

**SPECIAL MEETING AGENDA
COLUMBIA BOARD OF SELECTMEN
PUBLIC HEARING**

Tuesday, July 20, 2021 at 6:45 pm
Yeomans Hall
323 Route 87, Columbia, CT

1. CALL TO ORDER:

2. NEW BUSINESS:

- 2.1** The Board of Selectmen will hear comments on the Proposed Code Adoption Ordinance for The Town of Columbia.

3. ADJOURNMENT:

**Proposed Code Adoption Ordinance
Town of Columbia**

Be it enacted and ordained by the Town of Columbia in Town Meeting assembled:

§ 1-1. Adoption of Code.

The compilation of the ordinances of the Town of Columbia, codified and consolidated into chapters and sections in the form attached hereto and made a part hereof, and consisting of Chapters 1 through 288, is hereby approved, adopted, ordained and enacted as the "Code of the Town of Columbia, Connecticut," hereinafter called the "Code." All provisions contained in the compilation provided for herein and known as the "Code of the Town of Columbia" shall be in force and effect on and after the effective date of this ordinance.

§ 1-2. Continuation of existing provisions.

The provisions of the Code, insofar as they are substantively the same as those ordinances in force immediately prior to the enactment of the Code by this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinance. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Town.

§ 1-3. Repealer.

- A. All ordinances or parts of ordinances inconsistent with the provisions contained in the Code adopted by this ordinance are hereby repealed; provided, however, that such repeal shall only be to the extent of such inconsistency, and any valid legislation of the Town of Columbia which is not in conflict with the provisions of the Code shall be deemed to remain in full force and effect.
- B. The repeal of an ordinance shall not revive any ordinances in force before or at the time the ordinance repealed took effect. The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for an offense committed under the ordinance repealed.

§ 1-4. Severability.

If any clause, sentence, paragraph, section, article or part of this ordinance or of any ordinance appearing in the Code or included in this Code through supplementation, or the application thereof to any person or circumstances, shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof or the

application thereof to other persons and circumstances but shall be confined in its operation to the clause, sentence, paragraph, section, article or part thereof and the persons and circumstances directly involved in the controversy in which judgment shall have been rendered.

§ 1-5. Copy of Code on file.

A copy of the Code has been filed in the office of the Town Clerk of the Town of Columbia and shall remain there for use and examination by the public until final action is taken on this ordinance, and if this ordinance shall be adopted such copy shall remain on file in the office of the Town Clerk to be made available to persons desiring to examine the same during all times while said Code is in effect. The enactment and publication of this ordinance, coupled with the availability of a copy of the Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

§ 1-6. Amendments to Code.

Any and all additions, deletions, amendments or supplements to any of the ordinances in the Code of the Town of Columbia, or any new ordinances, when enacted or adopted in such form as to indicate the intention that they be a part thereof, shall be deemed to be incorporated into such Code so that reference to the Code shall be understood and intended to include such additions, deletions, amendments or supplements. Whenever such additions, deletions, amendments or supplements to the Code shall be enacted or adopted, they shall thereafter be included in the Code as amendments and supplements thereto.

§ 1-7. Penalties for tampering with Code.

Any person who, without authorization from the Town Clerk, changes or amends, by additions or deletions, any part or portion of the Code of the Town of Columbia, or who alters or tampers with such Code in any manner whatsoever which will cause the legislation of the Town of Columbia to be misrepresented thereby, or who violates any other provision of this ordinance, shall, upon conviction thereof, be subject to a fine of not more than \$250.

§ 1-8. Changes in previously adopted ordinances.

- A. In compiling and preparing the ordinances for publication as the Code of the Town of Columbia, no changes in the meaning or intent of such ordinances have been made, except as provided in Subsection B of this section. Certain grammar and spelling corrections and other minor nonsubstantive changes were made in one or more of said ordinances. It is the intention of the Town that all such changes be adopted as part of the Code as if the ordinances had been previously formally amended to read as such.
- B. The amendments as set forth in Schedule A attached hereto and made a part hereof are made herewith, to become effective upon the effective date of this ordinance. (Chapter and section number references are to the ordinances as they have been renumbered and appear in the Code.)

§ 1-9. When effective.

This ordinance shall take effect upon passage and publication as required by law.

Schedule A
(As referenced in § 1-8B)
Specific Revisions at Time of Adoption of Code

Chapter 14, Boards and Commissions.

Article I, Board of Assessment Appeals.

Section 14-1 is amended as indicated: "the Board of Selectmen may appoint three additional members to the Board of Assessment Appeals for any assessment ~~three-year~~."

Chapter 20, Capital Region Council of Governments.

Section 20-1 is amended as indicated:

Pursuant to authority under Section 3.3(a) of the Town Charter, ~~it is ordained this fourth day of February 2014 by the Columbia Board of Selectmen that~~ the following ordinance is hereby enacted and adopted in accordance with § 4-124j of the Connecticut General Statutes and Section 249 of Public Act 13-247.

Chapter 25, Citation Procedure.

- A. Section 25-1 is amended to change "Citation Official" to read "Citation Officer" and to change the internal reference to Article II of Chapter 224 to Article I.
- B. Section 25-3 is amended to change the fine amount from \$150 to \$250.
- C. Section 25-6 is amended to change "Chief Building Official" to read "Building Official."

Chapter 29, Columbia Green.

Article III, Establishment; Bylaws.

- A. Section 29-3 is amended as indicated:

The Town of Columbia hereby lays out, establishes and dedicates as a public square or common a certain tract of land, owned by said Town of Columbia, and known as "Columbia Green," bounded and described as follows: ~~(This follows a description of the Green as herein before recorded.)~~provided in Article II of this chapter.

- B. Section 29-4 is amended to change all instances of "Columbia Common" to read "Columbia Green."

Chapter 44, Finance.

Article IV, Land Acquisition Fund.

- A. Section 44-3 is amended to update the reference to Connecticut General Statutes § 7-13r to read "§ 7-131r" and to delete the phrase "as defined in Section 3-a, Public Act 90-239 of the CGS" from the end of the first sentence.
- B. Section 44-5 is amended to change the reference to "open space land acquisition committee" to read "Open Space Committee."

Article V, Trust Funds.

The following are repealed from the Trust Funds list in original Sec. 8-8 of the Town Ordinances:

Albert G. Collins Fund: \$100, 1906. Income to be used for care of burial lot in Old Cemetery.
William Austin Yeomans Fund: \$100, 1912. Income to be used for school purposes.
Mary B. Yeomans Fund: \$1,000, 1919. Income to be used for painting exterior of Yeomans Hall.
Nancy R. Porter Fund: \$1,000, 1948. Income to be used for school purposes.
Ida E. Holbrook Fund: \$500, 1956. Income to be used for care at graves in Old Cemetery.
Dr. Edward W. Peet Fund: \$150. Income to be used for care of graves in Old Cemetery.
John L. Hall Fund: \$100, 1958. Income to be used for care of certain old burial plots in Old Cemetery.

Chapter 75, Officers and Employees.

Article I, Town Clerk.

Section 75-1 is amended as indicated:

...the position of Town Clerk shall be compensated by salary set by the legislative body (Town Meeting) of the Town, ~~with~~ All fees or compensation provided by the General Statutes to be paid to the Town Clerk shall be collected...

Article II, Town Historian.

- A. Original Subsections 1 and 2 of Sec. 9-2 of the Town Ordinances, regarding the appointment and qualifications of the Town Historian, are combined into one § 75-2 and amended to read as follows:

The Town Historian shall be appointed and qualified as provided in Section 8.21 of the Town Charter.

- B. Section 75-3 is amended to update references to Sections 7.1 and 7.29 of the Charter to Sections 8.1 and 8.27, respectively.

Article III, Emergency Management Director.

- A. Section 7-5.

- (1) The second sentence is amended to revise the statutory reference "Title 28 Public Act 87-535 of the Connecticut General Statutes" to read "Title 28 and §§ 7-520, 7-521 and 7-522 of the Connecticut General Statutes (Public Act 87-535)."
- (2) The third sentence is amended as indicated: "The EMD develops, organizes, directs and coordinates the Town's Emergency Management Program with the goal of saving lives and protecting property; and maintaining emergency operational capabilities that mitigate, prepare for, respond to, and recover from any emergency or disaster."

Chapter 103, Yeomans Hall and Office Building.

Article I, Use of Yeomans Hall.

Section 103-1B is amended as indicated: "All local governmental and political activities shall take ~~preference~~ precedence over all other meetings."

Chapter 118, Animals.

Article I, Fees for Capture and Impoundment of Dogs.

A. Section 118-1.

- (1) Subsection A is amended to change "Canine Control Officer" to "Animal Control Officer."
- (2) Subsection C is amended as indicated: Such infraction shall carry a ~~fine of \$40 for the first offense and \$40 for any subsequent offense~~ maximum fine of \$90.

Article II, Fee for Care of Impounded Dogs

Section 118-2 is amended to revise the cost of detention and care of an impounded dog from \$6 per day to \$20 per day.

Chapter 130, Building Construction.

Article II, Penalties for Building Code Violations.

Section 130-2B is amended as indicated: "Any person who shall continue any work in or about the building after having been served with a stop order, except such work as he is directed to perform to remove a violation or unsafe conditions, shall be liable to a fine of not less than \$25 nor more than \$500."

Chapter 156, Fires and Fire Prevention.

Article I, Open Burning.

Section 156-3C is amended as indicated:

Fires for any other of the following types of open burnings must be approved ~~by the Commissioner of the Department of Energy and Environmental Protection regulations:~~ as set forth per the current Connecticut State Statute and Regulations for the Connecticut Department of Energy Environmental Protection Agency (DEEP).

Chapter 169, Housing.

Article I, Rental Assistance Program.

Section 169-1 is amended as indicated:

The governing body of the Town of Columbia declares there is a shortage of safe or sanitary dwellings in this municipality available to low-income families at rentals they can afford and there is a need for, and it is desirable and in the public interest for, ~~the Commissioner of Community Affairs to administer~~ the Assessor's Office to process applications for a program of rental housing assistance under Section 8 of Title 11 of the United States Housing and Community Development Act of 1974 (Public Law 93-383) and in accordance with § 8-120 and Chapters 128, 129 and 133 of the Connecticut General Statutes, as amended. We hereby approve the ~~operation~~ processing of applications for the said rental assistance program in this municipality by the said Commissioner through the Assessor's Office. This resolution is passed at the request of the Hartford area office of the U.S. Department of Housing and Urban Development.

Chapter 190, Lake and Beach Use.

Article II, Motorboats on Columbia Lake.

Section 190-7 is amended as indicated: "Every boat owner is encouraged to obtain ~~from the Department of Motor Vehicles~~ a copy of the Connecticut Digest of Boating Laws Connecticut Boater's Guide, issued by the Department of Energy and Environmental Protection."

Article III, Safety Regulations on Columbia Lake.

Section 190-13B is amended to remove the wording "except as stated in Section 4 of this ordinance" from the end of the subsection.

Article V, Fishing at Town Beach.

Section 190-23 is added to read as follows: "Any person who violates any provision of this article shall be fined not more than \$50."

Chapter 217, Peddling, Soliciting and Canvassing.

Article I, Peddlers and Solicitors.

A. Section 217-2B is amended to change "Food Inspector" to "Health Officer."

- B. Section 217-3 is amended to read as follows:

Any person who shall engage in the business of a peddler or hawker without complying with the provisions of this article shall be fined up to \$199, and every sale made in violation of the provisions herein shall constitute a separate offense.

Chapter 224, Property Maintenance.

Article I, Blighted Premises.

- A. Section 224-3, the definition of "blighted premises," Subsection A is amended to change "Building Inspector" to "Building Official."
- B. Section 224-6 is amended as indicated:

Special consideration shall be given to ~~owner-occupied~~ individuals that are elderly or disabled. If an owner cannot maintain a reasonable level of upkeep on the owner-occupied residence because the ~~individual~~ owner is elderly or disabled and no capable person resides in the residence, the Blight Enforcement Officer shall give the person time additional to correct the problem.

Chapter 243, Sewerage Facilities.

- A. Sections 243-1 and 243-2 are amended to change "Director of Health" to "Sanitarian."
- B. Section 243-2, third sentence, is amended as indicated: "The fee, ~~which~~ shall be established by the Board of Selectmen."
- C. Section 243-3 is amended as indicated: "The owner or agent of any building who shall violate any provision of this chapter shall be ~~deemed guilty of a misdemeanor~~ punishable by a fine not less than ~~\$25~~ \$90 but not to exceed \$250 for each and every day that such violation shall continue."

Chapter 267, Taxation.

Article II, Delinquent Taxpayers.

The second paragraph is amended to change the year 1963 to 1962.

Article III, Exemption for Solar Energy Systems.

Section 267-2 is amended to update the reference to § 12-81(56)(a)(b)(a) of the Connecticut General Statutes to read "§ 12-81(56)(a), (b) and (c)."

Article V, Abatement for Volunteer Firefighters.

- A. Section 267-6 is amended to update the reference to § 12-81 of the Connecticut General Statutes to read "§ 12-81w."
- B. Section 267-7, the definition of "active member," is amended to change the term "Executive Members" to "Executive Board members" in the second sentence.
- C. Section 267-11A(3) is amended as indicated: "Lastly, to any other property taxes owed the Town of Columbia in the active member's name, regardless of whether said property is held jointly or as tenant in common."

Chapter 280, Vehicles and Traffic.

- A. Section 280-1A(9) is amended to change "Traffic Commission" to read "Office of the State Traffic Administration."
- B. Section 280-2A and D is amended to change the term "safety lane" to read "fire/safety lane."
- C. Section 280-4A is amended to change "schedule of fees" to read "schedule of fines."
- D. Original Sec. 15-6 A 15D of the Town Ordinances, Penalties for Offenses, is repealed.

Chapter 288, Waste Management.

Article I, Use of Transfer Station.

- A. Section 288-1.
 - (1) The definition of "bulky waste" is amended to change "Department of Environmental Protection" to "Department of Energy and Environmental Protection."
 - (2) The definition of "recycled" is amended to add the following sentence to the end: "A complete, up-to-date list of materials to be recycled can be found on the Town's web page."
- B. Section 288-2A is amended to add the following sentence to end of the subsection: "All loads must be covered or properly secured entering the transfer station."

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THE CODE

PART I

**ADMINISTRATIVE
LEGISLATION**

Chapter 1
GENERAL PROVISIONS

ARTICLE I
Adoption of Code

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Adoption of Code

[An ordinance adopting the Code of the Town of Columbia and making certain substantive changes to existing ordinances of the Town will be proposed before the Town Meeting. Upon final adoption, it will be included here as Article I of this chapter.]

Chapter 7
AMBULANCE SERVICE

**§ 7-1. Authority of Board of Selectmen
to contract for service.**

**[HISTORY: Adopted by the Special Town Meeting of the Town of Columbia 1-30-1989.
Amendments noted where applicable.]**

§ 7-1. Authority of Board of Selectmen to contract for service.

The Board of Selectmen is hereby authorized to contract with the Columbia Volunteer Fire Department, Inc., to provide ambulance service for the Town of Columbia.

Chapter 14

BOARDS AND COMMISSIONS

ARTICLE I

Board of Assessment Appeals

§ 14-1. Appointment of additional members.

ARTICLE II

Economic Development Commission

§ 14-2. Commission established.

§ 14-3. Membership; appointment; terms of office; meetings; organization.

§ 14-4. Powers and duties.

ARTICLE III

Recreation Commission

§ 14-5. Commission established.

§ 14-6. Membership; appointment; terms of office; meetings; organization.

§ 14-7. Powers and duties.

§ 14-8. Report.

§ 14-9. Transition of responsibilities.

§ 14-10. Effective date.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Board of Assessment Appeals

[Adopted 11-20-2001 ATM; amended 10-7-2003 STM]

§ 14-1. Appointment of additional members. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

In accordance with § 9-199(c) of the Connecticut General Statutes, the Board of Selectmen may appoint three additional members to the Board of Assessment Appeals for any assessment year.

ARTICLE II

Economic Development Commission

[Adopted 12-6-2005 STM]

§ 14-2. Commission established.

The Town of Columbia hereby establishes an Economic Development Commission in accordance with § 7-136 of the Connecticut General Statutes.

§ 14-3. Membership; appointment; terms of office; meetings; organization.

The Economic Development Commission shall consist of seven members, who shall be appointed by the Board of Selectmen pursuant to Section 8.1 of the Town Charter. Upon adoption of this article, four members shall be appointed for four-year terms with the initial term ending November 23, 2009, and three members shall be appointed for two-year terms with the initial term ending November 26, 2007. After the initial three two-year terms end, such positions shall become four-year terms, thereby staggering the terms so that all members are not appointed in the same year. Any vacancy shall be filled by the Board of Selectmen for the unexpired portion of the term. The Commission shall meet monthly or as necessary. The organization of the Commission, including the election of officers and scheduling of meetings, shall be pursuant to Article 8 of the Town Charter.

§ 14-4. Powers and duties.

The Commission is empowered to conduct research into the economic conditions and trends of the Town, to make recommendations to Town officials and agencies regarding action to promote, support and improve economic conditions and development, to coordinate the activities of and cooperate with other bodies organized to promote economic development, to advertise, prepare and distribute information which will further its official purpose, and to prepare an annual report of its activities and of its recommendations for improving such economic conditions and development.

