time of placement of designated materials at the municipal drop off center, such materials shall become and be the property of Town. 5. It shall be a violation of this ordinance for any person other than a municipally registered hauler or municipal staff person to collect, pickup or cause to be collected or picked up, such materials from the curb or other designated point of collection or municipal drop off center. Each unauthorized collection in violation hereof shall constitute-a-separate and distinct offense.

6. Any hauler providing solid waste collection is hereby required to register with the Board of Selectmen on or before January 31st of each year.

A. Any trash hauler will be required to provide recycling collection to any customers receiving solid waste collection and is further required to register with Town as is prescribed by Connecticut General Statute 22a-241b and this ordinance.

B. The Board of Selectmen shall be the licensing and registration authority of refuse collectors engaged in the collecting or transporting of municipal solid waste and recyclable materials within the Town. They shall administer the issuance and revocation or suspension of licenses and registrations as set forth in this ordinance. C. Additional rules shall be promulgated by the Board of Selectmen from time-to-time as it may deem proper.

D. Following the filing of proper application and payment of the prescribed fee, the Official shall grant such license as described for refuse collectors and vehicles within a reasonable time unless they find one or more of the following conditions prevail.

1. The applicant has been irresponsible in the conduct of solid waste collection and transportation.

2. The applicant lacks suitable equipment with which to collect and transport solid waste in a safe, nuisance free manner.

3. License required - Each refuse collector conducting operations within Town, shall initially within thirty (30) days of the effective date of this ordinance and annually thereafter, on or before January 31st apply for a license from the Board of Selectmen on such form as they shall prescribe, to engage in such business.

4. Registration Term, Fee and Renewal - All registrations shall be issued for a period not to exceed one (1) year. The registration fee shall be established from time to time by the Board of Selectmen by resolution.

5. Display of Registration - The registration issued shall be conspicuously displayed on the right front of the body of the licensed vehicle or as may be directed.

6. Identification of Equipment - Each licensee shall display at all times on all of his equipment his name and local phone number. 7. Licenses not Transferable - Licenses are not transferable. When any licensee shall sell or transfer all or part of his route to any other refuse collector, he shall first notify the Board of Selectmen in writing of his intent to sell, and the transferee shall, simultaneously make application for the appropriate licenses to operate in the town

7. A. A license to engage in refuse collection and to use the waste disposal and/or processing facilities provided by the town is a privilege, not a right.
(continued on next page)

- B. Failure to comply with the provisions of this ordinance shall be grounds for revocation or suspension by the Board of Selectmen of any license or registration issued hereunder, in addition to any other penalty imposed by law.
- C. Revocations or suspensions shall only become effective five (5) days after receipt of written notice from the Board of Selectmen.
- D. If a refuse collector objects to the Board of Selectmen's action described in Section 7A of this ordinance to revoke or suspend the license or registration, the collector may within five (5) days of receipt of said notice, file a written request with the town Clerk for review by the Board of Selectmen. Failure to file such request in a timely manner shall make the Board of Selectmen's action final and binding upon the refuse collector.
- E. Timely filing of such request for review shall operate as an automatic stay of the Board of Selectmen's action.
- F. The Board of Selectmen shall act as an appeals board, and said Board shall, fifteen (15) days hear and decide the matter.
- The decision of such Board shall be final and binding upon the collector.
8. A. Occupants of premises within the Town must apply at the Recycling Center for a sticker to be able to dispose of refuse and recyclable materials at municipal facilities. The sticker shall be displayed in such a manner as the Board of Selectmen has prescribed. Such Recycling Center Privileges may be revoked or suspended as set forth in this ordinance, and appeals therefrom may be taken in the manner set forth in said ordinance.
9. Each refuse collector shall deliver all refuse collected within the territorial limits of the Town at such place or places as the Board of selectmen may from time-to-time designate.
- A. Each refuse collector must collect recyclable materials from each of its customers in the manner prescribed in this ordinance. In those cases where the Town pays the tip fees for refuse collected from a specific customer, the Board of Selectmen may designate where such recyclable materials shall be delivered.
- B. All vehicles registered to collect and transport refuse shall be maintained free of obnoxious odors and accumulated refuse.
10. This ordinance shall take effect fifteen (15) days after its publication in a newspaper having circulation in the Town of Cornwall.
- A. In the event any provisions, section, sentence, clause or part of this ordinance shall be held invalid, illegal or unconstitutional, such invalidity, illegality or unconstitutionality shall not affect or impair any remaining part of this ordinance, it being the intent of the Town that such remainder shall remain in full force and effect.
11. The Town of Cornwall reserves the right to inspect solid waste placed at curbside or delivered to the municipal drop off center to determine compliance with Sec. 1.
12. The Town of Cornwall also requires registered haulers to report any violations of this ordinance to Board of Selectmen.
13. Any commercial establishment which violates or neglects to comply with any regulation promulgated pursuant thereto, shall upon conviction thereof, be punishable by a fine not to exceed \$500.00 dollars for each violation. Any person, firm, business or institution who violates or neglects to comply with this ordinance, shall, upon conviction thereof be punishable by a fine not to exceed \$.100.00 dollars for each violation.

Enacted February 1, 1991

Vote to approve

COOPERATION AGREEMENT BETWEEN TOWN OF CORNWALL AND
CORNWALL HOUSING AUTHORITY

This Agreement, entered into this day of by and between the Cornwall Housing Corp. a corporation duly organized and existing pursuant to the laws of the State of Connecticut, herein called the "Developer", and the Town of Cornwall, herein called the "Municipality".