ARTICLE III

Recreation Commission
[Adopted 5-23-2006 STM]

§ 14-5. Commission established.

The Town of Columbia hereby establishes a Recreation Commission in accordance with § 7-148 of the Connecticut General Statutes and Section 1.3 of the Town Charter.

§ 14-6. Membership; appointment; terms of office; meetings; organization.

The Recreation Commission shall consist of seven members, who shall be appointed by the Board of Selectmen pursuant to Section 8.1 of the Town Charter. Upon adoption of this article, four members shall be appointed for four-year terms with the initial term ending November 22, 2009, and three members shall be appointed for two-year terms with the initial term ending November 25, 2007. After the initial three two-year terms end, such positions shall become four-year terms. Any vacancy shall be filled by the Board of Selectmen for the unexpired portion of the term. The Commission shall meet monthly. The organization of the Commission, including the election of officers and scheduling of meetings, shall be pursuant to Article 8 of the Town Charter.

§ 14-7. Powers and duties.

The Recreation Commission shall be an advisory commission to the Board of Selectmen. The Recreation Commission shall be charged with the development, operation and oversight of the recreational activities within the Town of Columbia. The Recreation Commission shall also be responsible for the planning of recreational facilities, including but not limited to parks, ball fields, playgrounds, beaches and facilities and equipment associated therewith. The Recreation Commission shall have the authority to conduct recreational activities on the grounds and in the buildings overseen by the Board of Education and the Board of Selectmen, subject to the overseeing Board's prior consent.

§ 14-8. Report.

The Recreation Commission shall, at least annually, submit a report to the Board of Selectmen which shall include a long-range plan for recreation facilities and an accounting of recreational activities, including the costs and fees charged for each activity.

§ 14-9. Transition of responsibilities.

The responsibilities of the Recreation Study and Development Commission and the Beach Commission shall be incorporated into the Recreation Commission. The Recreation Study and Development Commission and the Beach Commission may continue to meet up to six months from the adoption of this article in order to properly transition responsibilities to the Recreation Commission.

§ 14-10. Effective date.

This article shall become effective on July 1, 2006.

Chapter 20

CAPITAL REGION COUNCIL OF GOVERNMENTS

§ 20-1. Authority.

§ 20-3. Election to join Capital Region Council of Governments.

§ 20-2. Withdrawal from Windham Region Council of Governments.

§ 20-4. Transition board.

[HISTORY: Adopted by the Board of Selectmen of the Town of Columbia 2-4-2014. Amendments noted where applicable.]

§ 20-1. Authority. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Pursuant to authority under Section 3.3(a) of the Town Charter, the following ordinance is hereby enacted and adopted in accordance with § 4-124j of the Connecticut General Statutes and Section 249 of Public Act 13-247.¹

§ 20-2. Withdrawal from Windham Region Council of Governments.

The Town of Columbia hereby withdraws its membership in WINCOG effective the 30th day of June, 2014; provided, however, that the Town of Columbia shall be obligated to pay its pro rata share of expenses of operation and pro rata share of funds committed by the Windham Region Council of Governments to active programs as of such date of withdrawal.

§ 20-3. Election to join Capital Region Council of Governments.

The Town of Columbia hereby elects to become a member of the Capital Region Council of Governments (CRCOG) effective the first day of July, 2014.

§ 20-4. Transition board.

The Town of Columbia Town Administrator shall continue to serve as a member of a WINCOG transition board for the sole purpose of assisting the Executive Director in dissolving the WINCOG entity and all its assets and liabilities through December 31, 2014.

1. Editor's Note: See § 16a-4c of the Connecticut General Statutes.

Chapter 25

CITATION PROCEDURE

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| <p>§ 25-1. Citation Officer; serving citations.</p> <p>§ 25-2. Violations subject to citation.</p> <p>§ 25-3. Fine for noncompliance.</p> <p>§ 25-4. Time frame for payment.</p> <p>§ 25-5. Notice on failure to pay fine.</p> | <p>§ 25-6. Hearing Officer.</p> <p>§ 25-7. Payment of fine after notice.</p> <p>§ 25-8. Hearing procedure.</p> <p>§ 25-9. Assessment notice.</p> <p>§ 25-10. Entry of judgment.</p> <p>§ 25-11. Appeal.</p> |
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[HISTORY: Adopted by the Town Meeting of the Town of Columbia 4-5-2005; amended by the Board of Selectmen 12-16-2014. Subsequent amendments noted where applicable.]

§ 25-1. Citation Officer; serving citations. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Any official authorized by law to issue citations for violations of ordinances or regulations of the Town of Columbia ("Citation Officer"), including but not limited to the Zoning Enforcement Officer ("ZEO") or Deputy Zoning Enforcement Officer ("DZEO") for violations of the Zoning Regulations and the Blight Enforcement Officer for violations of Chapter 224, Article I, Blighted Premises, of the Town Code, is authorized to issue citations for violations of the respective regulations or ordinances to the extent and in the manner provided by this chapter. Any such citation shall be served on a form designed for this use and may be served either by hand delivery or sent by certified mail, return receipt requested, to the person named in such citation. If the person named in a citation sent by mail refuses to accept such mail, the citation may be sent then by regular mail. The Citation Officer shall file and retain an original or certified copy of the citation.

§ 25-2. Violations subject to citation.

The citation may be issued for any violations of the Town of Columbia regulations or ordinances in force as of the date of the citation.

§ 25-3. Fine for noncompliance. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Unless the agency which adopted the regulation or ordinance that is the subject of the citation establishes a lesser amount for the fine for each such citation in its written procedures, such fine shall be \$250 for each day of the continuation of noncompliance and shall be payable to the Treasurer of the Town of Columbia.

§ 25-4. Time frame for payment.

Any person receiving such a citation shall be allowed a period of 30 calendar days from his or her receipt of the citation to make an uncontested payment of the fine specified in the citation to the Treasurer. If the citation has been sent by regular mail pursuant to the provisions of § 25-1 of this chapter, the day of receipt of the citation shall be deemed to be four calendar days after the day of mailing of the citation.

§ 25-5. Notice on failure to pay fine.

If a person who has been issued a citation does not make uncontested payment of the fine specified in the citation to the Treasurer within the time allowed under § 25-4 of this chapter, the Citation Officer shall send a notice to the person cited, within 12 months of the end of such uncontested payment period, informing such person:

- A. Of the allegations against him or her and the amount of the fine;
- B. That the person cited may contest liability before a hearing officer appointed by the Board of Selectmen pursuant to § 25-6 of this chapter, by delivering, in person or by mail, within 10 days of the date of the notice, a written demand for a hearing;
- C. That if the person cited does not demand such a hearing, an assessment and judgment shall be entered against him or her; and
- D. That such judgment may issue without further notice.

§ 25-6. Hearing Officer. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The Board of Selectmen shall appoint one or more citation Hearing Officers to conduct the hearings as necessary and described in Connecticut General Statutes § 7-152c or as amended from time to time by the General Assembly. Neither any Citation Officer, the Building Official, nor any employee or member of any other board or commission that promulgated the regulations or ordinance at issue in the citation within the Town may be appointed as a Hearing Officer.

§ 25-7. Payment of fine after notice.

If the person who is sent notice pursuant to § 25-5 of this chapter wishes to admit liability for any alleged violation, he or she may, without requesting a hearing, pay the full amount of the fine, either in person or by mail, to the Citation Officer. All fines shall be made payable to the Treasurer of the Town of Columbia. Such payment shall be inadmissible in any proceedings, civil or criminal, to establish the conduct of such person or other person making the payment. Any person who does not deliver or mail written demand for a hearing within 10 days of the date of the first notice described in § 25-5 of this chapter shall be deemed to have admitted liability, and the Citation Officer shall certify to the Hearing Officer that such person has failed to respond. The Hearing Officer shall thereupon enter and assess the fines provided for by this chapter and shall follow the procedures set forth in § 25-9 of this chapter.

§ 25-8. Hearing procedure.

Any person who requests a hearing shall be given a written notice of the date, time and place for the hearing. Such hearing shall be held not less than 15 days nor more than 30 days from the date of the mailing of notice, provided that the Hearing Officer shall grant upon good cause shown any reasonable request by an interested party for postponement or continuance. An original, certified copy of the initial notice of violation issued by the issuing official shall be filed and retained by the Town and shall be deemed to be a business record within the scope of § 52-180 of the Connecticut General Statutes and shall be evidence of the facts contained therein.

- A. The presence of the Citation Officer who issued the citation shall be required at the hearing if requested by the person who was issued the citation.
- B. A person wishing to contest his or her liability shall appear at the hearing and may present evidence on his or her behalf. The Citation Officer, or his designee (who may be any municipal official other than the Hearing Officer), may present evidence on behalf of the Town. If the person who received the citation fails to appear, the Hearing Officer may enter an assessment by default against him or her upon a finding of proper notice and liability under the applicable provisions of the regulations or ordinance. The Hearing Officer may accept written information by mail from the person who received the citation and may determine thereby that the appearance of such person is unnecessary. The Hearing Officer shall conduct the hearing in the order and form and with such methods of proof as he or she deems fair and appropriate. The rules regarding the admissibility of evidence shall not be strictly applied, but all testimony shall be given under oath or affirmation.
- C. The Hearing Officer shall announce his or her decision at the end of the hearing. If the Hearing Officer determines that the person who received the citation is not liable, the Hearing Officer shall dismiss the matter and enter his or her determination, in writing, accordingly. If the Hearing Officer determines that the person who received the citation is liable for the violation, the Hearing Officer shall forthwith enter and assess the fines against such person as provided by this chapter.

§ 25-9. Assessment notice.

If such assessment is not paid on the date of its entry, the Hearing Officer shall send, by first-class mail, an assessment notice to the person who has been found liable and shall file, not less than 30 days nor more than 12 months after such mailing, a certified copy of the assessment notice with the Clerk of the Superior Court for the geographical area in which the Town is located together with the applicable entry fee. The certified copy of said assessment shall constitute a record of assessment. Within any twelve-month period, one or more assessments against the same individual may be accrued and filed as one record of assessment.

§ 25-10. Entry of judgment.

The Clerk of the Superior Court shall enter a judgment in the amount of the record of assessment and court costs of \$8 against the cited individual in favor of the Town of

Columbia. The Hearing Officer's assessment, when so entered as a judgment, shall have the effect of a civil money judgment, and a levy of execution of such judgment may issue without further notice to such individual.

§ 25-11. Appeal.

Pursuant to § 7-152c(g) of the Connecticut General Statutes, as the same may be amended from time to time, the individual against whom an assessment is entered is entitled to judicial review by way of appeal. The appeal must be instituted in the manner and within the time periods provided by the § 7-152c(g) of the Connecticut General Statutes, as the same may be amended from time to time, or pursuant to the rules of the Judges of the Superior Court.

Chapter 29
COLUMBIA GREEN

ARTICLE I
Encroachments

§ 29-1. Notice; removal by Town.

ARTICLE II
Boundary

§ 29-2. Record of boundaries.

ARTICLE III
Establishment; Bylaws

§ 29-3. Columbia Green established.

§ 29-4. Bylaws.

ARTICLE IV
Right-of-Way

ARTICLE V
Walkway

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Encroachments
[Adopted 10-7-1895 TM]

§ 29-1. Notice; removal by Town.

The Selectmen of the Town of Columbia be and are hereby instructed to notify all owners or occupants of land adjoining the Town Common on the southwesterly side of said Common, from the store recently occupied by Walton C. Thompson to the library building, to remove all fences, bars, gates and fence posts that stand upon the Common in front of their land and are prominent encroachments upon the public Common within 30 days from the date of said notice. And furthermore, if any party or parties having been notified to remove said encroachments of fences, bars, gate, and fence posts, by the Selectmen, shall neglect or refuse to remove said encroachments within the time specified, the Selectmen of the Town of Columbia are hereby directed to remove said encroachments without delay.

ARTICLE II
Boundary
[Adopted 10-5-1896 TM]

§ 29-2. Record of boundaries.

In accordance with a vote of the Town passed at the Annual Town Meeting October 5, 1896, the Selectmen are hereby instructed to mark the limits of the Green, so-called, with permanent bounds where necessary and make a record of all the boundaries of the said

Green, which record when approved by the Town in a legal meeting shall be recorded in the Town Records. Therefore we the Selectmen of the Town of Columbia do make the record of the boundaries of the Green as follows, to be recorded in the Land Records of the Town:

Commencing at the westerly corner of said Green the first Bound is located on the line of land owned by Frederick A. Hunt and opposite to the southerly corner of the land of Mrs. Jerusha C. Williams on the opposite side of the highway leading to Andover, and thence southerly by the land of said Hunt as marked at present by a stone well and by the Burying Ground Land, and then by land of the Columbia Free Library Association to the eastern corner of said Association land, and a northerly corner of land in the tenure of Mrs. Mary B. Yeomans, a distance of 5 rods from the point of beginning, where is located Bound No. 2, thence southerly in a straight line 17 rods and 5 links by land of the said Yeomans and land of Joel Tucker, following the line of the fences recently removed to the easterly corner of said Tucker land and the northerly corner of land of George W. Morgan, which point is at present marked by a corner fence post left by the proprietors to mark their respective limits. Here is placed Bound No. 3 on the inside of a large Elm Tree, hence southerly by land of the said Morgan and by land of George & Mary Fisk 8 rods, 13 links following the line of the present or former fences to the easterly side of a well where is set Bound No. 4, thence southerly about 17 rods by land of said Fisk and crossing the highway leading to Hebron to the northerly corner of land owned by Maria Yeomans and Henry Osborn and at present marked by a stone fence post where is located the 5th Bound, thence southerly by land of the said Yeomans and Osborn and land owned by the Town 14 rods and 2 links to a point in the line of the Old Cemetery immediately opposite the westerly corner of land owned by John A. Lewis on the other side of the highway leading to Lebanon. Here is placed Bound No. 6, thence easterly at right angles 9 rods crossing said highway and by the line of land of the said John A. Lewis to the point where the said line is intersected by the land of Mrs. Jane E. Fuller as marked at present by a stone wall where is the 7th Bound, thence north by west by said Fuller land 21 rods to the westerly corner of her land where is erected the 8th Bound, thence north by east 7 rods and 15 links by land of said Fuller and land of Warren A. Collins where is located the 9th Bound near the house of the said Collins, thence northerly 7 rods crossing the highway leading to Willimantic to a stone fence post on the line of land of Mrs. Ann E. Williams where is set Bound No. 10, thence in a straight line northerly by land of the said Williams as marked by a stone wall at present, and by the land of the Columbia Ecclesiastical society and the Center School District to the land of Mrs. Jerusha C. Williams, a distance of 35 rods where is located Bound No. 11, thence at right angles by land of said Williams and crossing the highway leading to Andover a distance of 5 rods and 17 links to Bound No. 1, the point of commencing.

The bounds mentioned in this record are short stone posts set about 3 feet into the earth and the tops level with the ground.

(To correct an error in the location of Bound No. 11 in the above description, it was voted in the Town Meeting held March 2, 1957, to relocate said Bound No. 11 by moving it not more than three feet southeasterly along the line of the Green, as recorded in the Land Record Vol. 12, Page 138.)

ARTICLE III

Establishment; Bylaws**[Adopted 3-12-1921 TM; amended 10-5-1925 TM]****§ 29-3. Columbia Green established. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**

The Town of Columbia hereby lays out, establishes and dedicates as a public square or common a certain tract of land, owned by said Town of Columbia, and known as "Columbia Green," bounded and described as provided in Article II of this chapter.

§ 29-4. Bylaws. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The following bylaws concerning Columbia Green were adopted:

- A. The care and control of the land owned by the Town and known as "Columbia Green" is hereby vested in the Board of Selectmen.
- B. No teams or automobiles shall be driven across or parked on any part of Columbia Green lying north of the Jonathan Trumbull Highway and west of the Hebron-Willimantic Road, except on the driveways or in the parking space provided especially for that purpose.
- C. No teams or automobiles shall be driven across or parked on any part of Columbia Green except for the necessary reasonable use of the adjoining proprietors may be regulated by the Selectmen from time to time as may be necessary for the proper protection of said land.

ARTICLE IV

Right-of-Way

[Voted that the Town refuse to grant the state by deed any definite right-of-way for highway purposes across the Green. Town Meeting April 4, 1931.]

ARTICLE V

Walkway

[Voted that the Town allow construction of a walkway on the property known as the "Town Green," said walkway to lead from the driveway adjacent to the Columbia Congregational Church across the Green to the gazebo. Town Meeting April 8, 1991.]

Chapter 44

FINANCE

ARTICLE I Reserve Fund

§ 44-1. Fund established.

ARTICLE II Publication of Budget

§ 44-2. Publication in newspaper not required.

ARTICLE III Fiscal Year

ARTICLE IV Land Acquisition Fund

§ 44-3. Authority; fund established.

§ 44-4. Deposits.

§ 44-5. Open Space Committee.

§ 44-6. Appropriations from fund.

ARTICLE V Trust Funds

§ 44-7. Trust Funds held by Town of Columbia.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I Reserve Fund [Adopted 3-31-1956 TM]

§ 44-1. Fund established.

The Town of Columbia establishes a Reserve Fund for Capital and Non-Recurring Expenditures, at the close of the fiscal year August 31, 1956.

ARTICLE II Publication of Budget [Adopted 10-4-1976 TM]

§ 44-2. Publication in newspaper not required.