WITNESSETH THAT:

WHEREAS, the Developer and the Municipality duly declare there is an acute shortage in said Municipality of decent, safe and sanitary dwelling accommodations for low income families and persons at rents which they can afford to pay; and

WHEREAS, the Developer certifies that it has applied to the State of Connecticut for an allocation for the development of a Project for low income citizens, and that it proposes to enter into a contract with the State of Connecticut, herein called the "State", for financial assistance for the development of the Project pursuant to the provisions of Section 8-218 of the Connecticut General Statutes, as amended;

NOW, THEREFORE, in consideration of the mutual promises and undertakings herein provided and for the purpose of carrying out the provisions of the housing laws of the State of Connecticut, the parties do mutually agree as follows:

1. The Municipality will advance to the Developer funds without interest, in the amount of \$ -0- for legal expenses, architect fees, administrative services, and other approved costs incurred by the Developer prior to the award of the project construction contract and the acceptance thereof by the State, acting by the Commissioner of Housing ("Commissioner"). It is further agreed that eligible expenses incurred by the Developer, and approved by the Commissioner, will be reimbursed to the Municipality from funds advanced by the State should the project proceed to construction.
2. In the case of housing authorities, the Developer shall make payments in lieu of real property taxes, special benefit assessments and sewerage system use charges otherwise payable to the Municipality for the subject Project, in an amount equal to -0- % of the net shelter rent per annum.
3. The Municipality agrees to furnish municipal services and facilities for the Project of the same character as those furnished other dwellings and citizens of the Municipality.
4. The Developer agrees to install on the site of the Project, to town specifications, all streets, roads, curbs, walks, driveway ramps, drives and parking areas, including all necessary cuts and fills, underdrains, preparation of subgrade, base courses, grading and seeding of slopes, and other areas.
5. The Municipality agrees to waive such building permit and inspection fees as might be payable by the Developer and to cooperate with the Developer by such other lawful action or ways as the Municipality and the Developer may find necessary to reduce all costs in connection with the development and administration of such Project.

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6. The Municipality and the Developer agree that this Agreement shall not be abrogated so long as there is outstanding any indebtedness or any balance of indebtedness on account of such Project to which this Agreement relates which remains unpaid, and so long as the title to such Project is held by the Developer or some other public body or governmental agency, including the State of Connecticut, authorized by law to engage in the development and administration of rental homes for low income families and persons.

7. The Municipality agrees to cooperate with the Developer in all matters pertaining to the development of the Project, provided such cooperation is consistent with the best interests of the municipality and further provided that the project meets all land use regulations of the Municipality including planning and zoning and inland wetlands and water courses regulations.

8. Termination - The Municipality is relieved of all obligation hereunder and this Agreement shall thereupon terminate if the Developer fails to obtain ownership of the necessary land, financing for the project, and a building permit from the Municipality for the project by January 1, 1993; or, thereafter, if the developer fails to reasonably proceed with the necessary work to complete such project.

Adopted 3/8/91

Ordinance establishing

NUCLEAR FREE ZONE

BE IT RESOLVED THAT: We the legal voters of the Town of Cornwall, at a Special Town Meeting assembled this 7th day of June, 1991, hereby enact the Nuclear Free Zone Ordinance as follows:

Resolved, that the Town of Cornwall shall be and is established as a Nuclear Free Zone wherein no nuclear weapons or products associated with nuclear weapons may be positioned or manufactured within Cornwall.

Further, there shall not be nuclear energy, experimental or commercial, produced or used within the town except for medical applications of nuclear material and that transmitted to and through the town as electrical energy.

Further, no radioactive wastes nor nuclear components of any kind, excluding medical, shall be transported through the town of Cornwall except in clearly marked vehicles and with advance notice to town officials of times and routes of transit.

Nothing in this ordinance shall be construed to regulate consumer use of radioactive smoke detectors and light emitting watches and clocks.

Any person, firm or corporation who violates the provisions of this ordinance shall be fined not more than \$500 for such violation. Each and every violation of this ordinance shall constitute a separate offense. Each day's failure to comply with this ordinance shall constitute a separate offense.

If any section, sub-section, paragraph sentence or word of the Act shall be held to be invalid, either on its face or as applied, the invalidity of such provision shall not affect the other sections, sub-sections, paragraphs, sentences or words of the Act and the applications thereof; and to that extent the sections, sub-sections, paragraphs, sentences or words of the Act shall be deemed severable.

Adopted 6/7/91

Ordinance concerning
WITHDRAWAL FROM HOUSATONIC RESOURCES RECOVERY AUTHORITY

BE IT ORDAINED BY THE TOWN OF CORNWALL: Pursuant to Connecticut General Statutes Section 7-273aa(f) to withdraw the Town of Cornwall as a member of the Housatonic Resources Recovery Authority, such withdrawal to be effective upon the terms and conditions provided in Section 7-273aa(f).

Adopted 10/25/91

Ordinance adopting
CORNWALL STRUCTURE IDENTIFICATION ORDINANCE

1.0 Purpose

The purpose of this ordinance is to promote the public safety and welfare pursuant to the authority vested in the Town of Cornwall by Sec. 7-148 of the Connecticut General Statutes by providing guidelines and specifications for property identification, which will give the Cornwall Fire Department and Ambulance and other emergency service personnel quick and easy determination of residential and commercial locations in the Town of Cornwall.

2.0 Application

- 2.1 The requirements described herein apply to all residential and commercial structures in the Town of Cornwall for which a house, lot or street address number has been issued.
- 2.2 These requirements will be applicable to new construction as of the date of the adoption of this ordinance. Existing structures must be in compliance no later than sixty (60) days after adoption.

3.0 Display of Identification Numbers

- 3.1 Any accepted town road or street shall be posted with a sign using letters 4 inches high and comprised of strokes that are 1/2 inch wide. Cost and maintenance of such sign shall be at the expense of the town.
- 3.2 Any private driveway or roadway that services more than two residences and/or commercial structures shall be named, and such name shall be posted with a sign using size and letter size as used on town roads. Letters shall be 4 inches high and comprised of strokes that are 1/2 inch wide. Cost and maintenance of such sign shall be at the expense of the property owner(s).

3.3 Identification number shall be conspicuously placed above, on, or at the side of the main door of each building so that the number can be seen plainly from the street line. Whenever a building is set back more than fifteen (15) feet from the edge of the roadway, the number shall be placed near the walk, driveway, or common entrance to such building and upon a gate post, fence, sign post or other appropriate place. When one driveway

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services more than one residence which are also fifteen (15) feet or more from the street line, the numbers for the residences shall be placed on one gate post, fence, sign post, or other appropriate place so as to be discernible easily from the roadway and from the approaches on two (2) sides; namely, the left and right. The cost of the numbers shall be paid for by the property owner. The numbers used shall not be less than three (3) inches in height and shall be made of a durable and clearly visible material.

3.4 The numerals shall be affixed not less than mailbox height, nor more than twelve (12) feet from the surface of the ground directly below them.

3.5 Multi-building complex, multi-family or multi-business structures shall be identified as follows:

(a) Identify each individual structure by building number and designation.

(b) Identify each individual unit by a separate numbered designation.

4.0 Assignment: Individual Lots are Numbered on Assessors Cards

4.1 The current street numbering system adopted by ordinance on February 11, 1988 shall remain in effect and this ordinance shall be supplementary thereto.

4.2 Future number assignments in new subdivisions will be made by the Assessor and the Planning Commission upon application for building permit. The applicant, through the Planning Commission, shall check to avoid duplication or similarity of street names and to avoid duplication, or similarity of driveways with more than two residences-;

5.0 Penalty

5.1 The Zoning Enforcement Officer is authorized to issue a written warning to the property owner/occupant of all structures covered by this ordinance who refuse or neglect to comply with the provisions hereof. The building official will require compliance with this ordinance as a condition of issuance of a building permit, and a certificate of occupancy for covered structure.

5.2 Whoever shall refuse or neglect to comply with the requirement of this ordinance after receipt of a warning notice shall be fined \$10.00 for the first week and \$10.00 per week until compliance, up to \$100.00. Fine shall be waived if compliance of ordinance is shown within one week.

Adopted by Town Meeting June 5, 1992

Effective June 27, 1992

Ordinance changing

TERMS OF OFFICE FOR MEMBERS OF THE CORNWALL BOARD OF
EDUCATION AND IMPROVING METHOD OF ELECTION

WHEREAS, the Town of Cornwall wants to shorten terms of office for members of the Board of Education of the Town of Cornwall and to improve the method of election, the Town adopts the following ordinance:

BE IT RESOLVED, that we the legal voters of the town of Cornwall, at Special Town Meeting assembled this 3rd day of March 1995, in accordance with Connecticut General (continued on next page)

Statutes 9-206(b) and 9-167a do hereby enact an ordinance to change the terms of office for members of the Cornwall Board of Education from 6 year terms to 4 year terms, 3 members to be elected every two years.

BE IT FURTHER RESOLVED, that the number of candidates a political party may nominate and the number of candidates for which an elector may vote shall be in accordance with Section 9-204b of the Connecticut General Statutes.

In order to enact such changes the following method of election is adopted:

1. In 1995, 2 members will be elected; one four year term, one 2 year term.
2. In 1997, and all future regular biannual town elections, 3 members will be elected for 4 years.

The effective date of this ordinance shall be 15 days after the publication of this ordinance and these provisions shall take effect in the next regular Town election.

Adopted 3/3/95

Effective 3/20/95

Ordinance establishing

FEE SCHEDULE FOR PLANNING & ZONING, ZONING BOARD OF APPEALS
AND INLAND WETLANDS AND WATERCOURSES AGENCY APPLICATIONS
(Title amended October 23, 2009 and May 18, 2012)

BE IT ENACTED by the Town Meeting of the Town of Cornwall, the following ordinance: Pursuant to Connecticut General Statutes Sections 8-1c and 22a-42a(e), the ordinance adopted October 1, 1986, as amended, is hereby repealed and the following schedule of fees is hereby established for the processing of applications to the Cornwall Planning and Zoning Commission, the Cornwall Zoning Board of Appeals and the Cornwall Inland Wetlands and Watercourses Agency:

1. Planning and Zoning Commission fees

Application for Zoning Permit \$ 75.00

Application for Special Permit uses for the following sections of the
Zoning Regulations:

- 8.9 Educational, religious, etc. uses
- 8.10 Accessory Apartments
- 8.11 Conversion of residences and/or structures to apartments
- 8.12 Apartment use in business building
- 8.13 Room and Board or a Bed and Breakfast establishment
- 8.14 Roadside produce stands, Greenhouses, Garden Centers, Nurseries or
Landscape Services
- 8.15 Gasoline stations, Motor vehicle dealers, and Repairers
- 8.16 Recreational campgrounds
- 8.18 Traditional Home Enterprise
- 8.19 General Home Occupations
- 8.20 Shop and Storage Use
- 8.21 Major Home Businesses
- 8.22 Lots for single family residences on a private street or Two lots
served by a common accessway (continued on next page)

8.24 Housatonic River Overlay Zone	
8.27 Permanent Sawmills	
14.0 Excavation of Earth materials	\$150.00

Application for Subdivision or Resubdivision approval:	\$100.00 base fee, plus:
For each lot with access by state highway or	
Publicly maintained town road	\$ 50.00
For each lot with access by a road not publicly maintained	\$200.00
For each lot with access by private streets:	\$200.00
For each lot with access in divisions of five or more lots:	\$350.00
For each lot served by a common driveway	\$150.00
Petition to amend the Zoning Regulations or Zoning Map	\$150.00

The fees set forth above are the minimum fees required. When the actual cost of processing application exceeds the minimum fee established above, the Planning and Zoning Commission of the Town of Cornwall shall bill the applicant for the actual excess amount, based on the Commission's actual expenditure for outside technical review. This outside review may include, but is not limited to, consultation with engineering, traffic, legal, environmental and planning professionals. The expenses for such outside consultants may be estimated by the Planning and Zoning Commission upon receipt of the application, and this reasonable estimate, together with the appropriate application fee given above, shall be paid forthwith, and the application shall be deemed incomplete until these fees have been submitted. Any outside consultant fees not expended on this project shall be rebated to the applicant upon conclusion. In the event that outside consultant costs are in excess of the original estimate paid by the applicant the Planning and Zoning Commission shall bill the applicant who shall pay such additional costs prior to the issuance of any permit sought.

1.	Zoning Board of Appeals fees	\$150.00
2.	Inland Wetlands and Watercourses Agency fees	
	A. Regulated activities	
	Residential uses	\$ 75.00
	Commercial uses	\$ 75.00
	All other uses	\$ 75.00
	Approval by duly authorized Agent	\$ 75.00
	Significant activity fee	\$150.00

The fees set forth above are the minimum fees required. The Inland Wetlands Agency may charge an additional fee sufficient to cover the cost of reviewing and acting on complex applications requiring outside review. This outside review may include but is not limited to consultation with engineering, legal and environmental and planning professionals. The Agency or the duly authorized Agent shall estimate the complex outside
(continued on next page)

review fee which shall be paid within 10 days of the applicant's receipt or notice of such estimate. Failure to submit said fee shall cause the application to be deemed incomplete. Any outside consultant fees not expended on the project shall be rebated to the applicant upon conclusion. In the event that the consultant costs are in excess of the original estimate paid by the applicant, the Agency shall bill the applicant who shall pay such additional costs prior to the issuance of any permit sought.