Publication in a newspaper of an itemized statement of all actual receipts and expenditures during the last fiscal year, an itemized estimate of anticipated revenues and expenditures for the ensuing fiscal year, and amount of revenue surplus or deficit at the beginning of the ensuing fiscal year for the Annual Town Meeting as set forth in § 7-344 of the Connecticut General Statutes shall not be required.

ARTICLE III

Fiscal Year

[Voted that the Town change its fiscal year from "fiscal year ending August 31" to "uniform fiscal year starting July 1." Town Meeting March 12, 1979.]

ARTICLE IV

Land Acquisition Fund
[Adopted 11-18-2003 TM]

§ 44-3. Authority; fund established. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Pursuant to the authority of Connecticut General Statutes § 7-131r, there is hereby established the Columbia Land Acquisition Fund to be used for the purposes of the preservation of open space, the acquisition of land (or any interest in land, including but not limited to easements and developments rights) to be used for open space and for agriculture or recreational and conservation purposes. The fund shall not lapse at the close of municipal year.

§ 44-4. Deposits.

There shall be deposited into the Land Acquisition Fund such sums as the Town may from time to time appropriate for that purpose, not to exceed in any fiscal year that amount which would be generated by the imposition of a tax of two mills against the property subject to municipal property tax in the Town. There shall also be deposited into the fund all payments in lieu of the provision of open space made pursuant to any regulations adopted by the Planning and Zoning Commission under the authority of Connecticut General Statutes §§ 8-25 and 8-25b, and any other funds acquired by the Town, whether by gift, bequest, grant or otherwise, for the purposes to be served by the fund.

§ 44-5. Open Space Committee. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The Board of Selectmen shall appoint an Open Space Committee. The persons appointed shall serve at the pleasure of the Board of Selectmen. The Open Space Committee shall elect its Chairperson and a Secretary and shall meet periodically, but not less frequently than quarterly. Its charge will be to make recommendations to the Board of Selectmen regarding acquisition of open space and other proper uses of the Land Acquisition Fund and to perform such other tasks relating to the use and administration of the fund as the Board of Selectmen shall direct.

§ 44-6. Appropriations from fund.

Appropriations from the fund for the purposes for which it is created may be made upon the recommendation of the Board of Selectmen and the approval of FIPAC and, where the proposed appropriation is for the purpose of acquiring land (or any interest in land, including rights), upon review by the Planning and Zoning Commission pursuant to Connecticut

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General Statutes § 8-24 and ultimately by affirmative vote at a duly warned Town Meeting of the legislative body of Columbia.

ARTICLE V
Trust Funds

§ 44-7. Trust Funds held by Town of Columbia.

- A. Local School Fund: \$327.88, 1804. Income to be used for school purposes.¹

1. Editor's Note: Eight Trust Fund list items from original Sec. 8-8 of the Town Ordinances, which immediately followed this subsection, were repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Chapter 75
OFFICERS AND EMPLOYEES

ARTICLE I
Town Clerk

§ 75-1. Compensation.

ARTICLE II
Town Historian

§ 75-2. Authority; purpose; qualifications.

§ 75-3. Term of office and method of appointment.

§ 75-4. Duties and responsibilities.

ARTICLE III
Emergency Management Director

§ 75-5. Appointment and duties.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Town Clerk
[Adopted 3-25-1986 TM]

§ 75-1. Compensation. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

In accordance with § 7-34b(b) of the Connecticut General Statutes, the Town of Columbia hereby establishes that the position of Town Clerk shall be compensated by salary set by the legislative body (Town Meeting) of the Town. All fees or compensation provided by the General Statutes to be paid to the Town Clerk shall be collected by such Town Clerk, and he/she shall deposit all such money collected by him/her in accordance with such provisions of law as govern the deposit of moneys belonging to the Town of Columbia.

ARTICLE II
Town Historian
[Adopted 1-15-1991 BOS]

§ 75-2. Authority; purpose; qualifications. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The Town Historian shall be appointed and qualified as provided in Section 8.21 of the Town Charter.

§ 75-3. Term of office and method of appointment. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

- A. The Town Historian shall be appointed to a term of two years by the Board of Selectmen. The appointment shall be made in accordance with Section 8.1 of the Columbia Town Charter.
- B. A vacancy in the office of Town Historian shall be filled by the Board of Selectmen in accordance with Section 8.27 of the Columbia Town Charter.

§ 75-4. Duties and responsibilities.

The Town Historian may:

- A. Promote an awareness of and an appreciation for the Town's history through research, writing, and public speaking; through publications, projects, exhibits, displays, celebrations, and commemorations; through the maintenance of plaques, markers and monuments; and through the preparation of classroom aids, guides, workshops and training.
- B. Advise the Town government on historical issues and subjects, including historical objects, historical structures and sites, historic districts, National Register properties and historic preservation.
- C. Serve as a liaison among the Town's museums, libraries, and historical associations, and with similar outside groups, to encourage historical coordination, cooperation and resource sharing.
- D. Maintain a reference library of historical information.
- E. Serve as a central referral point for inquiries for information.
- F. As appropriate, supervise staff and programs of the municipality, maintain an office, expend funds, and obtain contributions and grants to carry out these duties.

ARTICLE III

**Emergency Management Director
[Adopted 6-15-2004 BOS]**

§ 75-5. Appointment and duties. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The Emergency Management Director (EMD) is appointed by and serves at the pleasure of the Board of Selectmen. The EMD is the principal advisor to the Board of Selectmen on all emergency matters and related laws, rules and regulations of Title 28 and §§ 7-520, 7-521 and 7-522 of the Connecticut General Statutes (Public Act 87-535), the Federal Defense Act of 1950, and the Federal Natural Disaster Relief Act of 1974. The EMD develops, organizes, directs and coordinates the Town's Emergency Management Program with the goal of saving lives and protecting property and maintaining emergency operational capabilities that mitigate, prepare for, respond to, and recover from any emergency or disaster. The EMD is

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responsible for accomplishing all of the following emergency management functions: emergency organization, planning and management; direction control and warning; population protection; and training and exercising. However, those emergency responsibilities assigned to department chiefs by Charter or standard procedures remain the responsibilities of department chiefs. One of the responsibilities of the EMD shall be to function as the Town's Civil Preparedness Director.

Chapter 79

ORDINANCES, PUBLICATION OF

§ 79-1. Purpose.

§ 79-3. Exception.

§ 79-2. Summary notice.

[HISTORY: Adopted by the Town Meeting of the Town of Columbia 9-17-2019. Amendments noted where applicable.]

§ 79-1. Purpose.

The purposes of this chapter are to:

- A. Permit the publication of any new ordinance to be in the form of a summary thereof as permitted by Connecticut General Statutes Section 7-157(b) and Article 3, Section 3.5, of the Town Charter, or any successor provisions to either thereof; and
- B. Permit the publication of a summary of any proposed ordinance in the call of a Town Meeting to consider the proposed ordinance or in the notice for a public hearing regarding a proposed ordinance pursuant to Article 3, Section 3.5, of the Town Charter.

§ 79-2. Summary notice.

Unless, as applicable, a Town Meeting, the Board of Selectmen, a provision of the Town Charter, or Connecticut General Statutes Section 7-157 or any other General Statute expressly requires the publication of the full text of a proposed ordinance or adopted ordinance, or unless otherwise provided in § 79-3 below, a summary of any proposed ordinance to be considered by a Town Meeting or the Board of Selectmen and a summary of any ordinance adopted by a Town Meeting or the Board of Selectmen shall be published in lieu of the full text of such proposed ordinance or adopted ordinance, provided that the Town Clerk shall make a copy of the full text of such proposed ordinance or adopted ordinance available for public inspection at the office of the Town Clerk and on the Town's internet website and shall, upon request, mail a copy thereof at no charge to any person requesting a copy thereof from the Town Clerk. Any summary so published shall bear a disclosure as follows:

"This document is prepared for the benefit of the public, solely for purposes of information, summarization and explanation. This document does not represent the intent of the legislative body of the Town of Columbia for any purpose."

§ 79-3. Exception.

This chapter shall not apply to any proposed ordinance or adopted ordinance which makes or requires an appropriation.

Chapter 103

YEOMANS HALL AND OFFICE BUILDING

ARTICLE I
Use of Yeomans Hall

- § 103-1. Rental of hall; fees.
§ 103-2. Statement of activities.

- § 103-3. Damages; deposit fee.
§ 103-4. Custodian.
§ 103-5. Use of floor facilities for dancing.
§ 103-6. Keys.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Use of Yeomans Hall
[Adopted 5-6-1986 BOS; amended 10-20-1992 BOS; 2-4-1997 BOS]

§ 103-1. Rental of hall; fees.

- A. The Selectmen shall establish the rental fees in order to help defray the expenses of the hall.
- B. All local governmental and political activities shall take precedence over all other meetings. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- C. Caucuses and Town committee meetings of any political party shall be free of charge.
- D. Local charitable, educational, religious and political groups using the hall for the activities other than their regular meetings shall not be charged.
- E. Rental of the hall shall be limited to individual residents and in Town groups.
- F. All rental fees shall be payable to the Town of Columbia and turned over to the Town.

§ 103-2. Statement of activities.

Non-civic local groups (such as a fish and game club) shall submit a statement of activities to be screened by the First Selectman, and any constant weekly or monthly use by a non-civic group shall be by approval of the Board of Selectmen and with the understanding that the hall must be relinquished for any Town or civic activity.

§ 103-3. Damages; deposit fee.

All damages to the hall shall be the responsibility of, and be paid for by, the leasing organization or individual. Any leasing organization, civic or otherwise, is responsible for leaving the hall in the same condition it was found. A damage deposit fee (returnable) must

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be made with the First Selectman or designee in advance of the date reserved, said deposit fee to be established by the Board of Selectmen.

§ 103-4. Custodian.

The custodian is required to set up and replace chairs for Town Meetings and any other Town business as deemed necessary by the Selectmen. The custodian is not required to arrange chairs for any other activities without express arrangements being made by the First Selectman and the custodian.

§ 103-5. Use of floor facilities for dancing.

The floor facilities of the hall may be used for dancing, with the exception of tap dancing, in accordance with these regulations.

§ 103-6. Keys.

The First Selectman shall maintain a strict control over keys distributed for the hall and the office building. Anyone being issued a key must sign for it and will be held responsible for its usage until it is returned.

PART II

**GENERAL
LEGISLATION**

Chapter 112
ALCOHOLIC BEVERAGES

ARTICLE I
Town Recreation Area

§ 112-2. Penalties for offenses.

§ 112-1. Prohibited act.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Town Recreation Area
[Adopted 12-3-1991 TM]

§ 112-1. Prohibited act.

The consumption or possession of alcoholic liquors or beverages by any person at the Town-owned Recreation Area is not permitted at any time.¹

§ 112-2. Penalties for offenses.

Any person, firm or organization violating any provision of this article shall be fined an amount not more than \$50 for each offense.

1. Editor's Note: For alcoholic beverages on the Town beach see § 190-20. For alcoholic beverages on the Szegda Farm see § 262-3C.

Chapter 118

ANIMALS

ARTICLE I

Fees for Capture and Impoundment of Dogs

§ 118-1. Adoption of fee schedule.

ARTICLE II

Fee for Care of Impounded Dogs

§ 118-2. Cost of detention and care.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Fees for Capture and Impoundment of Dogs [Adopted 11-18-1986 TM]

§ 118-1. Adoption of fee schedule.

The Town of Columbia, pursuant to Public Act 86-284,¹ adopts the following fee schedule concerning the capture and impoundment of dogs:

- A. Any dog captured or impounded under the provisions of Chapter 435 of the Connecticut General Statutes shall be redeemed by the owner or keeper thereof, or the agent of such owner or keeper, upon proper identification and presentation of a license and tag for such dog to the Animal Control Officer, and upon the payment by such owner or keeper or his agent of the redemption fee of \$15 and the cost of advertising incurred under the provisions of § 22-332 of the Connecticut General Statutes, provided no dog seized for doing damage under the provisions of § 22-355 of the Connecticut General Statutes shall be released except upon written order of the Animal Control Officer. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- B. When the owner or keeper of such impounded dog fails to redeem such dog within 24 hours after receiving notification so to do or, where the owner was unknown, within 24 hours after notification was effected by means of publication in a newspaper, such owner or keeper shall pay, in addition to such redemption fee and the cost of advertising, the amount determined by the Town to be the full cost of detention and care of such impounded dog.

1. Editor's Note: See § 22-333 of the Connecticut General Statutes.

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- C. In addition, any owner or keeper of any such impounded dog who fails to redeem such dog within 120 hours after receiving notification so to do shall have committed an infraction. Such infraction shall carry a maximum fine of \$90. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**

ARTICLE II

**Fee for Care of Impounded Dogs
[Adopted 12-3-1986 BOS]**

§ 118-2. Cost of detention and care. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

In accordance with the resolution adopted at the Town Meeting November 18, 1986, the Board of Selectmen hereby sets the actual cost of detention and care of an impounded dog in the Town of Columbia at \$20 per day.

ARTICLE III

**Animals on Town Property
[Adopted 2-20-1992 STM; amended 6-15-2004; 11-4-2015 BOS]**

§ 118-3. Prohibited acts.

- A. No person shall bring in, or permit onto, the Town-owned Recreation Area any animal, unless the animal is under full and complete control of said person. Dogs must be leashed. Owners are responsible for cleaning up their animal's excrement on any Town-owned land.
- B. No person shall bring or allow onto the Town-owned beach any animal except that any blind, deaf or mobility-impaired person may be accompanied by his/her guide dog, provided such guide dog shall be in the direct custody of such blind, deaf or mobility-impaired person and shall be wearing a harness or an orange-colored leash and collar. Exception in the beach area: Dogs which are with their owners walking to and from a boat are permitted; however, such dogs must be leashed.
- C. No person shall bring into a Town-owned building any animal, including pets and other domesticated animals, unless such animal is necessary to assist a blind, deaf or mobility-impaired person. This article shall not apply to Horace W. Porter School.

§ 118-4. Penalties for offenses.

Any person violating any provision of this article shall be fined not more than \$50 for each offense.

Chapter 130

BUILDING CONSTRUCTION

ARTICLE I Building Code

§ 130-1. Adoption of State Building Code.

ARTICLE II Penalties for Building Code Violations

§ 130-2. Penalties for offenses.

ARTICLE III Building Permits

§ 130-3. Property with delinquent taxes.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I Building Code [Adopted 9-28-1970 STM]

§ 130-1. Adoption of State Building Code.

The State Building Code as adopted by the State of Connecticut shall be and is hereby adopted as the Building Code of the Town of Columbia.

ARTICLE II Penalties for Building Code Violations [Adopted 3-4-1972 TM¹]

§ 130-2. Penalties for offenses.

- A. Any person who shall violate a provision of the State Building Code or shall fail to comply with any of the requirements thereof or shall erect, construct, alter or repair a building or structure in violation of any approved plan or directive of the Building Official or of a permit or certificate issued under the provisions of the code shall be guilty of a misdemeanor punishable by a fine of not more than \$500 or by imprisonment not exceeding one year, or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.
- B. Any person who shall continue any work in or about the building after having been served with a stop order, except such work as he is directed to perform to remove a violation or unsafe conditions, shall be liable to a fine of not less than \$25 nor more

1. Editor's Note: At the Town Meeting it was "Voted to adopt the following ordinance providing penalties to implement Sections 122.3 and 123.2 of the State Building Codes." As of 8-1-1989 these sections had been changed to Sec. 117 (117.4) and Sec. 118 (118.2), respectively.

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than \$500. Each day that a violation continues shall be deemed a separate offense. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

ARTICLE III

Building Permits**[Adopted 9-29-2009 ATM]****§ 130-3. Property with delinquent taxes.**

- A. Pursuant to Connecticut General Statutes § 7-148(c)(2)(B), the following procedure is established authorizing the withholding of the issuance of building permits upon any real property as to which taxes are delinquent:
- (1) The Tax Collector shall transmit to the Building Official and the Zoning Enforcement Officer of the Town a list of all delinquent property taxes, identifying thereon the property owner(s) and address of each such property. The Tax Collector shall compile and transmit such list as soon as reasonably possible after August 1 and February 1 of each year.
 - (2) The Building Official shall issue no building permit as to any real property on such list until the property owner(s) has provided satisfactory evidence of payment of the delinquent taxes shown on such list.
- B. Notwithstanding the foregoing, the Building Official may issue a building permit to protect the health and safety of the public or occupants in case of emergency even though there are taxes due on the property.

Chapter 147

FARMING

ARTICLE I
Right to Farm

§ 147-2. Definitions.

§ 147-3. Right to farm.

§ 147-1. Purpose and intent.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Right to Farm
[Adopted 9-29-2009 ATM]

§ 147-1. Purpose and intent.

- A. Agriculture plays a significant role in Columbia's heritage and future. The Town officially recognizes the importance of farming to its rural quality of life, heritage, public health, scenic vistas, tax base, wetlands and wildlife, and local economy. This Right to Farm article encourages the pursuit of agriculture, promotes agriculture-based economic opportunities, and protects farmland within Columbia by allowing agricultural uses and related activities to function with minimal conflict with abutters and Town agencies.
- B. It is the declared policy of the Town of Columbia to conserve, protect and encourage the maintenance and improvement of agricultural land for the production of food and other agricultural products and for its natural and ecological value. It is hereby further determined that whatever impact may be caused to others through generally accepted agricultural practices, such impact is offset and ameliorated by the benefits of farming to the neighborhood, community and society in general.