- B. Exemption. Boards, Commissions, Councils and departments of the Town of Cornwall are exempt from all fee requirements.

This ordinance shall be effective 15 days after publication, as provided by law.

Adopted October 24, 1997

Amended October 24, 2003, Effective January 1, 2010

Amended May 18, 2012, Effective June 9, 2012

An Ordinance

REGULATING FIRE ALARM SYSTEMS

Enacted by the Town of Cornwall as follows:

1. This Ordinance shall be known as the "Ordinance Regulating Fire Alarm Systems".
2. The purpose of this Ordinance is to provide for the public safety and welfare by (a) reducing the number of false fire alarms; (b) allowing for effective deployment of Fire Department personnel; (c) reducing the hazard to the public and to Fire Department personnel which occurs during response to false alarms; (d) promoting the responsible use of fire alarm devices; and (e) reducing noise which may be a nuisance to neighbors.
3. For the purpose of this Ordinance:

"Alarm Business" shall mean to engage in the supplying, installation, maintenance or servicing of fire alarm devices or systems.

"Alarm System" shall mean any device in which, when activated by fire, heat or smoke, automatically transmits a telephone signal, or audio or visual signal to which the Fire Department is expected to respond. Excluded from the scope of this definition are devices designed and intended solely to alert or signal persons within the premises in which the device is installed.

"Alarm User" shall mean that person whose name appears on the Registration Form as the "user" or, if there is no such registration, the owner of the premises upon which the alarm system is located.

"Automatic Dialing Device" means an alarm system using a telephone device or attachment that reproduces a prerecorded voice message to report a fire or other emergency calling for Fire Department response.

"False Alarm" means the activation of an alarm system through mechanical failure, malfunction, improper installation, or the criminal, malicious, mischievous or (continued on next page)

negligent conduct of the alarm user, or his guests, tenants, employees or agents. The term "False Alarm" does not include alarms caused by hurricane, tornado, earthquake, lighting or other violent condition of nature. The term "False Alarm" does not include an alarm which is transmitted as a result of fire.

"Person" means any person, firm, partnership, association, corporation, company or organization of any kind.

4. No person shall install, operate or alter an existing installation of an alarm system within the Town of Cornwall until he has first registered such alarm with the Fire Marshal for the Town of Cornwall. Such registration shall be made through the Building Official at the time application is made for an electrical permit for such alarm. The registration shall include the name, telephone number and address of the alarm user and at least two other persons who shall have access to the alarm system in order to reset the alarm or disconnect the same when necessary. If the alarm system is maintained by an alarm company, the name, address and phone number of the alarm company and a copy of the alarm system maintenance agreement shall be provided as part of the registration. Said registration shall contain such other information as may be requested by the Fire Marshal. Each alarm user shall file updated and current registration information at least annually or as otherwise requested by the Fire Marshal.

5. No alarm system shall be installed or used within the Town of Cornwall unless an electrical permit is first issued by the Building Official and said system meets the specifications applicable to alarm systems as promulgated by the National Fire Protection Association and Connecticut Basic Building Code. All alarm system equipment must be listed by the Underwriters Laboratory. No alarm system shall be installed or used until the alarm system has been registered as provided in Section 4 hereof.

6. All alarm systems as defined in this Ordinance, which sound an audible signal which may be heard outside of the protected premises, shall be equipped with a device which shall limit the duration of such audible signal to not more than fifteen (15) minutes.

7. No automatic telephone dialing device shall be interconnected to any number maintained by the Cornwall Volunteer Fire Department.

8. Alarm users shall be responsible for maintaining their alarm systems in good working order.

9. It shall be the obligation of the Chief of the Cornwall Volunteer Fire Department to notify the Fire Marshal of each alarm activated by an alarm system to which the Fire Department responds within a reasonable time of such response. Such notice shall include the name and address of the alarm user, the particulars involved in the activation of such alarm and such other information as may be required by the Fire Marshal.

10. Except as hereinafter provided, any person violating the provisions of this Ordinance by transmitting a false alarm shall be fined One Hundred Dollars (\$100.00) per violation, payable to the Town of Cornwall.

(a) Whenever the Fire Marshal determines that a false alarm has been transmitted in violation of this Ordinance the Fire Marshal shall serve a notice of violation upon the alarm user, in person or by certified mail, return receipt requested. The notice of violation shall specify that the applicable violation fee shall be paid within ten (10) days unless within such ten (10) day period such owner or operator shall request a hearing pursuant to subsection (c) hereof.

(b) The applicable violation fee for a violation of this Ordinance shall be as follows: (continued on next page)

(1) For a first false alarm: a violation fee of \$25.00, which fee will be remitted if the alarm user submits written evidence within one month of occurrence from an alarm maintenance company or licensed electrician that the cause of the false alarm has been corrected.

(2) For a second and subsequent false alarm: a violation fee of \$100.00 non-refundable.

(c) An alarm user to which a notice of violation is issued who wishes to contest his liability on account of such violation may request a hearing before the Board of Selectmen. Such hearing shall be requested by returning the notice of violation, unpaid, to the Fire Marshal within ten (10) days of issuance, indicating thereon that a hearing to contest the notice of violation is requested and the name, address and telephone number of the person requesting such hearing. Upon receipt of the request for hearing, the Fire Marshal shall immediately forward same to the First Selectman. Upon receipt of such request for hearing, the First Selectman shall give the person requesting the same written notice of the date, time and place of hearing. At any such hearing, the alarm user to whom such notice of violation was issued shall have the burden of establishing that such notice of violation was improperly or erroneously issued or that such violation fee should be abated for good cause.