§ 147-2. Definitions.

The terms "agriculture" and "farming" shall have all those meanings set forth in § 1-1(q) of the Connecticut General Statutes, as amended.

§ 147-3. Right to farm.

- A. No present or future agricultural operation conducted or maintained in a manner consistent with accepted agricultural practices, which is engaged in the act of farming as defined in this article, shall become or be considered a nuisance solely because such activity resulted or results in any changed condition of the use of adjacent land. Agricultural operations may occur any day or night, provided such activities do not

violate applicable health, safety, fire, zoning, wetlands, life safety, environmental or building codes and regulations and shall include, without limitation:

- (1) The incidental noise from livestock or farm equipment used in generally acceptable farming practices;
 - (2) Odors from livestock, manure, fertilizer or feed;
 - (3) Dust and fumes associated with normally accepted farming practices;
 - (4) The use of agricultural chemicals, provided such chemicals and the method of their application conform to practices approved by the State of Connecticut; and
 - (5) Irrigation and water management associated with normally accepted farming practices.
- B. Inspection and approval of the agricultural or farming operation, place, establishment or facility by the Commissioner of Agriculture or his/her designee shall be prima facie evidence that such operations follow generally accepted agricultural practices. Nothing contained in this article shall restrict the powers of Columbia's Inland Wetlands Commission, Planning and Zoning Commission, or Building or Health Department under Connecticut General Statutes.

Chapter 152

FEES

ARTICLE I
Zoning Fee Schedule

§ 152-1. Fees established.

§ 152-2. Financing of special studies.

§ 152-3. Escrow procedures.

§ 152-4. State fees excluded.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Zoning Fee Schedule

[Adopted 1-12-1984 BOS; amended 4-3-1990 BOS; 12-7-1993 BOS; 1-16-2001 BOS; 1-2-2002 BOS; 10-15-2002 BOS; 4-3-2012 BOS; 6-4-2019 BOS]

§ 152-1. Fees established.

The revised zoning fee schedule shall be as follows:

- A. Zoning permit/certificate of zoning compliance.
 - (1) New primary building (up to four inspections): \$100.
 - (2) Reinspections: \$25 each before zoning certificate.
 - (3) New or addition to accessory/secondary building or addition to primary building (i.e., barn, garage, in-ground pool, deck): \$25.
 - (4) Minor accessory structure (i.e., storage shed, solar panels): \$10.
 - (5) Temporary certificate of zoning compliance: \$100.
 - (6) Interior renovations: \$10.
 - (7) Home occupation: \$25.
 - (8) Release letter from land records: \$100.
 - (9) Sign permit: \$25 per application to ZEO.
- B. Applications to Planning and Zoning Commission.
 - (1) Site plan application/modification.
 - (a) With site improvements: \$200, plus fee for legal notice of decision.
 - (b) With no site improvements: \$100, plus fee for legal notice of decision.
 - (2) Special permit application/modification: \$100, plus fee for public hearing legal notices.

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- (3) Zone change application: \$100, plus fee for public hearing legal notices.
- (4) Regulation amendment application: \$100, plus fee for public hearing legal notices.
- (5) Subdivision application: \$100 per lot, minimum \$600, plus fee for public hearing legal notices.
- (6) Subdivision modification: \$150 per lot modified, plus fee for public hearing legal notices.
- (7) Fee for legal notice publication: \$450 for public hearing legal notices; \$150 for legal notice of decision only.

C. Applications to Zoning Board of Appeals.

- (1) Variance and special permit: \$150, plus fee for public hearing legal notices.
- (2) Appeal of ZEO decisions: \$150, plus fee for public hearing notices.
- (3) Application not requiring public hearing: \$150, plus fee for legal notice of decision only.
- (4) Fee for legal notice publication: \$450 for public hearing legal notices; \$150 for legal notice of decision only.

D. Professional review/consultants.

- (1) Subdivision applications with new or rebuilt roads, drainage and other site improvements:
 - (a) Review of design: \$250 per lot shall be escrowed at time of application with the Town and utilized as provided below.
 - (b) Supervision of construction: 4% of estimated costs, \$500 minimum, shall be escrowed at time of final plan submission with the Town and utilized as provided below.
- (2) Legal review pertaining to deeds, easements, and bonding agreements: \$500 shall be escrowed at time of final plan submission with the Town and utilized as provided below.

§ 152-2. Financing of special studies.

In addition to the required application fees, applications requiring environmental, traffic, engineering and/or other expertise deemed by the Planning and Zoning Commission to be beyond the expertise of Town staff to review adequately may require an independent professional study or consultation necessary for the Commission to decide the issue before it. In such cases, the Commission may require an applicant, as a condition of processing its application, to pay for the cost of such study or consultation, and the applicant shall be required to place an amount (up to \$10,000) estimated by the Planning and Zoning Commission or Town Planner into an escrow fee account within 10 days of the applicant's

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receipt or notice of the estimate. Such escrow shall be maintained and utilized as provided below.

§ 152-3. Escrow procedures.

Escrowed funds shall be held by the Town and may be commingled with other Town funds so long as the Town maintains a separate internal account for each matter for which funds have been escrowed pursuant to this article. Costs occurred by the Town for services, reviews or studies for which escrowed funds have been collected will be charged to such funds as they are incurred. Should there be additional costs in excess of escrowed funds, the balance shall be paid by the applicant before issuance of any permits. A current accounting for the expenditure of escrowed funds shall be available to an applicant with 72 hours advance written request of the Town Building Department and will be provided to an applicant upon completion of a matter. Any balance of escrowed fees in excess of the actual costs shall be refunded to the applicant upon completion of a matter.

§ 152-4. State fees excluded.

Fees listed in this article do not include any state fees per C.G.S. § 22a-27j, as amended.

Chapter 156

FIRES AND FIRE PREVENTION

ARTICLE I
Open Burning

§ 156-1. Definitions.

§ 156-2. Open burning permit required.

§ 156-3. Exceptions and applications.

§ 156-4. Denial of permits.

§ 156-5. Conditions on open burning permits.

§ 156-6. Penalties for offenses; fines.

§ 156-7. When effective.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Open Burning

[Adopted 12-7-2010 BOS; amended 6-3-2014 BOS]

§ 156-1. Definitions.

As used in this article, the following words or phrases shall have the meaning ascribed to them in this section:

AMBIENT AIR SPACE — The unconfined space occupied by the atmosphere above the geographical region of Columbia.

BRUSH — Shrubs, vegetation or prunings, the diameter of which is not greater than three inches at the widest point.

BUILDING — Any structure which is enclosed by a roof and walls and is used for any occupancy such as a dwelling, a place of assembly, institutional uses, or business.

COMMISSIONER — The Commissioner of the State of Connecticut Department of Environmental Protection.

NUISANCE — The discharge into the open air of any smoke, soot, dust, fumes, odors or other emissions which cause injury, detriment or annoyance or which endanger the comfort, repose, health or safety of the public or which cause, or are likely to cause, injury or damage to business or property.

OPEN BURNING — Any burning outside the confines of a building.

OPEN BURNING OFFICIAL — The Open Burning Official(s) as appointed by the First Selectman.

§ 156-2. Open burning permit required.

- A. Except as specified in § 156-3A, no person shall set, cause or permit an open fire without obtaining an open burning permit from the Open Burning Official(s) or the Commissioner or their respective designee.
- B. An application for an open burning permit for any fire described in § 156-3B shall be made on forms furnished by the Open Burning Official(s). For an application to be considered complete, it shall contain an explanation as to the purpose of the proposed burn and any other information as requested by the Open Burning Official(s).
- C. A permit issued under this section shall be applicable only for the occasion(s) or the purpose(s) for which it has been issued by the Open Burning Official(s).
- D. The applicant shall be the owner of the property for which the burning will be conducted.

§ 156-3. Exceptions and applications.

- A. Permits shall not be required for the following types of fires:
 - (1) Barbecues or other outdoor open fires for the cooking of food for human consumption. Such fires shall not exceed three feet in diameter.
 - (2) Bonfires or other fires for recreational or ceremonial purposes, provided that the size of such fires does not exceed five feet in any dimension. If the dimensions of such fires do exceed said constraints, written permission must be secured from the Open Burning Official or his/her designee. Furthermore, all such fires must have the written permission of the property owner.
 - (3) Fires in portable, forced-air or convection heaters, used in ventilated areas for work site comfort by construction workers, or fires essential to street installation or paving activities, the repairing of utilities or other similar work.
- B. Permits are required and may be issued by the Open Burning Official or his/her designees for:
 - (1) Fires for the prevention, control or destruction of diseases and pests, and agricultural burning for vegetation management.
 - (2) Fires by any resident to dispose of brush on the property where he/she resides.
 - (3) Fires for training firefighters in firefighting methods.
 - (4) All other fires that are not identified in this section.
- C. Fires for any other of the following types of open burnings must be approved as set forth per the current Connecticut State Statute and Regulations for the Connecticut Department of Energy Environmental Protection Agency (DEEP). **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
 - (1) Fires for the disposal of dangerous material, such as toxic gases, where there is no reasonable alternative.

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- (2) Fires to thwart a hazard which cannot properly be managed by any other means or is necessary for the protection of public health.
- (3) Fires in saltwater marshes.
- (4) Fire training exercises, other than those stated in § 156-3B(3) of this article.

§ 156-4. Denial of permits.

The Open Burning Official shall deny issuance of an open burning permit requested under § 156-3B when he/she determines one or more of the following:

- A. A hazardous health condition may be created by such burning.
- B. The fire constitutes a salvage operation.
- C. A practical and alternative method for the disposal of the material to be burned exists, including but not limited to the following techniques: chipping, cutting for forest products, land filling, piling for protective cover for wildlife and stockpiling.
- D. Such open burning would interfere with or prevent the attainment or maintenance of a relevant ambient air quality standard.
- E. The forest fire danger, as determined by the state forest fire warden, is high, very high or extreme, unless specific approval to conduct open burning during high, very high or extreme hazard days has been granted, or where woodland and grassland is within 100 feet of the proposed burning.
- F. The Commissioner has issued an advisory of an air pollution emergency episode stage which follows the Department of Energy and Environmental Protection regulations.
- G. Garbage, paper, grass, metals, plastics, leaves, brush, rubber, painted materials or demolition waste is to be burned.

§ 156-5. Conditions on open burning permits.

Permits approved shall be subject to such reasonable conditions as are necessary to avoid a nuisance or to protect the health, safety, and comfort of the public, including but not limited to the following:

- A. Only materials specified on the permit may be burned.
- B. The Open Burning Official shall specify on any permit the hours and days during which open burning is allowed.
- C. Except for fire training exercises, burning shall only be permitted on sunny or partly sunny days when wind speed is between five and 15 miles per hour.
- D. A copy of the permit shall be kept in the possession of the applicant at the burning site at all times during said burning.

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- E. The Open Burning Official may revoke, in writing, any permit or add any reasonable, specifically identified conditions if circumstances indicate that air pollution standards will be violated.
- F. The applicant shall verify the Connecticut Air Quality Index, www.ct.gov/deep/aqi, and the Forest Fire Danger Level, www.ct.gov/deep/forestfiredanger, prior to burning.

§ 156-6. Penalties for offenses; fines.

Any person who violates any provision of this article shall be subject to the following penalties and fines:

- A. Two hundred dollars for each separate violation and each day of continued violation.
- B. The Open Burning Official may, when appropriate, seek enforcement of the provisions of this article by injunction and, in such event, the violator shall pay, as damages, reasonable attorneys' fee in prosecuting said action.
- C. In addition, any person who violates any provision of the Connecticut Department of Energy and Environmental Protection regulations may be subject to the penalties prescribed in Connecticut General Statutes.

§ 156-7. When effective.

This article shall be effective 21 days after publication in a newspaper having circulation in the Town of Columbia.¹

1. Editor's Note: This ordinance was published 12-14-2010 and effective 1-4-2011.

Chapter 169

HOUSING

ARTICLE I

Rental Assistance Program

§ 169-1. Findings; approval of program.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Rental Assistance Program

[Adopted 9-21-1976 BOS]

§ 169-1. Findings; approval of program. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The governing body of the Town of Columbia declares there is a shortage of safe or sanitary dwellings in this municipality available to low-income families at rentals they can afford and there is a need for, and it is desirable and in the public interest for, the Assessor's Office to process applications for a program of rental housing assistance under Section 8 of Title 11 of the United States Housing and Community Development Act of 1974 (Public Law 93-383)¹ and in accordance with § 8-120 and Chapters 128, 129 and 133 of the Connecticut General Statutes, as amended. We hereby approve the processing of applications for the said rental assistance program in this municipality through the Assessor's Office. This resolution is passed at the request of the Hartford area office of the U.S. Department of Housing and Urban Development.

1. Editor's Note: See 42 U.S.C. § 5301 et seq.

Chapter 190

LAKE AND BEACH USE

ARTICLE I

Encroachments into Columbia Lake

§ 190-1. Authority of Selectmen.

§ 190-2. Penalties for offenses.

ARTICLE II

Motorboats on Columbia Lake

§ 190-3. Purpose.

§ 190-4. Definitions.

§ 190-5. Limitation of use of Columbia Lake.

§ 190-6. Prohibiting certain use of Columbia Lake.

§ 190-7. Connecticut Boater's Guide and local ordinances.

§ 190-8. Penalties for offenses.

§ 190-9. When effective.

§ 190-10. Severability.

ARTICLE III

Safety Regulations on Columbia Lake

§ 190-11. Purpose.

§ 190-12. Regulation of motorboats on Columbia Lake.

§ 190-13. Water-skiing regulations.

§ 190-14. Restricted and limited areas.

§ 190-15. Marine police officers.

§ 190-16. Penalties for offenses.

ARTICLE IV

Conduct at Town Beach

§ 190-17. Glass containers.

§ 190-18. Launching of watercraft; inspections.

§ 190-19. Additional requirements for launching boats.

§ 190-20. Alcoholic beverages.

§ 190-21. Penalties for offenses.

ARTICLE V

Fishing at Town Beach

§ 190-22. Fishing into designated swim area prohibited.

§ 190-23. Penalties for offenses.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Encroachments into Columbia Lake

[Adopted 10-5-1942 TM; amended 11-18-2003 TM; 10-20-2015 TM]

§ 190-1. Authority of Selectmen.

- A. The Selectmen are authorized to order the removal of any encroachments into the waters of Columbia Lake below high-water line which have been made since the Town's ownership of the lake providing such encroachments are found to be damaging to other property owners, and no other encroachments shall be allowed without the written consent of a majority of the Board of Selectmen.

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- B. The Board of Selectmen have established "Standards Granting Permission for the Construction and Maintenance of Structures on Columbia Lake." The Selectmen have the right to review and revise these standards at any time.

§ 190-2. Penalties for offenses.

Anyone who violates this article or any established standard without the expressed written consent of the Selectmen may be fined not more than \$50 per day each day the article is violated.

ARTICLE II

Motorboats on Columbia Lake

[Adopted 3-7-1964 TM; amended 11-16-1987 TM; 11-15-1988 TM; 4-8-1991 TM]

§ 190-3. Purpose.

The purpose of this article is to limit the motorboats operated on the waters of Columbia Lake to those owned by residents, qualified nonresidents and qualified temporary residents.

§ 190-4. Definitions.

As used in this article, the following terms shall have the meanings indicated:

QUALIFIED NONRESIDENT — A person not domiciled in the Town, but who is qualified to vote at Town Meetings.

QUALIFIED TEMPORARY RESIDENT — A person not domiciled in Town, but who resides in the Town for four consecutive weeks or more during a calendar year as a bona fide lessee of premises owned by a resident or qualified nonresident.

RESIDENT — A person with a bona fide permanent domicile in the Town.

§ 190-5. Limitation of use of Columbia Lake.

- A. No person shall operate or permit the operation of any motorboat on the waters of Columbia Lake unless such motorboat is owned by a resident or qualified temporary resident of the Town.
- B. The provisions of this section shall not apply to any motorboat owned by the United States or the State of Connecticut and operated by an officer or employee thereof in the performance of his duties.

§ 190-6. Prohibiting certain use of Columbia Lake.

- A. No person shall operate any motorized vehicle or construction equipment on the lake bottom below the high-water mark except by special permit from the Inland Wetlands Commission. The "high-water mark" is defined as the point at which the water of Columbia Lake flows over the spillway at the dam.

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- B. No person shall operate any motorized vehicle on the ice of Columbia Lake except by special permit from the Board of Selectmen.
- C. No person shall operate any ice boat propelled by machinery on the ice of Columbia Lake.
- D. No person shall operate any aircraft on or cause any aircraft to take off or land upon the waters of Columbia Lake except in an emergency.
- E. Recreational watercraft on the waters of Columbia Lake shall be restricted to rowboats, sailboats, kayaks, nonmotorized paddle boats, canoes, sailboards, and motorboats. The types of watercraft prohibited include: houseboats that are used as a permanent or temporary residence, radio-controlled motorboats and any craft containing fixed toilet facilities capable of direct overboard discharge.
- F. No person shall discharge from any vessel any sewage, treated or untreated, or any waste derived from sewage.
- G. The practice of wake jumping by any vessel shall be prohibited. For the purpose of this subsection, "wake jumping" means the maneuvering of a vessel within 100 feet of another vessel's stern and in its wake so as to jump or cause the overtaking vessel to become airborne over the vessel's wake.

§ 190-7. Connecticut Boater's Guide and local ordinances. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Every boat owner is encouraged to obtain a copy of the Connecticut Boater's Guide, issued by the Department of Energy and Environmental Protection. Every boat owner is encouraged to obtain from the Columbia Town Clerk's office copies of local boating and water safety ordinances.

§ 190-8. Penalties for offenses.

Any person who violates any provision of this article shall be fined not more than \$50. Any such violation which is of a continuing nature shall be deemed a separate violation for each day it occurs.

§ 190-9. When effective.

The provisions of this article shall take effect in accordance with § 15-136 of the Connecticut General Statutes.

§ 190-10. Severability.

If any provision of this article or its application to any person or circumstance is held invalid, such invalidity shall not affect any other provision or application hereof.

ARTICLE III

Safety Regulations on Columbia Lake

[Adopted 3-7-1964 TM; amended 5-13-1972 TM; 10-4-1976 TM; 11-16-1987 TM; 11-15-1988 TM; 4-8-1991 TM; 11-16-1992 TM; 4-4-1995 BOS]

§ 190-11. Purpose.

The purpose of this article is to regulate the operation of motorboats, water-skiing and other water activities on Columbia Lake for the comfort and safety of the public and the protection of property.

§ 190-12. Regulation of motorboats on Columbia Lake.

- A. No person shall operate any motorboat powered by an internal combustion engine on the waters of Columbia Lake during the following hours: between April 1 and September 30 from 10:00 p.m. to 7:00 a.m., and between October 1 and March 31 from 6:00 p.m. to 8:00 a.m.
- B. No person shall operate a motorboat on the waters of Columbia Lake in a figure-eight course or in unreasonable sharp turns. No person while operating a motorboat on the waters of Columbia Lake shall engage in unauthorized pursuit of another vessel or engage in unauthorized racing.
- C. No person shall operate, on the waters of Columbia Lake, a boat with an outboard engine whose horsepower exceeds 80, or a boat with an inboard engine whose horsepower exceeds 150.
- D. No person shall operate any motorboat on the waters of Columbia Lake at a speed greater than bare steerageway from sunset to 10:00 p.m. between April 1 and September 30.

§ 190-13. Water-skiing regulations.

- A. Every person who operates a motorboat towing a water-skier on the waters of Columbia Lake shall, if such water-skier falls, immediately return and render assistance to the fallen skier, or cause another motorboat to be in attendance for that purpose.
- B. No person shall erect and no person engaged in water-skiing shall use or attempt to use any structure for ski jumping. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- C. At no time will a motorboat pull more than two skiers at any one time.
- D. No person shall engage in water-skiing, and no person shall operate a motorboat towing a person so engaged, on the waters of Columbia Lake after sunset.
- E. Any person engaging in water-skiing shall leave and return to the shore on a course as nearly perpendicular thereto as possible.
- F. Any water-skier must terminate his/her forward motion at least 100 feet from shore or from any swimming area.

- G. No person shall engage in kite-skiing or parasailing on the waters of Columbia Lake.

§ 190-14. Restricted and limited areas.

- A. The Board of Selectmen may establish, on the waters of Columbia Lake, areas restricted to the use of persons engaged in swimming and bathing, to the use of motorboats and sailboats, to the use of vessels other than motorboats and sailboats, and to the use of persons engaged in water-skiing. The Board shall cause distinctive marking devices to be placed in such position that they clearly delineate the boundaries of such restricted areas and denote the nature of the permitted activity. No person shall operate any prohibited vessel or engage in any prohibited activity in any such restricted area.
- B. The Board may cause suitable marking devices to be placed on the unrestricted waters of Columbia Lake, not more than 100 feet from the shore and at intervals sufficiently frequent that at each marker adjacent markers are clearly visible. No person shall operate a motorboat between such markers and the shore except when leaving or returning to a dock at the shore and except when the speed of the vessel is reduced to bare steerageway. No person shall engage in water-skiing between such markers and the shore except when leaving or returning to the shore on a course as nearly perpendicular thereto as possible. No person shall engage in swimming or bathing beyond such markers except when accompanied by a vessel.
- C. Marking devices, when in place, shall not be removed, defaced or relocated by unauthorized persons.
- D. Swimmers and persons using a flotation device beyond 100 feet from the shore must be accompanied by a boat and the boat must be within 25 feet of the person at all times.¹

§ 190-15. Marine police officers.

The Board of Selectmen, as provided by law, may appoint such marine police officers as it deems necessary to enforce the provisions of this article and the motorboat regulations of the State of Connecticut.

§ 190-16. Penalties for offenses.

Any person who violates any provision of this article shall be fined not more than \$50. Any such violation which is of a continuing nature shall be deemed a separate violation for each day it occurs.

1. Editor's Note: Original Sec. 4 of the Town Ordinances, Permits for water carnivals and regattas, which immediately followed this subsection, was not approved by the Department of Environmental Protection and has been removed. See § 15-140b of the Connecticut General Statutes.

ARTICLE IV

Conduct at Town Beach

[Adopted 12-3-1991 TM; amended 4-4-2017 TM; 5-10-2017 TM]

§ 190-17. Glass containers.

The use of glass containers at the Town Beach is hereby prohibited.

§ 190-18. Launching of watercraft; inspections.

- A. For the purpose of this section, the following terms shall have the meanings set forth in this Subsection A:

BOAT LAUNCH — The boat launch owned, operated and maintained by the Town of Columbia at the lake which is located at the end of Beach Road. For purposes of this section, "boat launch," in addition to the designated launch ramp, shall also include the launch of any watercraft from any other location at the Town beach located on Beach Road.

INSPECTION PROCEDURES — Such procedures as shall be established by the Board of Selectmen regarding the inspection of watercraft for nonnative aquatic species and the general implementation and enforcement of this section, as the same may be amended from time to time in the manner as shall be provided in the Inspection Procedures. The Inspection Procedures shall be published on the Town's website and otherwise available in printed format free of charge at the Town Hall or from a Town inspector authorized pursuant to Subsection D.

LAKE — Columbia Lake within the Town.

LAKE WATERSHED — That area of the Town included in the Columbia Lake Watershed Protection Overlay Zones LAR, LBR and/or LCR pursuant to Section 21.4 of the Town's Zoning Regulations, as from time to time amended.

NONNATIVE AQUATIC SPECIES — Aquatic flora and fauna having the potential for rapid growth, dispersion and displacement of native species within water bodies of the State of Connecticut, as identified from time to time by the Commissioner of the State of Connecticut Department of Energy and Environmental Protection or in the Inspection Procedures. "Nonnative aquatic species" shall also include any aquatic flora or fauna suspected to be such in the absence of a positive identification.

TIME PERIODS — Such time periods as the Selectmen shall establish as part of the Inspection Procedures during which an authorized Town employee will be available at the boat launch to conduct inspections in accordance with the Inspection Procedures.

TOWN — The Town of Columbia.

WATERCRAFT — Any boat, kayak, canoe, paddleboard, personal watercraft or other contrivance with or without an independent means of propulsion and capable of carrying one or more persons on and over the surface of a water body. "Watercraft" shall also include any motor vehicle, a trailer or other equipment used to transport and launch a watercraft, all or any portion of which is immersed in a water body during the course of such launching.

- B. Use of launch ramp. Watercraft which require a powered vehicle to be launched at the Town Beach must be launched and removed only from the designated launch ramp.
- C. Inspection of watercraft required. On and after the effective date of this article, no person shall launch any watercraft into the lake unless the following conditions are met:
- (1) Watercraft launched from the boat launch during one of the time periods shall be inspected at the boat launch for the presence of nonnative aquatic species pursuant to the Inspection Procedures. A person otherwise entitled to use the boat launch to launch a watercraft shall have access to the boat launch for such purpose at all other times not within one of the time periods by complying with Inspection Procedures pertaining to access to the lake after self-inspection.
 - (2) Any person otherwise entitled to launch a watercraft into the lake from any location other than the boat launch shall only launch such watercraft after making a self-inspection of such watercraft in accordance with the Inspection Procedures.
 - (3) If nonnative aquatic species are discovered on a watercraft during any inspection, all signs of such nonnative aquatic species shall be removed from such watercraft by the inspector and applicable provisions of the Inspection Procedures shall be satisfied.
- D. Designation of inspection officials; inspection schedule and fees. The Town's Board of Selectmen shall designate one or more Town employees to administer the inspection program and procedures described in Subsection C of this section. All such employees shall be under the supervision of the Town's Marine Patrol and shall receive such reasonably appropriate training as is necessary for the identification of, and potential locations on watercraft of, nonnative aquatic species. Fees for such inspections as may be set by the Town's Board of Selectmen shall be specified in the Inspection Procedures.
- E. Penalties for noncompliance. Any person who places a watercraft into the lake without complying with all applicable provisions of this article shall be subject to:
- (1) The fine imposed pursuant to § 15-180 of the Connecticut General Statutes, as from time to time amended, as enforced by the Town's resident state trooper, Connecticut State Police, or Department of Energy and Environmental Protection Conservation Officer; and
 - (2) Any additional fine or other penalty specific to this section as may be imposed by § 190-21 of this article.

§ 190-19. Additional requirements for launching boats.

No person may launch a boat without first determining if the launch area is vacant. All vehicles must stop at the designated area. All operators must walk to the launch area to determine availability of the area. No boats may be launched without an individual walking the trailer to and from the launch area. Vehicles are not allowed to park or stand in the launch area for longer than it takes to launch a boat.

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§ 190-20. Alcoholic beverages.

The consumption or possession of alcoholic liquors or beverages by any person at the Town-owned public beach is not permitted at any time.²

§ 190-21. Penalties for offenses.

Any person, firm or organization may be fined an amount not more than \$50 for each offense under this article.

ARTICLE V

Fishing at Town Beach
[Adopted 12-15-1992 BOS]

§ 190-22. Fishing into designated swim area prohibited.

The Board of Selectmen hereby prohibits fishing from the piers/docks at Columbia Lake Town Beach into the designated swim area. At no time will fishermen be allowed to cast off into such area because of the possibility of hooking swimmers and because fish hooks are left in the area posing a danger to swimmers.

§ 190-23. Penalties for offenses. [Added at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Any person who violates any provision of this article shall be fined not more than \$50.

2. Editor's Note: For alcoholic beverages at the Town Recreation Area see § 112-1.

Chapter 211
PARADES

ARTICLE I
Independence Day Parade

§ 211-1. Annual parade.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Independence Day Parade
[Adopted 3-11-1970 TM]

§ 211-1. Annual parade.

The Town of Columbia shall provide for a celebration of Independence Day in the form of a parade to be held annually on the Fourth of July each year commencing July 4, 1970. Hereafter, there shall be included in the Town budget a sum of money to defray the cost of said parade.

Chapter 217

PEDDLING, SOLICITING AND CANVASSING

ARTICLE I Peddlers and Solicitors

§ 217-1. License required.

§ 217-2. License procedure; fee.

§ 217-3. Penalties for offenses.

§ 217-4. Exceptions.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Peddlers and Solicitors

[Adopted 10-6-1969 TM; amended 4-20-1987 TM]

§ 217-1. License required.

No person shall vend, hawk or peddle or solicit the sale either present or future of any goods, wares or other merchandise upon any public highway within the Town of Columbia, or from place to place within the limits of the Town, without first having obtained a license therefor from the Town Clerk. This license shall apply to each and every so engaged person whether self-employed or whether employed by a firm, partnership, corporation or individual.

§ 217-2. License procedure; fee.

- A. Licenses shall be in the form of a certificate issued by the Town Clerk. Such certificate shall not be issued prior to the fifth day after application and payment of the required license fee unless such waiting period shall be waived, in writing, by the First Selectman, in which case the license may be issued immediately or at such other time within the five-day period as the Selectman may direct. The application shall be in writing and state the name of the licensee, the nature of the business for which it is granted and the date of its beginning and of its expiration.
- B. Proposed sales activities which occur at a particular location should be reviewed by the Zoning Enforcement Officer to assure compliance with applicable zoning regulations. When a particular activity takes place on property other than that of the applicant, permission from the owner must accompany the application. Proof of inspection by the Health Officer for the Town of Columbia must accompany those applications which are for portable food wagons, vehicles or carts. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- C. The license certificate issued shall be exhibited for inspection to any person with whom the licensee attempts or offers to do business and to any proper officer upon demand. Licenses shall be effective from 8:00 a.m. on the day of issue to 8:00 p.m. on the date of expiration. A permit period shall not exceed one year.

- D. Persons who are residents of the Town of Columbia and have resided within the said Town continuously for six months or more shall pay a fee of \$15 for a license, and nonresidents shall pay a fee of \$25 for a license. In the case where sales are made on behalf of a charitable organization, it shall be exempt from the payment of a fee for such license.

§ 217-3. Penalties for offenses. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Any person who shall engage in the business of a peddler or hawker without complying with the provisions of this article shall be fined up to \$199, and every sale made in violation of the provisions herein shall constitute a separate offense.

§ 217-4. Exceptions.

Nothing in this article shall be construed to prohibit or to require a license for sales by farmers or gardeners for the produce from their farms or gardens, nor for the sale and distribution of milk, teas, coffees, spices, bakery goods, fish, meats or other food products, nor shall the provisions hereof apply to children under 16 years of age who are residents of the Town of Columbia.

Chapter 224

PROPERTY MAINTENANCE

ARTICLE I
Blighted Premises

- § 224-1. Purpose.
- § 224-2. Scope.
- § 224-3. Definitions.
- § 224-4. Enforcement officer.
- § 224-5. Complaints.
- § 224-6. Special consideration for elderly and disabled property owners.
- § 224-7. Enforcement by citation.
- § 224-8. Hearing procedure; second citation notice.
- § 224-9. Initiation of legal proceedings.
- § 224-10. Lien on property.
- § 224-11. Permits.
- § 224-12. Effect on other standards.
- § 224-13. When effective.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Blighted Premises
[Adopted 12-16-2014 BOS]

§ 224-1. Purpose.

The purpose of this article, adopted pursuant to Connecticut General Statutes § 7-148(c)(7)(H)(xv), is to define, prohibit and abate blights and nuisances in order to protect, preserve, and promote public health, safety and welfare and to preserve and protect property values.

§ 224-2. Scope.

No owner or occupant of real property located in the Town of Columbia shall allow, create or maintain blighted premises. This article shall apply uniformly to the maintenance of all residential, nonresidential, and undeveloped premises now in existence or hereafter constructed, maintained or modified.

§ 224-3. Definitions.

The following definitions shall apply to the provisions set forth in this article:

BLIGHTED PREMISES — Any properties or parcel of land in any zone in which at least one of the following conditions exists:

- A. Poses a serious threat to the safety, health, and general welfare of the community as determined by the Sanitarian, Zoning Enforcement Officer, Fire Marshal or Building

Official. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

- B. Contains structures not being maintained as evidenced by the existence of any of the following conditions: it is open to the elements, or has collapsing or missing walls, roofs, windows, or doors, or is unable to provide shelter, or serve the purpose for which it was constructed due to damage, dilapidation, decay, or severe animal infestation; solid waste as defined by Connecticut General Statutes is in the public view.
- C. Contains material in the public view which is incapable of performing the function for which it is designed, including, but not limited to: abandoned, discarded, or unused objects; equipment such as automobiles, boats, and recreation vehicles which are unregistered and missing parts, not complete in appearance and in an obvious state of disrepair; parts of automobiles, furniture, appliances, cans, boxes, scrap metal, tires, batteries, containers and garbage that are in the public view.
- D. Features lawn grass 15 inches or greater for a period of at least 15 days.
- E. Features landscaping including but not limited to trees, shrubs, hedges, grass and plants which physically hinder or interfere with the lawful use of abutting premises or block or interfere with the use of any sidewalk and/or private right-of-way or any road sign.
- F. Graffiti.

DILAPIDATION — Partial ruin, decay or disrepair of property such that it would not qualify for a certificate of use and occupancy, or which is deemed unsafe or which is designated as unfit for habitation as defined in the State Basic Building Code.

NEIGHBORHOOD — An area of the Town comprising premises or parcels of land any part of which is contiguous with any other parcel within the Town.

PUBLIC VIEW — Visible from any public right-of-way or neighborhood.

§ 224-4. Enforcement officer.

The Blight Enforcement Officer shall be appointed by the Board of Selectmen.

§ 224-5. Complaints.

- A. Complaints may be submitted to the Enforcement Officer by members of the public, but such complaints must be in writing and signed on forms provided by the Town.
- B. It is the responsibility of the Enforcement Officer to follow up on the complaint by viewing the property.
- C. Should the Enforcement Officer determine that the complaint warrants remediation, then he/she will follow up with the property owner.

§ 224-6. Special consideration for elderly and disabled property owners. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

Special consideration shall be given to individuals that are elderly or disabled. If an owner cannot maintain a reasonable level of upkeep on the owner-occupied residence because the owner is elderly or disabled and no capable person resides in the residence, the Blight Enforcement Officer shall give the person time additional to correct the problem.

§ 224-7. Enforcement by citation.