(d) An alarm user to whom a notice of violation is issued shall pay the established violation fee, or in the case of a first false alarm, pay the violation fee or submit written evidence of correction, within ten (10) days of the issuance of the notice of violation. If a hearing is requested and the notice of violation is not vacated, abated or remitted, such person shall pay the established violation fee within ten (10) days of such adverse hearing decision. Upon payment of such violation fee within ten (10) days, a prosecution under Section 10 of this Ordinance shall be barred. Should the alarm user elect not to pay the violation fee or does not pay the violation fee within the time permitted, the Fire Marshal shall be authorized to seek an arrest warrant to prosecute the alarm user for transmission of the false alarm in violation of this Ordinance.

(e) Notwithstanding the foregoing provisions of this section a first false alarm occurring within one month after the issuance of a permit shall not be taken into account for the purpose of determining the number of false alarms transmitted by an alarm user or an alarm device.

11. Any person who performs or causes to be performed any of the following acts shall be subject to a fine of One Hundred Dollars (\$100.00) for each such act:

(a) failure to obtain an electrical permit or failure to register an alarm system or to file current registration information in accordance with the requirements of this Ordinance; each day of such failure shall constitute a separate violation; and

(b) use of an automatic dial alarm or an exterior audible alarm device in violation of the provisions of this Ordinance; each day of such use shall constitute a separate violation.

12. Notwithstanding the provisions of this Ordinance, the Town, its departments, officers, agents, and employees shall be under no obligation whatsoever concerning the adequacy, operation or maintenance of any alarm device or of alarm monitoring facilities. No liability whatsoever is assumed for the failure of such alarm devices or monitoring facilities, or for failure to respond to alarms or for any other act or omission in connection with such alarm devices. The Town assumes no liability for damage to owner's property resulting from a reasonable response to a "false alarm". (continued on next page)

13. The Cornwall Fire Marshal may order on-code required alarms disconnected if more than three (3) false alarms per year occur.
14. If, for any reason, any word, clause, paragraph or section of this Ordinance shall be held to make the same unconstitutional, this Ordinance shall not hereby be invalidated and the remainder of the Ordinance shall continue in effect. Any provision herein which is in conflict with the Connecticut General Statutes is hereby repealed, it being understood that said statutes take precedence over this Ordinance.
15. This Ordinance shall take effect fifteen (15) days following publication as required by law.

Approved on February 19, 1999
Amended May 22, 2009

Resolution concerning
MARIE K BAUM BEQUEST AND ESTABLISHMENT OF MARIE K BAUM
SCHOLARSHIP FUND

BE IT RESOLVED: That the Town of Cornwall hereby accepts a bequest of TEN THOUSAND FOUR HUNDRED and 00/100 DOLLARS (\$10,400. 00) from the Estate of Marie K. Baum, formerly a teacher at Cornwall Consolidated School, to establish The Marie K. Baum Scholarship Fund, as a sub-account of the Town of Cornwall Scholarship Fund. The income from such sub-account will be awarded annually to a student who has graduated from the public school serving the Town of Cornwall and has attended the Cornwall Consolidated School, or its successor, for a minimum of four (4) years for the purpose of providing financial assistance for the recipient's college education, provided that preference be given to a student who displays enthusiasm for, and achievement in, music. Awards from The Marie K. Baum Scholarship Fund shall be made in accordance with the provisions of the Ordinance Creating The Town of Cornwall Scholarship Fund.

Adopted February 19, 1999

Ordinance creating
THE TOWN OF CORNWALL SCHOLARSHIP FUND

1. This Ordinance shall be known as the "Ordinance Creating the Town of Cornwall Scholarship Fund".

2. BE IT RESOLVED: That the Town of Cornwall hereby establishes the Town of Cornwall Scholarship Fund. The purpose of the Fund is to provide academic scholarships for students who are residents of the Town of Cornwall to pay for education beyond the secondary school level. The administration of the Scholarship Fund is the responsibility of the Board of Selectmen, which may seek advice and assistance from such other Town boards as it deems necessary. The Board of Selectmen may select and employ, in their sole discretion, investment counsel to assist in

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investment of the Fund. The Scholarship Fund may accept bequests and contributions to support its purposes. The Board of Selectmen may transfer the responsibility for administration of the Fund, with agreement of donors or their representatives, to an appropriate tax exempt successor organization. Bequests and contributions which are accepted by the Board of Selectmen may be held in the Fund in a separate sub-account with such further restrictions acceptable to the Town as may be proscribed by the donor. The Town of Cornwall Scholarship Fund shall, at all times, be held in a separate account and be used only to provide scholarships for resident students of Cornwall seeking an education beyond the secondary school level. All grants of scholarships shall be made in the sole discretion of the Board of Selectmen or the Board of Directors or any appropriate tax exempt successor organization which the Fund administration responsibility is transferred.

3. This Ordinance shall become effective fifteen (15) days after publication, as required by law, in a newspaper published in the Town of Cornwall, Connecticut.

Approved and adopted February 19, 1999

Ordinance

AUTHORIZING THE BOARD OF SELECTMEN TO REGULATE PARKING ON TOWN ROADS WITHIN THE TOWN OF CORNWALL

BE IT ENACTED by the Town Meeting of the Town of Cornwall, the following ordinance:

Pursuant to Connecticut General Statute 7-148, the Board of Selectmen may regulate parking upon all municipal roads within the Town of Cornwall by the posting of signs either on a temporary or permanent basis as may, in their sole discretion, be necessary to keep highways and roads of the Town open and safe for public use and travel and free from encroachment and obstruction. Such signs may prohibit parking all together, allow parking only in designated areas, or prescribe time limits for parking of motor vehicles on roads of the Town of Cornwall. "Roads" shall mean the entire width of the right of way including the paved and unpaved portions.

The penalty for violation of any of said parking rules and regulations or parking signs shall be not less than \$35 and no more than \$50 for the first offense and not less than \$75 and no more than \$100 for subsequent offenses. This ordinance may be enforced by citations issued by three Selectmen, Constable, or the Building Official for the Town of Cornwall provided said designated Fiscal Officers or employees issue a written warning providing notice of the specific violation before issuing the citation.