- A. The Blight Enforcement Officer is empowered to issue citations for any violation of this article by leaving a copy of such citation form with the owner of the property or by affixing same to the premises. He/she shall also send a copy of the form by regular mail and by certified mail, return receipt requested, to the owner of the property to the owner's last known address as listed in the Tax Collector's office or, as applicable, to the registration address provided under Connecticut General Statutes § 7-148ii.
- B. The penalty for violation of this article shall be not less than \$10 and not more than \$100 for each day of violation. A single citation may impose fines for multiple days of violations.
- C. The citation form shall contain the following information.
 - (1) The address of the property at issue.
 - (2) The provisions of this article that have been violated and the facts establishing such violation(s).
 - (3) The date before which an uncontested payment of fines can be made.

§ 224-8. Hearing procedure; second citation notice.

- A. The hearing procedures set forth in Connecticut General Statutes § 7-152c as set forth in Chapter 25 of the Town Code shall apply to blight enforcement.
- B. If fines are not paid within the uncontested period set forth in the citation, the Blight Enforcement Officer may issue a second citation notice, which notice shall state the penalties, description of the violation, notice of the right of hearing and such other requirements of Connecticut General Statutes § 7-152c and Chapter 25 of the Town Code.

§ 224-9. Initiation of legal proceedings.

In addition to the citation process described herein, the Board of Selectmen is authorized to initiate legal proceedings in the Superior Court for the immediate correction of the violation(s), collection of any penalties, and the recovery of all costs, including cost of remedial action(s) authorized by the court and reasonable attorneys' fees incurred by the Town of Columbia to enforce this article.

§ 224-10. Lien on property.

Any unpaid penalty imposed pursuant to the provisions of this article shall constitute a lien upon the real estate against which the fine was imposed from the date of such penalty as set forth in Connecticut General Statutes § 7-148aa. The lien may be continued, recorded and released in the manner provided by the General Statutes of Connecticut for the continuing, recording and releasing of property tax liens. Each such lien may be enforced in the same manner as property tax liens, including foreclosure of the real property. Said lien shall remain an encumbrance upon the subject property until such time as the blight condition shall be abated and all civil penalties and/or fines and costs assessed have been paid.

§ 224-11. Permits.

No inland wetlands, zoning or building permits may be issued on the blighted property until the blight citation has been abated and all/any associated penalties, fines and costs have been paid, and any liens have been released. Exception to this prohibition may be granted by the Town Administrator in cases where the permit concerns work where interests of public health, safety or welfare are better serviced by allowing the proposed improvements.

§ 224-12. Effect on other standards.

- A. The provisions in this article shall not be construed to prevent the enforcement of other statutes, codes, ordinances, or regulations which prescribe standards other than those provided in this article.
- B. In any case where a provision of this article is found to be in conflict with a provision of any zoning, building, fire, safety, or health ordinance, regulation, or other code of the Town or state, the provision which establishes the higher standard for the promotion and protection of the public health and safety, and property values, shall prevail.
- C. This article shall not affect violations of any other ordinances, codes, or regulations existing prior to the effective date of this code, and any such violations may be governed and continue to be punishable under the provisions of those ordinances, codes, or regulations in effect at the time the violations were committed.

§ 224-13. When effective.

This article shall be effective 30 days after its publication in accordance with the Columbia Town Charter.¹

1. Editor's Note: This ordinance became effective 1-22-2015.

Chapter 243

SEWERAGE FACILITIES

§ 243-1. Approved sewerage facilities required.

§ 243-2. Applications for approval.

§ 243-3. Penalties for offenses.

[HISTORY: Adopted by the Town Meeting of the Town of Columbia 7-25-1964; amended by the Board of Selectmen 5-6-1986. Subsequent amendments noted where applicable.]

§ 243-1. Approved sewerage facilities required. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

No dwellings, apartments, boardinghouses, hotels, commercial buildings or commercial camps and commercial camping facilities shall be constructed in the Town of Columbia unless the sewerage facilities in connection with the same have been approved by the Sanitarian of the Town or an inspector appointed by him with the approval of the Selectmen. The Sanitarian, or any inspector appointed by him, shall approve any such sewerage facilities when such facilities meet the requirements of the Public Health Code of the State of Connecticut.

§ 243-2. Applications for approval. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

All applications for approval of sewerage facilities shall be filed with the Sanitarian or the inspector appointed by him. All applications for approval shall be accompanied by a plan of the proposed sewerage facilities. The fee shall be established by the Board of Selectmen. Said fee shall be payable to the Town of Columbia.

§ 243-3. Penalties for offenses. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The owner or agent of any building who shall violate any provision of this chapter shall be punishable by a fine not less than \$90 but not to exceed \$250 for each and every day that such violation shall continue.

Chapter 255

STREETS AND SIDEWALKS

ARTICLE I Street Numbers

§ 255-2. Affixing of street numbers.

§ 255-3. Penalties for offenses.

§ 255-1. Purpose.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I Street Numbers [Adopted 5-15-1990 TM]

§ 255-1. Purpose.

The purpose of this article is to promote public safety and convenience by requiring visible street numbering in order that addresses may be identified from Town roads to ease and speed essential emergency services such as firefighting, police and emergency medical care.

§ 255-2. Affixing of street numbers.

- A. Each owner, agent or occupant shall affix to the building or part thereof, or to some object appurtenant thereto, the street number or numbers assigned by the Town. All numbers shall be affixed in a conspicuous place so as to be visible from a Town street or state highway. Numbers shall be affixed within 60 days from the effective date of this article.
- B. In the case of a common driveway, the range of numbers shall be designated at the start of said driveway. In addition, where individual driveways leave the common driveway, there shall be posted the same aforementioned numeral together with an arrow indicating direction to the structure.

§ 255-3. Penalties for offenses.

Each owner, agent or occupant of any building or part thereof who shall fail to affix to the appropriate building the number assigned by the Town within a period of 60 days from the effective date of this article or 60 days from date of receipt of notice of a street number, whichever shall be later, shall be guilty of an infraction and shall be punished by a fine of \$20. Failure to comply with the requirements of this article within 30 days following the imposition of said fine shall constitute a separate offense, which shall be punishable by a fine of \$20.

Chapter 262

SZEGDA FARM

§ 262-1. Purpose.

§ 262-3. Prohibited acts.

§ 262-2. Management by Board of Selectmen.

§ 262-4. Penalties for offenses.

[HISTORY: Adopted by the Town Meeting of the Town of Columbia 12-16-2008; amended by the Board of Selectmen 3-19-2013. Subsequent amendments noted where applicable.]

§ 262-1. Purpose.

The purpose of this chapter is to provide for the management of the Szegda Farm, a 132.9 acres-plus parcel of open space land purchased by the Town of Columbia in fee simple on May 12, 2008, pursuant to a deed recorded in the Columbia Land Records in Volume 183 at Page 609 (the "Szegda Farm"). The management of the Szegda Farm, which lies between Szegda Road to the north and Route 87 to the south and is comprised of quality wetlands, prime agricultural soils, and priority habitat areas, shall be consistent with the requirements of the Conservation and Public Recreation Easement, recorded in the Columbia Land Records in Volume 183 at Page 614 (the "easement"). It is the purpose of the easement to assure that the Szegda Farm will be retained forever predominantly in its natural, scenic, forested, and/or open space condition, and to provide for opportunities for public recreation, while preventing any use on the property that will significantly impair or interfere with the conservation values or interests of the property. It is the intent of the easement that management activities or alteration of the natural landscape or provision for access or recreation shall be consistent with the conservation purposes referenced in the easement. Furthermore, the easement allows for public access for passive recreational purposes, "passive recreation" being defined as recreational trail usage (nonmotorized), recreational activities which do not require a formalized, delineated playing field or area, picnicking, fishing, hunting, nonmotorized boating and environmental education.

§ 262-2. Management by Board of Selectmen.

- A. The Board of Selectmen is charged with the responsibility of managing the Szegda Farm in a manner consistent with the terms, conditions and requirements of this chapter and the easement. The Board of Selectman shall adopt, administer and prospectively amend from time to time, in its reasonable discretion, a management plan to be known as the "Szegda Farm Management Plan." All uses of the Szegda Farm shall conform to the Szegda Farm Management Plan as so established and amended from time to time. Further, the Szegda Farm Management Plan shall provide that it is to be construed in a manner consistent with the provisions of the easement and this chapter.
- B. The Board of Selectmen shall use its discretion in the management of all passive recreational uses of the property, except that of hunting.

- C. The Board of Selectmen is authorized to enter into licenses, lease(s) and/or contracts with individuals or organizations for use of designated areas of the Szegda Farm for growing of crops, tilling the soil, clearing land, and/or construction, repair and/or demolition of structures, buildings, parking lots, and/or driveways, which use(s) shall not be inconsistent with the requirements of this chapter and the easement.

§ 262-3. Prohibited acts.

- A. No person shall bring onto the Szegda Farm any animal, unless the animal is under full and complete control of said person. Dogs must be leashed at all times.¹
- B. No motorized vehicles other than farm equipment, construction and/or maintenance equipment when authorized in accordance with the Szegda Farm Management Plan may be operated on or parked in any area of the Szegda Farm property except in the designated parking areas.
- C. The possession or consumption of alcoholic beverages by any person on the Szegda Farm is prohibited.²
- D. All hunting is prohibited.

§ 262-4. Penalties for offenses.

Violation of Subsection A, B or C of § 262-3 above may result in a fine of not more than \$100 for each occurrence.

1. Editor's Note: See also Art. III, Animals on Town Property, of Ch. 118, Animals.

2. Editor's Note: For alcoholic beverages at the Town-owned Recreation Area see § 112-1.

Chapter 267

TAXATION

ARTICLE I
Estate Penalty Taxes

§ 267-1. Restoration.

ARTICLE II
Delinquent Taxpayers

ARTICLE III
Exemption for Solar Energy Systems

§ 267-2. Exemption authorized.

ARTICLE IV
Exemption for Certain Motor Vehicles

§ 267-3. Ambulance-type motor vehicles.

§ 267-4. Motor vehicles equipped for disabled persons.

§ 267-5. Application for exemption.

ARTICLE V
Abatement for Volunteer Firefighters

§ 267-6. Purpose.

§ 267-7. Definitions.

§ 267-8. Abatement.

§ 267-9. List of eligible active members; records.

§ 267-10. Eligibility.

§ 267-11. Application of abatement.

§ 267-12. Eligibility requirements.

§ 267-13. When effective.

ARTICLE VI
Tax Relief Program for Elderly and Disabled Homeowners

§ 267-14. Purpose; authority.

§ 267-15. Eligibility.

§ 267-16. Applications.

§ 267-17. Determination of tax deferral.

§ 267-18. Total tax relief allowed.

§ 267-19. Reimbursement of taxes deferred; interest.

§ 267-20. Construal of provisions; severability; when effective.

ARTICLE VII
Property Taxes

§ 267-21. Retention of excess property tax payments.

§ 267-22. Waiver of property taxes.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I
Estate Penalty Taxes
[Adopted 10-5-1936 TM]

§ 267-1. Restoration.

Any estate penalty taxes received by the Town Treasurer, which were laid on a class of property not assessed by the local taxing officials, shall be restored to the estate so penalized.

ARTICLE II

Delinquent Taxpayers

[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

[Voted that the Tax Collector prepare for inclusion in the Annual Town Report a list of all delinquent taxpayers as of the end of each fiscal year, together with the amounts due and the due date. The notification of this procedure to be imprinted on or included with all tax bills, and notification be put into the newspaper at least four times per year and particularly within 30 days of the end of the fiscal year. Town Meeting March 3, 1962.]

[Voted that the Town rescind the action of the March 3, 1962, Town Meeting whereby it was voted to include a notice with all tax bills, informing taxpayers that delinquent person names would be printed in the Annual Town Report. Town Meeting March 3, 1973.]

ARTICLE III

Exemption for Solar Energy Systems

[Adopted 11-11-1978 TM]

§ 267-2. Exemption authorized. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The Town of Columbia hereby authorizes the property tax exemption for solar energy heating or cooling systems set forth in § 12-81(56)(a), (b) and (c) of the Connecticut General Statutes. This article is effective upon passage.

ARTICLE IV

Exemption for Certain Motor Vehicles

[Adopted 2-23-1999 TM; amended 3-19-2013]

§ 267-3. Ambulance-type motor vehicles.

Upon the Assessor's determination of adequate proof, there shall be exempt from personal property taxation any ambulance-type motor vehicle which is used exclusively for the purposes of transporting any medically incapacitated individual, except any such vehicle used to transport any such individual for profit.

§ 267-4. Motor vehicles equipped for disabled persons.

- A. Definition. For purpose of this section, "motor vehicle" shall mean any self-propelled vehicle that is capable of transporting persons and that has been approved of by the State of Connecticut for use upon any Connecticut public highway.
- B. Upon the Assessor's determination of adequate proof, there shall be exempt from personal property tax any motor vehicle owned by a person with disabilities, or owned by the parent or guardian of such person, which vehicle is equipped for the purpose of adapting its use to the disability of such person.

§ 267-5. Application for exemption.

Any person seeking an exemption as provided under this article shall be required to file an application, on a form prepared for such purpose by the Assessor and approved of by the Board of Selectmen, not later than the date of the assessment list with respect to which such exemption is claimed.

ARTICLE V

**Abatement for Volunteer Firefighters
[Adopted 5-24-2005 STM]**

§ 267-6. Purpose. [Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

In an effort to encourage service on the Columbia Volunteer Fire Department, Inc., and in recognition of the benefits and service to the Town that Columbia Volunteer Fire Department, Inc., volunteers make to the public safety of the residents of the Town of Columbia, the following tax abatement program is hereby established pursuant to § 12-81w of the Connecticut General Statutes for active members of the Columbia Volunteer Fire Department, Inc., on the terms and conditions hereinafter set forth.

§ 267-7. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ABATEMENT — The reduction in property taxes owed by active members of the Columbia Volunteer Fire Department as provided by this article.

ACTIVE MEMBER — A volunteer member of the Columbia Volunteer Fire Department, Inc., who meets or exceeds all the requirements specified in § 267-12 and/or duly elected Executive Board members of the Columbia Volunteer Fire Department, Inc. The number of Executive Board members qualifying for a tax abatement shall not exceed 10. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**

CERTIFICATION DATE — May 21, 2005, for taxes owed on the grand list of October 1, 2004, and January 31, 2006, for the taxes owed on the grand list of October 1, 2005, and January 31 for every year thereafter.

FISCAL YEAR — The budget year beginning July 1 of the calendar year immediately following the grand list year.

GRANT LIST YEAR — October 1 of each calendar year.

PROGRAM YEAR — The calendar year beginning January 1, 2005, and each calendar year thereafter except for the initial program year which shall be from May 21, 2004, through May 21, 2005.

§ 267-8. Abatement.

Each active member of the Columbia Volunteer Fire Department, Inc., shall be entitled to a \$1,000 abatement in property taxes due from the active member for the fiscal year following the certification date.

§ 267-9. List of eligible active members; records.

Annually, on or before January 31 of each year, the Chief of the Columbia Volunteer Fire Department, Inc., shall certify and submit to the Columbia Town Administrator a list of the active members of the Columbia Volunteer Fire Department, Inc., who are eligible as defined in § 267-12 for the tax abatement. This list shall include the name, address and phone number of every qualifying member. The Columbia Volunteer Fire Department, Inc., shall maintain accurate records of its members' attendance and participation in duties, upon which eligibility is determined. Such records shall be made available within a reasonable amount of time upon request by the Columbia Board of Selectmen or an authorized agent of the Columbia Board of Selectmen.

§ 267-10. Eligibility.

- A. Active members of the Columbia Volunteer Fire Department, Inc., shall not be entitled to any reduction in property taxes for any program year in which he or she has not been credited with the requisite percentage of participation as set forth in § 267-12.
- B. Eligibility earned in one program year cannot be carried forward or backward in any other program year.
- C. Any eligibility earned for an active member is not transferable to a third party.

§ 267-11. Application of abatement.

- A. Annually, on or before March 1 of each year, the Town Administrator shall forward to the Assessor and/or Tax Collector the final certified list with the Town Administrator's endorsement approving such list. The Assessor and/or Tax Collector shall then apply said abatement as follows:
 - (1) First, to any real estate taxes for real property owed the Town of Columbia in the active member's name, regardless of whether said property is held jointly or as tenant in common; or
 - (2) Second, to any motor vehicle property tax owed the Town of Columbia in the active member's name, regardless of whether said property is held jointly or as tenant in common; or
 - (3) Lastly, to any other property taxes owed the Town of Columbia in the active member's name, regardless of whether said property is held jointly or as tenant in common. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**

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- B. Any tax abatement earned but not fully credited in any program year may not be taken as a future credit or result in a payment to the volunteer.
- C. No credit or cash payment shall be given for any taxable property transferred which was subject to the tax abatement.
- D. In the event that the tax to which the abatement is applied is paid in installments due on July 1 and January 1, the exemption shall be applied 50% to each installment.

§ 267-12. Eligibility requirements.

- A. Members of the Columbia Volunteer Fire Department shall be considered active members and meet the eligibility requirements for the tax abatement if the member:
 - (1) Responds to at least 50 calls;
 - (2) Attends at least 10 drills; and
 - (3) Attends at least five monthly meetings.
- B. The requirement for attendance at five monthly meetings may be waived by the Columbia Volunteer Fire Department, Inc., Executive Board if a volunteer has a significant scheduling conflict which prevents attendance. No other requirement for eligibility may be waived by the Columbia Volunteer Fire Department, Inc., Executive Board.

§ 267-13. When effective.

This article shall take effect immediately upon passage and may be applied to the property taxes due on the grand list year of October 1, 2004.