The First Selectman of the Town of Cornwall shall have authority in addition to issuing a warning or citation for penalty to remove or cause to have removed any motor vehicle parked in an area designated by signs stating that no parking is permitted. The First

(continued on next page)

Selectman shall have the authority to remove such vehicle in accordance with procedure set forth in Connecticut General Statutes 14a-145a. He may engage appropriate tow or wrecker duly licensed by the State to remove or tow such vehicle and store the same as authorized by Connecticut General Statutes 14-145(d).

In addition, this ordinance may be enforced both as to warnings, citations, towing, removal, and storage as set forth above by any officer of the Connecticut State Police.

This ordinance shall be effective 15 days after publication as provided in Connecticut General Statutes 7-157(a).

Adopted at Town Meeting on October 22, 1999.

Published on Oct. 30, 1999.

Effective on Nov. 14, 1999.

Ordinance providing for

WITHHOLDING OF BUILDING APPLICATIONS FOR
PROPERTIES WITH DELINQUENT TAXES

RESOLVED:

- A. Pursuant to Connecticut General Statutes §7-148(c)(2)(B), the Building Official of the Town of Cornwall, or any other official charged with approval of any building application shall withhold approval of any building application when taxes due to the Town of Cornwall are delinquent for the real property for which such application was made.
 - B. 1. The Tax Collector of the Town of Cornwall shall provide to the Building Official of the Town of Cornwall a list showing the name, address, and block and lot of all properties wherein taxes due to the Town of Cornwall are delinquent for six (6) months or more.
 2. Upon receipt of a building application, the Building Official of the Town of Cornwall shall review said Tax Collector's list of delinquent taxpayers to determine if the building application applies to property for which taxes due to the Town of Cornwall are delinquent.
 3. If the Building Official determines that the application relates to property upon which taxes due to the Town of Cornwall are delinquent, then he shall withhold approval of such building application until all delinquent taxes, including interest and lien fees, are paid.
 4. The Building Official shall promptly notify the Applicant if the taxes for said property are delinquent.
 5. Upon receipt of a certification from the Tax Collector that such delinquent taxes, interest, and lien fees have been paid, the Building Official shall not further withhold approval of such building application.
 6. The Building Official may grant approval of a building application for property with delinquent taxes only if the
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official certifies, in writing, that an emergency exists affecting the health or safety of the occupants of a building on the property for which the building application is submitted.

7. This Ordinance shall not apply to properties which are the subject of a pending tax appeal and the taxpayer has made the minimum tax payments required by C.G.S. §12-118.

This Ordinance shall take effect fifteen (15) days following publication as required by law.

Adopted on March 3, 2000

Ordinance regarding

PROPERTY TAX ABATEMENT

BE IT RESOLVED, that:

The Board of Selectmen are authorized to and may, in accordance with Section 12-124a of the General Statutes of Connecticut, Revision of 1958, as revised to January 1, 1993, abate the property taxes due for any tax year with respect to any residential dwelling occupied by the owner or owners and for whom such dwelling is the primary place of residence, to the extent that such property taxes exceed eight percent or more of the total income from any source, adjusted for self-employed persons to reflect the allowance for expenses in determining adjusted gross income for federal income tax purposes, of such owner or owners and any other person for whom such dwelling is the primary place of residence, for the calendar year immediately preceding the beginning of the tax year for which such taxes are due. Application for such abatement shall be made not later than thirty days preceding the tax due date for such year provided if the amount of such taxes has not been determined on such date, within ten days following determination of the amount of such taxes.

Pursuant to subsection (b) of §12-124a, whenever property taxes are so abated, the owners shall deliver an agreement to the tax collector agreeing to reimburse the Town of Cornwall in the amount of the taxes abated with interest at six (6%) percent per annum and such agreement shall be recorded in the land records and shall constitute a lien on real property which shall remain valid until paid and shall be due and payable in full upon sale, transfer or otherwise, as provided in §12-124(b).

The Board of Selectmen shall designate such town officials as they deem appropriate to be the agent to receive and process any such application for abatement of taxes, in accordance with the statutes thereto pertaining.

Adopted October 25, 2002

An Ordinance pertaining to

TAX ABATEMENT FOR CERTAIN TOWN ENTITIES

BE IT HEREBY ORDAINED THAT:

Section 1. All land and any improvements thereon acquired by the Cornwall Conservation Trust, the Town of Cornwall, the Cornwall Housing Corporation, or Habitat for Humanity shall, if qualified for exemption pursuant to Connecticut General Statute Section 12-81(7), as amended, be entitled to such exemption as of the date of recording of the transfer of title; provided that, application for such exemption is made to, and approved by, the Assessor within thirty (30) days thereafter.

Section 2. Any and all property taxes next due and owing with respect to any property acquired by the Cornwall Conservation Trust, the Town of Cornwall, the Cornwall Housing Corporation, Habitat for Humanity or the prior owner(s) of record, on the grand list for the assessment year next preceding the date of conveyance, shall be abated as to any payments next due and owing on the next proceeding Grand List after the transfer of title.

Section 3. Any land and any improvements thereon acquired by the Cornwall Conservation Trust, the Town of Cornwall, the Cornwall Housing Corporation, or Habitat for Humanity after October 1, 2006 and before October 1, 2007 shall qualify for this exemption if application is made to, and approved by, the Assessor within thirty (30) days of the effective date of this ordinance.

Section 4. This ordinance is adopted pursuant to Connecticut General Statutes Section 12-81b, as amended, and shall take effect fifteen (15) days after the publication in a newspaper having circulation in Cornwall.

Adopted October 27, 2006

An Ordinance Pertaining to

TAX COLLECTION: OPTIONAL WAIVER OF PROPERTY TAX LESS
THAN FIVE DOLLARS AND RETENTION OF EXCESS PAYMENTS LESS
THAN FIVE DOLLARS

1. The Town may waive any property tax due in an amount less than five dollars pursuant to Section 12-144C of the General Statutes of Connecticut.

3. The Tax Collector is authorized to retain tax payments in excess of the amount due provided that the amount of the excess payment is less than five dollars, pursuant to Section 12-129 of the General Statutes of Connecticut.

Adopted May 16, 2008

Effective June 1, 2008

Ordinance regarding

SUBDIVISION EXEMPTION FOR AFFORDABLE HOUSING

BE IT HEREBY RESOLVED THAT:

Pursuant to Connecticut General Statute Section 8-19b, as amended by P.A. 06-97, the following terms and conditions shall allow a landowner to create a lot for Affordable Housing which will be exempt from the subdivision regulations of the Town of Cornwall:

1.) One subdivision of land by a landowner into a lot, provided such lot is created for Affordable Housing to be developed by the Town of Cornwall, the Cornwall Housing Corporation, Cornwall Elderly Housing Corporation or Habitat for Humanity, shall be exempt from the subdivision regulations of the Town of Cornwall on the terms hereinafter set forth.

2.) Said lot is to be used for Affordable Housing, as defined by C.G.S. Section 8-30g(a)(1), and said lot is to be developed by the Town of Cornwall, the Cornwall Housing Corporation, Cornwall Elderly Housing Corporation or Habitat for Humanity.

3.) A subdivision map of said lot, suitable for recording in the Land Records, shall designate said lot to be used for Affordable Housing purposes and shall contain the following notation with respect to such lot:

“Lot _____ is restricted to Affordable Housing use and development by the Town of Cornwall, the Cornwall Housing Corporation, Cornwall Elderly Housing Corporation or Habitat for Humanity and said lot is subject to the restrictions established by C.G. S. Section 8-30g(a)(1) and 8-30g(a)(3) or (6).” Said map shall be presented to the Zoning Enforcement Officer for information purposes.

4.) Said exempt lot may not be further divided or diminished without prior approval of the Cornwall Planning and Zoning Commission.

5.) In addition, prior to construction thereon, a Zoning Permit for said exempt lot shall be obtained from the Zoning Enforcement Officer.

6.) Said exempt lot shall meet or exceed the minimum lot requirement and all access requirements to a public street set forth in the zoning regulations applicable to the zoning district in which said exempt lot is located.

7.) In addition, the Affordable Housing use of the exempt lot shall conform to the applicable requirements of the zoning regulations for the district in which said exempt lot is located.

8.) The exemption established in this ordinance shall be in addition to any other exemption authorized under C.G.S. Section 8-26 and shall not be construed as an exercise of any right under any other exemption.

Adopted May 18, 2007

Amended October 26, 2012 to change all references of Cornwall Housing Trust to Cornwall Housing Corporation

Ordinance regarding

**RULES AND REGULATIONS FOR USE AND CONDUCT
UPON TOWN OWNED PROPERTIES**

BE IT HEREBY ORDAINED THAT:

The Board of Selectmen of the Town of Cornwall is authorized to adopt and publish Rules and Regulations for Use and Conduct upon the following Town Owned Properties: The Foote Fields at Route 4; Hubbard Field at School Street; Hammond Beach at Lake Road; and the Town Green at Pine Street, with provisions for enforcement and penalties not exceeding \$250 per violation.

Section 1. Purpose.

The purpose of these regulations is to provide for comfortable, pleasant and safe Town Owned Properties for those entitled to use them.

Section 2. Definitions.

Town Owned Properties, when used herein, shall mean the following real properties owned and administered by the Town of Cornwall, which are devoted to recreational uses: The Foote Fields at Route 4; Hubbard Field at School Street; Hammond Beach at Lake Road; and the Town Green at Pine Street.

Section 3. Damaging, Defacing or Destroying Property Prohibited.

No person shall deface, damage, remove, injure, mutilate, destroy, diminish or impair the value of public or private real or personal property located within any Town Owned Properties in the Town of Cornwall, including, but without limitation, buildings, structures, fences, walls, railings, vehicles, benches, recreational equipment or safety devices, signs or trees, shrubs or vegetation, or any other property in any Town Owned Properties, located thereon or growing therein.

No person shall excavate for, or erect or install, or perform any act as part of or commencement of excavation, erection, or installation for a permanent or temporary structure or facility in or on any Town Owned Properties.

No person shall litter or cast or allow to remain rubbish or trash of any kind or nature in or about any Town Owned Properties, including any surrounding water area. All garbage/rubbish is to be deposited in trash cans provided and lids securely replaced, or placed into trash bags, securely tied, or to be removed from the Town Owned Properties by the user.

Section 4. Parking.

The operation of a motor vehicle within the Town Owned Properties shall only be done on the roadways or established parking areas.

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Section 5. Public Nuisances Affecting Public Peace and Safety are Prohibited.

All unnecessary noises made by playing or radios or other electronic devices and by swearing, threatening, assaulting, striking or fighting or quarrelling, cursing or using obscene language or conversation, or any lewd or lascivious conduct, or any harassment, or any unusual noises which are a nuisance affecting the public peace and/or safety are prohibited.

Section 6. Property Use and Safety.

(a) Local organizations wishing to use the Town Owned Properties for special events must send a letter to the Selectmen's Office asking for permission and approval of the date at least ten (10) days prior to the event. No such special event shall be held without such permission.

(b) Owners of or persons attending pets must pick up and dispose of their pet's feces. No pets are allowed on the Hammond Beach swimming beach or in water at Hammond Beach.

(c) No person shall consume, sell or possess with intent to consume any alcoholic beverages within the limits of any Town Owned Properties unless the Director of the facility has first given a permit to do so.

(d) No person shall build a fire in any place on any Town Owned Properties, except in fireplaces or receptacles provided for the building of fires. All fires may be prohibited during extremely dry weather. All fires must be fully extinguished before a person leaves the area.

(e) Unauthorized camping is not allowed on Town Owned Properties.

(f) It is unlawful for any person to be on Town Owned Properties during the hours from dusk until 6:00 a.m. unless the Town has issued a permit.

(g) The Director of each Town Owned Properties designated by the Board of Selectmen shall have the authority to determine from time to time the areas in which other activities and conduct referred to in this ordinance shall be permitted or prohibited and shall post appropriate signs notifying persons of the area in which the conduct or activities referred to herein are permitted or prohibited.

(h) Carrying or transporting loaded firearms on Town Owned Properties, or using any firearm, bow and arrow, air rifle, slingshot or other missile propelling weapon thereon shall not be permitted within the Town Owned Properties, except as otherwise permitted by law.

(i) It is unlawful for any person to deface or destroy any notice of the Rules and Regulations for Use and Conduct Upon Town Owned Properties, which shall have been posted or permanently fixed by order or permission of the Town.

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Section 7. Hammond Beach: Additional Rules and Regulations.