ARTICLE VI

**Tax Relief Program for Elderly and Disabled Homeowners
[Adopted 10-3-2006 STM]**

§ 267-14. Purpose; authority.

To assist elderly or disabled homeowners with their real estate taxes, the Town of Columbia hereby enacts a tax deferral program pursuant to § 12-129n of the Connecticut General Statutes.

§ 267-15. Eligibility.

Applicants must meet all of the following to be eligible for the tax deferral:

- A. Applicants must:
 - (1) Be 65 years of age or over at the close of the preceding calendar year, or have a spouse who is 65 years of age or over at the close of the preceding calendar year; or be 60 years of age or over and the surviving spouse of the taxpayer who was

receiving benefits under this article at the time of his or her death; or be under 65 years of age and be receiving permanent total disability benefits under social security regulations.

- (2) Have been a taxpayer of the Town for a period of three years prior to applying for tax relief.
 - (3) Be an owner of real property in the Town of Columbia or liable for the payment of taxes pursuant to § 12-48 of the Connecticut General Statutes. The tax benefit for real property as provided herein shall apply to only the residence itself, the building lot on which the residence is located, and improvements on said parcel of land.
 - (4) Occupy the real property as a "principal residence," which is defined as having used the residence for more than 183 days of each calendar year.
 - (5) First apply for tax relief under any Connecticut General Statute or local ordinance for which the applicant is eligible, before the tax benefit created by this article shall be given.
- B. If the property is owned by a trust, the applicant shall be eligible for tax deferral if the applicant is the primary beneficiary of the trust and the applicant meets all other requirements. A copy of the trust agreement shall accompany the application.
- C. The applicant shall not be delinquent in the payment of real property taxes, personal property taxes, or motor vehicle taxes for any prior tax year or the current year under which the applicant is applying.

§ 267-16. Applications.

Application for deferred tax relief shall be filed with the Assessor between February 1 and May 1 on a form provided by the Assessor, together with all information required to determine eligibility. Applicants must file applications annually to qualify.

§ 267-17. Determination of tax deferral.

The Assessor shall review applications and information provided by applicants seeking tax deferral under this article. The Assessor shall determine eligibility of applicants no later than May 15 of each year and notify the Tax Collector of the amount of tax deferral.

§ 267-18. Total tax relief allowed.

- A. The maximum amount of any tax deferral shall be equal to the amount of real property taxes owed in excess of 8% of the taxpayer's income, minus amounts received under any other state or local elderly relief programs.
- B. Income shall include adjusted gross income as defined in the Internal Revenue Code of 1986,¹ as amended, and shall include social security benefits, railroad retirement

¹ Editor's Note: See 26 U.S.C. § 1 et seq.

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benefits, income from tax exempt retirement and annuity sources, as well as other taxable and nontaxable income. Income from an applicant's spouse shall be included if he or she resides on the tax property.

- C. In any case where title to real property is recorded in the name of the applicant or his or her spouse, and is partially owned by any other person or persons, the tax relief provided herein will be apportioned by the Assessor of the Town of Columbia to reflect the fractional share of such taxpayer or spouse.

§ 267-19. Reimbursement of taxes deferred; interest.

- A. All taxes deferred shall be reimbursed to the Town within one year of the death of the recipient or upon conveyance of the real property subject to taxation.
- B. Total deferments for all years shall not exceed the assessed value of the real property as indicated by the Tax Assessor.
- C. The recipient shall annually enter into a written agreement with the Town, providing for reimbursement. The amount of such tax deferral benefit shall be recorded on the land records of the Town and shall constitute a lien on the property payable within one year of the death of the applicant or upon conveyance of the property.
- D. All taxes deferred shall be subject to an interest charge of 4% per year. Such interest shall be included in the written agreement to be entered into by the Town and the qualified applicant. The interest shall be simple interest, not compounded, and shall accrue from the date such taxes are due until conveyance of the property or within one year of the death of the applicant. Any taxes deferred but not paid upon conveyance of the property or within one year of the death of the applicant shall be subject to the same interest rate charged by the Town for delinquent taxes.

§ 267-20. Construal of provisions; severability; when effective.

- A. This article shall not be construed to conflict with any state statute, rule or regulation.
- B. The provisions of this article are declared to be severable, and invalidity of any portion shall not affect the validity of the remainder.
- C. This article shall take effect 15 days after publication of a summary of its provisions in accordance with Connecticut General Statutes § 7-157(b).²

2. Editor's Note: This ordinance became effective 10-31-2006.

ARTICLE VII
Property Taxes
[Adopted 5-3-2016 BOS]

§ 267-21. Retention of excess property tax payments.

Pursuant to Connecticut General Statutes § 12-129, the Tax Collector is hereby authorized to retain any property tax payment in excess of the amount due, whether for principal, legal interest, penalty or fees, provided that the amount of such excess payment is less than \$5.

§ 267-22. Waiver of property taxes.

Pursuant to Connecticut General Statutes § 12-144c, the Tax Collector is hereby authorized to waive the payment of any property tax due in any amount less than \$5.

Chapter 280

VEHICLES AND TRAFFIC

- § 280-1. General parking regulations. § 280-3. Parking and snow removal.
 § 280-2. Fire/safety lanes. § 280-4. Enforcement.

[HISTORY: Adopted by the Board of Selectmen of the Town of Columbia 4-16-2002; adopted by the Town Meeting 5-2-2002; amended by the Board of Selectmen 12-16-2014. Subsequent amendments noted where applicable.]

§ 280-1. General parking regulations.

- A. No vehicle shall be permitted to remain parked on any roadway in the Town of Columbia in the following manner:
- (1) Within 10 feet of any fire hydrant.
 - (2) Upon the traveled portion of any roadway except in the direction that traffic is headed.
 - (3) With the right-hand wheels further than 12 inches from the curb or edge of the roadway.
 - (4) Within 25 feet of any intersection or marked crosswalk.
 - (5) Within 25 feet of any stop sign.
 - (6) Parallel and adjacent to a vehicle already parked in a particular area.
 - (7) In such a manner as to obstruct or interfere with the ingress or egress from a private driveway or alleyway, except with the permission of the owner of such private driveway or alleyway.
 - (8) In such a manner as to obstruct the flow of traffic.
 - (9) In violation of any sign posted by the Traffic Authority (Board of Selectmen) of the Town of Columbia or the Office of the State Traffic Administration of the State of Connecticut, which prohibits, limits or regulates the parking of vehicles within the Town of Columbia. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
 - (10) In an area designated as reserved for handicapped persons in accordance with § 14-253a of the Connecticut General Statutes, unless such vehicle is granted an exception in accordance with said section.
- B. No vehicle shall be permitted to remain stationary upon the traveled portion of any roadway at any curve or turn at the top of any grade where a clear view of such vehicle may not be had from a distance of at least 150 feet in either direction.

§ 280-2. Fire/safety lanes.

(In accordance with § 29-293 of the Connecticut General Statutes.)

- A. **Definition.** A "fire/safety lane" is a designated passageway of sufficient size and location to permit the unobstructed free passage of fire and other emergency equipment from a public highway to all necessary areas or portions of any private or public property. A fire/safety lane may be designated to assure access to any public or private premises having a capacity of 25 or more persons, or in any parking lot having a capacity of 15 or more motor vehicles, or any water hole or hydrant maintained for fire protection purposes. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- B. **Establishment.** The Fire Marshal shall have the authority to designate such fire/safety lanes as are reasonably required for the protection of persons and property, and to give effect to this chapter. The Fire Marshal shall establish such fire/safety lanes by written order, which shall be delivered in person or by certified mail to the record owner or agent of the owner of any private land, or to the responsible authority in the case of public promises. A copy of such order shall also be filed with the Town Clerk, First Selectman, Fire Chief and resident state trooper and an official record kept in the office of the Fire Marshal.
- C. **Appeal of order.** Any person(s) or public agencies aggrieved by such order may file a written notice of appeal with the Board of Selectmen within 15 days after the date of such order. The notice of appeal shall state the reasons of the grievance. The Selectmen shall conduct a hearing on such appeal within 30 days and may affirm, modify or rescind such order.
- D. **Signs and markings.** Within 15 days of the establishment of a fire/safety lane, the owner of the property (or responsible public agency) shall cause to be erected and installed adequate signs, markings or other devices to delineate such fire/safety lane and shall thereafter maintain such delineation so as to give reasonable notice to the public of the existence of the fire/safety lane. The signs, markings or other devices to be erected, installed and maintained by the property owner shall be approved by the Fire Marshal or his/her designee. If the owner of the property fails to so delineate the fire/safety lane, the Town shall cause the same to be erected and the cost of same shall be billed and collected as a municipal fee or assessment, the same manner as municipal tax. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- E. **Maintenance.** Fire/safety lanes established pursuant to this section shall be kept free of ice and snow by the owner of the property.
- F. **Enforcement.** No person shall park or permit to stand a motor vehicle in a fire/safety lane established in accordance with this section, except when the operator remains in the vehicle and is in the actual process of picking up or discharging passengers.
- G. **Access roads.** In any parking lot for 15 or more vehicles, all aisles, access roads and other passageways which are not marked for parking shall automatically be designated as fire/safety lanes, without the necessity of designation or marking pursuant to Subsections B and D of this section.

§ 280-3. Parking and snow removal.

- A. No vehicle shall be parked on any roadway under the jurisdiction of the Town of Columbia or in any area designated as a municipal parking area between the hours of 12:00 midnight and 6:00 a.m. from November 1 through April 15 in any year. Exception: persons employed by the Town.
- B. No snow, ice or debris shall be placed on any roadway under the jurisdiction of the Town of Columbia or any municipal parking area.

§ 280-4. Enforcement.

- A. A written schedule of fines for violations of the regulations contained herein shall be maintained at the state trooper's office. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- B. Any person who violates any provision of these regulations shall be subject to a fine as set by the Traffic Authority (Board of Selectmen).¹

1. Editor's Note: Original Sec. 15-6 A 15D of the Town Ordinances, Penalties for Offenses, which immediately followed this subsection, was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Chapter 288

WASTE MANAGEMENT

ARTICLE I Use of Transfer Station

- § 288-1. Definitions.
- § 288-2. Regulations.
- § 288-3. Penalties for offenses.
- § 288-4. Severability.

ARTICLE II Waste from Oil and Gas Exploration or Extraction

- § 288-5. Definitions.
- § 288-6. Prohibitions.
- § 288-7. Bids and contracts.
- § 288-8. Penalties for offenses.
- § 288-9. Repealer.
- § 288-10. Severability.

[HISTORY: Adopted by the Town of Columbia as indicated in article histories. Amendments noted where applicable.]

ARTICLE I Use of Transfer Station [Adopted 12-6-2005 STM]

§ 288-1. Definitions.

For the purposes of this article, the words and phrases stated below shall have the following meaning:

BULKY WASTE — Tree trunks, stumps, building materials, furniture, appliances, and other items defined as "bulky waste" by the regulations of the Department of Energy and Environmental Protection. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**

HAZARDOUS WASTE — Those substances possessing radioactive, caustic, toxic, explosive or pathological properties, including those substances considered hazardous or toxic under any law or regulation of any federal or State of Connecticut agency.

RECYCLED — Solid waste that is collected, sorted, separated, treated and altered for the purpose of reuse. Materials to be recycled shall include, but not be limited to, newspaper, white paper, corrugated cardboard, bottles, cans, scrap metal, waste oil and batteries. A complete, up-to-date list of materials to be recycled can be found on the Town's web page. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**

RESIDENCE — Real estate containing one or more units that provide housekeeping facilities for its occupants, excluding hospitals, motels and hotels.

RESIDENTIAL USE — A use related to a person's residence.

§ 288-1

COLUMBIA CODE

§ 288-3

SOLID WASTE — Unwanted or discarded solids, liquids, semisolid or contained gaseous materials, including bulky waste and items left to be recycled.

TRANSFER STATION — The location or facility owned, rented or leased by the Town specifically designated and set aside for the receipt and transfer of solid waste. The present transfer station is located off Route 6, next to the Town garage. The Town may change the location of the transfer station at any time at its discretion.

§ 288-2. Regulations.

- A. Solid waste generated at residences located within the Town of Columbia may be brought to the transfer station, and such solid waste will be disposed of pursuant to the policies established by the Board of Selectmen and in accordance with directions and signs posted at the transfer station. Only solid waste that is generated at residences, or from locations owned by the Town, may be brought to the transfer station. No solid waste may be deposited at the transfer station by commercial or business entities. All solid waste must be delivered to the transfer station by the occupants or noncommercial owners of such residences. All loads must be covered or properly secured entering the transfer station. **[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]**
- B. The transfer station shall not accept the following:
- (1) Hazardous waste.
 - (2) Septic waste.
 - (3) Closed-lid paint cans. All paint cans must be clear of liquid and be dried out.
 - (4) Large motorized vehicles, such as riding mowers, tractors or cars.
 - (5) All other excluded items as may be approved by the Board of Selectmen.
- C. The Board of Selectmen shall establish fees, hours of operation and procedures for using the transfer station. Any violation of set hours or procedures shall be deemed a violation of this article.

§ 288-3. Penalties for offenses.

Violation of any sections of this article by any person shall be punishable by one or all of the following:

- A. Suspension or revocation of the right to use the transfer station, if at a hearing held after at least five days' written notice an individual is found to have violated this article.
- B. A fine of not more than \$50 for each offense, and each day that the violation exists or continues shall be deemed a separate offense.
- C. Any other fine or penalty permitted under state or federal law.

§ 288-4. Severability.

If any provision of this article or its application to any person, situation or circumstances is held invalid, such invalidity shall not affect any other provision or application of same.

ARTICLE II

**Waste from Oil and Gas Exploration or Extraction
[Adopted 8-15-2017 BOS]**

§ 288-5. Definitions.

For the purposes of this article, the following terms, phrases, and words shall have the meanings given here, unless otherwise clearly indicated by the context:

APPLICATION — The physical act of placing or spreading natural gas waste or oil waste on any road or real property located within the Town of Columbia.

HYDRAULIC FRACTURING — The fracturing of underground rock formations, including shale and nonshale formations, by man-made, fluid-driven techniques for the purpose of stimulating oil, natural gas, or other subsurface hydrocarbon production.

NATURAL GAS EXTRACTION ACTIVITIES — All geologic or geophysical activities related to the exploration for or extraction of natural gas, including, but not limited to, core and rotary drilling and hydraulic fracturing.

NATURAL GAS WASTE —

- A. Any liquid or solid waste or its constituents that is generated as a result of natural gas extraction activities, which may consist of water, brine, chemicals, naturally occurring radioactive materials, heavy metals, or other contaminants;
- B. Leachate from solid wastes associated with natural gas extraction activities;
- C. Any waste that is generated as a result of or in association with the underground storage of natural gas;
- D. Any waste that is generated as a result of or in association with liquefied petroleum gas well storage operations; and
- E. Any products or by-products resulting from the treatment, processing, or modification of any of the above wastes.

OIL EXTRACTION ACTIVITIES — All geologic or geophysical activities related to the exploration for or the extraction of oil, including, but not limited, to, core and rotary drilling and hydraulic fracturing.

OIL WASTE —

- A. Any liquid or solid waste or its constituents that is generated as a result of oil extraction activities, which may consist of water, brine, chemicals, naturally occurring radioactive materials, heavy metals, or other contaminants;
- B. Leachate from solid wastes associated with oil extraction activities; and

- C. Any products or by-products resulting from the treatment, processing, or modification of any of the above wastes.

§ 288-6. Prohibitions.

- A. The application of natural gas waste or oil waste, whether or not such waste has received beneficial use determination or other approval for use by DEEP (Department of Energy and Environmental Protection) or any other regulatory body, on any road or real property located within the Town for any purpose, is prohibited.
- B. The introduction of natural gas waste or oil waste into any wastewater treatment facility within or operated by the Town is prohibited.
- C. The introduction of natural gas waste or oil waste into any solid waste management facility within or operated by the Town is prohibited.
- D. The storage, disposal, sale, acquisition, transfer, handling, treatment, and/or processing of waste from natural gas or oil extraction is prohibited within the Town.
- E. Nothing in this article shall be interpreted to ban the transportation of any product or by-product described herein on any roadway or real property within Columbia.

§ 288-7. Bids and contracts.

Provision to be included in bids and contracts related to the construction or maintenance of publicly owned and/or maintained roads or real property within the Town:

- A. All bids and contracts related to the retention of services to construct or maintain any publicly owned and/or maintained road or real property within the Town shall include a provision stating that no materials containing natural gas or oil waste shall be utilized in providing such a service.
- B. All bids and contracts related to the purchase or acquisition of materials to be used to construct or maintain any publicly owned and/or maintained road or real property within the Town shall include a provision stating that no materials containing natural gas or oil waste shall be provided to the Town.
- C. The following statement, which shall be a sworn statement under penalty of perjury, shall be included in all bids related to the purchase or acquisition of materials to be used to construct or maintain any publicly owned or maintained road or real property within the Town and all bids related to the retention of services to construct or maintain any publicly owned and/or maintained road or real property within the Town:

"We _____ hereby submit a bid for materials, equipment and/or labor for the Town of Columbia. The bid is for bid documents titled _____. We hereby certify under penalty of perjury that no natural gas waste or oil waste will be used by the undersigned bidder or any contractor, subcontractor, agent or vendor agent in connection with the bid; nor will the undersigned bidder or any subcontractor, agent or vendor agent thereof apply any natural gas waste or oil waste to any road or real property within the Town of Columbia as a result of the submittal of this bid if selected."