The following Rules and Regulations apply only to Hammond Beach:

- (a) All persons swim at their own risk.
 - (b) Swimming is prohibited under the floats and docks.
 - (c) The lifeline surrounding the swimming area is there for protection. Swimmers are not permitted beyond the lifeline. Swimmers are not permitted to hang on the lifeline or the buoys.
 - (d) No person shall swim in an area in which signs have been posted prohibiting swimming. In all areas where swimming is permitted, the Director of Hammond Beach shall have the authority to prohibit the use of such equipment as he deems dangerous to persons engaged in swimming and to prohibit such activities or conduct as he deems dangerous or hazardous to those engaging in it or to other persons at Hammond Beach. When a sign has been posted prohibiting the use of such equipment or engagement in such activities or conduct as may be specified therein, no person shall use such equipment or engage in such activities or conduct.
 - (e) No pushing, running, playing tag or other horseplay is permitted on the floats or docks.
 - (f) Glass of any kind, metal cans or toys capable of inflicting injury are prohibited in the beach area.
 - (g) Admittance to the beach is by permit only.
 - (h) Children under 12 must be accompanied by persons 16 years of age or older.
 - (i) Adults must accompany small children to the toilet.
 - (j) The lifeguard office is off limits to patrons.
 - (k) Swimming beyond the designated swimming area is prohibited.
 - (l) Swimming to the rafts is at the discretion of the lifeguards. Patrons may be asked to perform a swim test.
 - (m) Vehicles must not be parked in the driveway or in any way block access by emergency vehicles.
 - (n) Dogs are not allowed on the beach.
 - (o) Do not trespass beyond designated beach area.
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- (p) Free floating objects are not allowed outside of the roped off beginners' area. This includes life jackets, unless supervised by the Water Safety Instructor.
 - (q) Do not play radios or recorders without personal earphones.
 - (r) Launching of boats, rafts or boards is not permitted from the beach area.
 - (s) Fishing is not allowed from the beach area. The use of nets is permitted.
 - (t) Children must wear appropriate attire. This means bathing suits or swim diaper at all times when in the water.
 - (u) Smoking is not allowed.
 - (v) Seal soiled diapers in plastic before disposing of them.
 - (w) Bicycles are not allowed beyond the beach house.
 - (x) No roughhousing in or out of the water is permitted.
 - (y) Dock and Raft Rules:
 - No pushing one another off docks or rafts;
 - No running on docks or rafts;
 - No swimming under docks or rafts;
 - Diving is allowed only in the deep water;
 - Back diving is not allowed.
 - (z) Beach Director has the authority to dismiss any person or persons from the grounds for inappropriate conduct or non-compliance with the rules and regulations of the beach.
 - (aa) Lost permit cards can be replaced by the Beach Director or Selectman's Office.
 - (bb) Beach opens in June. Beach hours are established by the Beach Director and currently are 11:00 a.m. to 7:00 p.m. Monday through Sunday. Beach closure is established by the Beach Director and currently is Labor Day weekend. Use of the Hammond Beach after hours is prohibited; unless specifically allowed by a permit issued by the Beach Director.
 - (cc) Do not swim if you have a fever or are sick.
 - (dd) Permits may be revoked after warning by the Beach Director for failure to obey beach regulations.
 - (ee) Patrons who verbally or physically abuse lifeguards will be asked to leave. Any questions or complaints must be directed to the Beach Director.
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(ff) Guests are limited to 5 per card holder per visit and are to be accompanied by a permit holder.

(gg) Board of Selectmen will set reasonable fees which currently are: Guest fees are \$10.00 for the weekend or \$2.00 per person per day, children under 16 \$.50 per day.

Section 8. Director of Town Owned Properties.

The Board of Selectmen shall appoint one or more persons to be a Director of each of the Town Owned Properties. The name or names shall be posted with these Rules and Regulations at the facility.

Section 9. Enforcement, Violations, Penalties.

(a) Any person, including the Director of such Town Owned Properties and any Selectman, may bring any apparent violation of these regulations to the attention of the Board of Selectmen. The Board of Selectmen shall be responsible for investigating and taking action, if necessary, to enforce these regulations. Any person who violates any of the foregoing rules or regulations shall be subject to a fine of \$100.00 for each violation. No citation shall issue until after a written warning providing notice of the specific violation has been given. The First Selectmen is authorized to issue all such citations.

(b) Any person who violates any provision of these regulations more than three times in any twelve (12) month period may have privileges to use said Town Owned Properties suspended until reinstated by the Board of Selectmen.

(c) Any person who causes damage to any Town Owned Properties or to any improvement or personal property located therein shall be responsible to pay the reasonable expense to repair or replace such damage or damaged improvement or personal property.

Section 10. Availability of Rules and Regulations.

A copy of these Rules and Regulations shall be available to the public in the office of the Town Clerk during normal business hours and shall be posted at each Town Owned Properties.

Section 11. Amendment.

These Rules and Regulations may be amended from time to time by the Board of Selectmen.

Adopted October 23, 2009

Published October 30, 2009

Effective November 14, 2009

Ordinance for
ESTABLISHING AN ECONOMIC DEVELOPMENT COMMISSION

BE IT ENACTED AS FOLLOWS: An Economic Development Commission of the Town of Cornwall is hereby established to strengthen and sustain a vital, viable and evolving business climate in all of Cornwall. The Commission shall consist of nine (9) members each of whom shall be an elector of the Town of Cornwall. In addition, a Selectman will act as an ex officio member. Members of said Commission shall initially be appointed by the Board of Selectmen as follows: three members for a term of one year, three members for a term of two years, three members for a term of three years. Thereafter, all appointments shall be made by the Board of Selectmen as the terms of the members expire for additional terms of three years each. In the case of resignation of a member or failure of a member to complete the term for any reason, the Selectmen shall appoint a person for the unexpired balance of such term. Terms of office of the members shall commence upon the date of appointment by the Board of Selectmen.

This ordinance shall be effective fifteen days after its publication.

Adopted October 8, 2011

Published October 21, 2011

**Amended May 20, 2016 to change the number of members from (9) nine to (10) ten. The additional member to be appointed by the Board of Selectmen for a three year term. The ordinance otherwise remaining the same and in full effect.