§ 288-8. Penalties for offenses.

- A. In response to a violation of this article, the Town may require remediation of any damage done to any land, road, building, aquifer, well, watercourse, air quality or other asset within the Town of Columbia. The Town may also impose fines in the amount of \$250 per violation per day for any violation of this article and any other remedies allowable under the law.
- B. Each day on which a violation occurs or continues after the time for correction of violation given in any order has elapsed shall be considered a separate violation of this article.

§ 288-9. Repealer.

All ordinances or parts of ordinances in conflict with this article are hereby repealed.

§ 288-10. Severability.

If any provision of this article or the application thereof to any person or circumstances is held to be invalid, such invalidity shall not affect other provisions or applications of any other part of this article that can be given effect without the invalid provisions or applications; and to this end, the provisions of this article and the various applications thereof are declared to be severable.

APPENDIX

**Chapter A400
AGREEMENTS**

Agreement as to the Location of a Part of the Columbia-Lebanon Boundary Line - 1805

Whereas the Towns of Lebanon and Columbia have had a dispute relative to the dividing line between said Towns, viz:

From a Chestnut Tree on Chestnut Hill (so-called) to Hebron Town line; the same begin (sic) very indefinitely expressed in all the Acts and Votes that can be found respecting said line, and the said Towns by their Agents having chosen and agreed upon us the Subscribers to hear and determine said dispute and to ascertain the Place where said dividing line shall run from said Chestnut Tree, and we having met the Parties at the house of Captain Asa Torrey in Lebanon on the 11th day of March, 1805, and heard them at large in the matter submitted to us and considered thereof, do award and determine that said line shall extend from said Tree Southwardly to a heap of stones on the Five Mile Line, so-called standing the east side of a road leading from S. Bliss's to James Pinneo, Esq's dwelling house, from thence Southwesterly to a large rock called Five Mile Rock supposed to be a few rods Northwardly of said Five Mile Line, and from thence Westwardly to a brook called Root's Mill Brook at the place where the said Brook intersects the line formerly between Lebanon and Hebron, which shall, in future be the Northwest Corner bound of Lebanon and the Southwest corner bound of said Columbia.

Peter Webb)
Sylvester Gilbert) Arbitrators
Roger Huntington)

Lebanon, March 11, 1805

(A survey and description of the above described boundary line was filed February 3, 1951 in Map Book No. 2, Page 36 of the Columbia Land Records.)

COLUMBIA CODE

**Agreement as to Location of the Columbia-Andover Lines
Columbia Land Records Book 15, Pages 197-200**

As there were no records of the dividing lines between the Towns of Andover and Columbia to be found, the Selectmen of the Towns concluded to survey the lines and remark with stones or monuments as required by Section 910 of the General Statutes of Connecticut, and to have a record of their doings made in each Town.

After several efforts to find the old corner and angular bounds by going over the supposed lines between Andover and Columbia, Columbia and Hebron and Hebron and Andover, a Point was agreed upon as the corner of the three Towns.

It is generally believed that the old bound at this place had been removed and the ground plowed a number of years ago. As other bounds beside this along the Andover-Columbia line had been lost, there was a great difficulty in finding the angular bound East or Northeast of the (so-called) Bill Road. Again, instead of finding that Andover, Columbia and Coventry corner at the same point, it was found that Hop River is the line between Columbia and Coventry, and therefore the Northeast corner of Columbia must be in the middle of the river, while the Southeast corner of Andover joins the Town of Coventry on the bank of the river at a large White Oak Tree 41.6 feet from the edge of the water at the Southerly bank of the river, a few rods upstream from the bridge (usually known as Parker's Bridge.)

Having thus found or agreed upon the corners of Andover and Columbia, and the angular bound between, we proceeded to survey as follows, viz:

Beginning at the newly marked corner of the Towns of Andover, Columbia and Hebron, on land of Mrs. Eila M. Hutchinson, then N. 34d 48'E. 83.5 feet, we came to a wall at the pasture of Mrs. Elia M. Hutchinson, and at 543.6 feet crossed a wall on to land of Nelson Gilman, then at 812.8 feet we crossed an old wall, and at 831 feet we placed the First (intermediate) Bound, then at 838.3 feet we crossed a wall into a mowing lot, then at 1505 feet we crossed a wall, at 1519.5 feet we crossed a wall, at 1541 feet we crossed another, and at 1923.5 feet we crossed the wall on the West side of the West Street Road, and the middle of the road at 1944.5 feet and at 1961 feet we set the Second Bound, then crossed the wall at 1963.5 feet on the East side of the road, on to land of Edwin L. Hutchinson, then at 2931.6 feet we crossed a brook, at 3281 feet we placed the Third Bound, then at 3751.2 feet we crossed a wall into an old lane, and at 3780 feet we crossed a wall out of the lane, then another wall at 3944.5 feet, and at 4026.6 feet we crossed the wall on the West side of the Bill Road, and at 4056 we set the Fourth Bound on the East side of the traveled path, then we crossed the wall on the East side of the road at 4059.7 feet onto land of John Miller then the corner of a wall on the West side of an old lane at 4361 feet, and at 4411 feet another wall corner on the East side of the lane, then another wall at 4912 feet an old wall at 5122.4 feet and came to the angle where we placed the Fifth Bound by the side of the old one, at a distance from Hebron corner of 6228.2 feet or 316 rods, 21 links. Here, we turned an angle of 9d 15' E. to a course of -N.44d 3' E., then we crossed an old wall at 174 feet, a cart path at 421 feet, another cart path at 619.5 feet, and still another cart path at 655 feet, and placed a sixth Bound at 872.2 feet, then crossed another cart path at 904 feet, then over a wall at 928.4 feet, then crossing an old barway at 968 feet, onto land of Charles W. and Hattie Smith, then at 980 feet we came to an old bound 36.5 feet to N. of the line then we crossed a cart path at 1039.2 feet, and after passing through a swamp and over a fence we placed The

AGREEMENTS

Seventh Bound at 2192.2 feet, leaving this we passed over a wall onto mowing land of 2271 feet a little farther on up the hill we passed over another wall into a pasture, then at 2757.4 feet we crossed the wall on the West side of the old "Hartford and Norwich Turnpike" and placed the Eighth Bound by the side of this wall at 3198.8 feet, then we crossed the walk on the East side of the road at 3257.7 feet, and at 4060.8 then a wall at 4458.3 feet then farther on passing a pile of stones on a large rock we placed the Tenth Bound at 5032 feet, then came to a post and rail fence at 5079.5 feet an old bound at 5524 feet and the Eleventh Bound at 6352 feet we passed an old bound at 7642 feet, 2 feet west of the line, and placed the Twelfth Bound by the side of the Willimantic Road at 7672 feet then passing the (so-called) Cook House at 7784.1 feet and crossing the railroad track, at 8657 feet, we placed the Thirteenth Bound at 8937 feet, on W. side of highway and at 10257 feet came to the White Oak Tree the corner of Andover and Coventry, making the whole distance from the Hebron Corner of Coventry 15485.2 feet, or 2 Miles, 298 rods 12, links.

Edgar D. White)
Louis B. Whitcomb) Selectmen of the Town of Andover
E.M. Yeomans)

L.W. Winter)
J.L. Porter) Selectmen of the Town of Columbia

Andover, Connecticut, September 4, 1909.

COLUMBIA CODE

**Agreement as to Maintenance of Bridges Between Towns of Lebanon and Columbia
Columbia Town Record Book 1 Page 272**

We, the Subscribers, selectmen of the Towns of Lebanon and Columbia, upon mutual calculation - do agree to support and maintain the bridges belonging to the said Towns of Lebanon and Columbia as follows:

The Town of Lebanon is to make and maintain the bridge over Ten Mile River on the road leading from Stephen Buckingham's to the Town of Windham and the bridge over said river near Kingsley's saw-mill, and the Town of Columbia is to make and maintain the bridge on the Turnpike Road leading through said Columbia over Ten Mile River.

| | | |
|------------------|---|--------------|
| Daniel Tilden |) | |
| Gildeon Hoxsey |) | |
| William Williams |) | Selectmen of |
| Abiel Stark |) | Lebanon |
| Eilphalet Abel |) | |
| Ambrose Williams |) | |

| | | |
|--------------------|---|--------------|
| Stephen Hosmer |) | Selectmen of |
| Hazeklah Hartsbarn |) | Columbia |
| Stephen Buckingham |) | |

**Authorization for an Agreement with Town of Lebanon
Regarding Maintenance of Latham and Jones Bridges
Town Record Book 4 Pages 433-434**

Voted: To authorize the Selectmen to enter into an agreement with the Selectmen of the Town of Lebanon concerning care and maintenance of Latham and Jones bridges over the Ten Mile River, by which the Town of Columbia will assume the care, expense of construction and maintenance of Latham Bridge, so-called, and the Town of Lebanon will assume the care, expense of maintenance of Jones Bridge, so-called.

Town Meeting: March 7, 1959

**Chapter A401
SPECIAL ACTS**

**Town of Columbia
Act of Incorporation, 1804**

At a General Assembly of the State of Connecticut holden at Hartford on the Second Thursday of May A.D. 1804.

Upon the Petition of Steven Hosmer, Agent for the 2nd Society in Lebanon showing to this Assembly, that said Society is situated at a great distance from the place of holding Town & Freemans Meeting in the Town of Lebanon and the great inconveniences under which they labor from their local situation, and that it would be highly beneficial to said Second Society to be incorporated into a Town, with all the rights of Town Corporations in this state with liberty of sending one Representative to the General Assembly as per Petition on file dated April 9th A.D. 1804.

Resolved by this Assembly that said Second Society as Incorporated by the General Assembly A.D. 1716 and bounded as followed, viz:

Beginning at a white oak tree standing on the west side of a hill on the east side of a brook just by Hartford Old Road from Norwich to Hartford which is the NW bound of Lebanon, from thence Northerly the same point of compass that Lebanon west line runs till it comes to Coventry south line thence turning East by Coventry line till t comes to Hop River, then bounded by said river till it comes as far East as Lebanon east bound, thence turning Southward to the N.E. corner boundary of Lebanon Township, from thence by the bounds granted by the Town of Lebanon as it appears of record in Lebanon Book of Records, that said Society and the Inhabitants living within the limits thereof, be and the same are Incorporated into a distinct Town by the name of Columbia, and the inhabitants thereof shall enjoy all the powers, privileges, immunities and franchises which the inhabitants of other Towns in this State enjoy with the right of sending one Representative to the General Assembly of his State, and said Town of Columbia shall pay its proportion of all charges and debts already accrued by and now due from said Town of Lebanon and take all its proportion of the present Poor of said Town and its proportion of the Bridges and shall receive its proportion of the property and stock of said Town of Lebanon and its proportion of all school monies, the proportion in all .cases aforesaid to be determined according to the list of said Town of Lebanon for the Year A.D. 180-3, and the Town and Freemans Meetings shall be holden at such place in said Town of Columbia as the inhabitants hereof shall direct and the first Town Meeting in said Town shall be holden on the third Monday of June next, at the Meeting-House in said Town, and Simon Clark of said Town shall be the Moderator of said first meeting by setting up a notification thereof on the Public sign-post in said Town at least eight days before the day of Meeting and said Town at the first and other Meetings shall have the same power as other Towns in this State, the Annual Town Meetings in said Town shall be holden in the months of November and December, and the Town Officers elected at said first Meeting shall hold their Offices until the next Annual Meeting, and said Town of Columbia shall, continue a part of the County of Windham and in the Probate District of Windham.

A true Copy of Record

Examined by Samuel Wyllys, Secretary.

The above and foregoing is a true copy of the original Resolutions.

Attest: Seth Collins, Town Clerk

COLUMBIA CODE

Special Act Annexing a Part of the Town of Windham to the Town of Columbia

At a General Assembly of the State of Connecticut holden at Hartford in said State on the first Wednesday of May 1821.

Resolved by this Assembly that the part of Town of Windham lying west of the Willimantic River, being part of a farm belonging to the heirs of Stephen Buckingham, deceased, shall be annexed to the Town of Columbia; and that Willimantic, Ten Mile and Hop Rivers shall be the dividing line between said Towns.

Examined by Thomas Day, Secretary

Reordered in Columbia Land Records May 20, 1822

Samuel Little, Registrar

SPECIAL ACTS

Special Act No. 272, Session of 1901
Establishing a Joint School District in the Towns of Columbia and Coventry

Resolved by this Assembly:

Section 1: That all the territory comprised within the present limits of the Hop River Village School District of the Town of Columbia and the real estate now owned by George H. Gardner, George W Maine, the N.Y., N.H. & H. RR. Co., the N.Y. & N.E. RR. Co., and C. C. Case, all of which real estate is now within the limits of the Second School District of the Town of Coventry, be and the same is hereby made, formed and constituted a joint School District by the name of the Hop River School District.

Said Joint School District shall be subject to all the provisions of the General Statutes concerning Joint School Districts formed from parts of two or more towns.

Section 2: The expense of maintaining a school In said Joint School District shall be apportioned between and paid by said Towns of Columbia and Coventry In the manner provided by the General Statutes relating to Joint School Districts.

Section. 3s Number 287 of the Special Laws of 1897 annexing premises of George H. Gardner to the Hop River Village School District of Columbia is hereby repealed.

Approved: May 14, 1901

COLUMBIA CODE

**Special Act No. 448, Session of 1933
An Act Authorizing the Discontinuance of a Highway
in the Towns of Columbia and Lebanon**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

The Towns of Columbia and Lebanon are authorized to close a certain highway of approximately eight-tenths of a mile in length, including all bridges thereon, in said Towns, which highway is described as follows:

Beginning at Potter's Corner near the "Old Stone Chimney" (Garrison's house location) in the Town of Columbia and extending to and across Ten Mile River to Ayer's ice houses at the intersection of the "Windham Cards Mills Road" in the Town of Lebanon.

See Town Record Book 4 Page 39

SPECIAL ACTS

Special Act of the General Assembly, Session of 1933, No. 453, Section 26

All Acts and Proceedings of the Town of Columbia, Its Selectmen, officers and agents, in connection with the purchase of Columbia Reservoir, so called, with in said Town, and in issuing notes of said Town for the payment of part of the purchase price, done at or in pursuance of a vote of said Town at a meeting warned and held for the purpose on May 7, 1932, otherwise valid except that said Town had no specific statutory authority for said Acts and Proceedings are validated, and said Town, it's Selectmen, officers and agents are further authorized to carry out the terms of the contract for the purchase of said reservoir recorded in Columbia Land Records, Volume 23, pages 261-264, and to Issue notes of said Town for the unpaid balance of the purchase price.

Approved: June 9, 1933

COLUMBIA CODE

**Special Act No. 317, Concerning Construction of Bridges
Between the Towns of Columbia and Lebanon**

The Towns of Columbia and Lebanon may agree, at a Town Meeting of each of said Towns, properly warned, that the Town of Lebanon shall construct and maintain the Jones Bridge and the Town of Columbia shall maintain the Latham Bridge, each on the Ten Mile River between said Towns.

Approved: June 16, 1959

SPECIAL ACTS

**Special Act No. 218 of the General Assembly of Connecticut
Concerning a Town Recreation Area in the Town of Columbia**

The Town of Columbia may purchase property or develop town property for a recreation area and restrict the use thereof to residents and property owners of said town in accordance with a vote of a Town Meeting.

The Town may lease such area to any local non-profit organization, and such organization may develop and maintain the area, may provide facilities and equipment for sanitation, recreation and the safe use of the area and may enforce the restriction of its use to residents and property owners, and such organization may make charges for the use of the area to cover the cost of its operations hereunder.

Approved: May 10, 1967

COLUMBIA CODE

**Special Legislation of the Connecticut General Assembly
Concerning the Proposed Relocation of a Certain Portion
of the Coventry-Columbia Boundary Line**

Whereas the existing Columbia-Coventry Town line which coincides with the center of the Hop River from the northerly property line of the New York, New Haven and Hartford Railroad Company where Railroad Bridge No. 253 crosses Hop River; thence generally in an easterly direction to a point, which point is about Six Hundred Sixty (660) feet more or less northwesterly of the existing bridge on Flanders River Road over the Hop River, the length of Said segment of said Town line is about One Thousand Three Hundred and Fifty (1,350) feet more or less.

Whereas the Connecticut State Highway Department, in connection with the Relocation of Route U.S. 6 In the Town of Columbia and Coventry, being designated as Project No. 37-74, plans to relocate the Hop River from its present location to a new location, in generally a southerly direction about Two Hundred (200) feet, more or less;

Be it Resolved: That the First Selectman of the Town of Columbia be authorized to enter into a Town Boundary Line agreement with the Person or Persons with similar authority of the Town of Coventry, whereby, upon completion of the construction of the Relocation of Route U.S. 6 by the Connecticut State Highway Department, the relocated Boundary Line shall be located as follows:

Beginning at a Point in the center of the Hop River, said Point being more particularly described as being North 324,199.474 and East 733,894.542 on the Connecticut Geodetic system, thence running on a curve having a radius of three hundred sixty and no thousandths (360.000) feet for a distance of two hundred ninety-seven and five hundred thirty-seven thousandths (297,537) feet, thence running three hundred sixty-five and five hundred thirty-one thousandths (365.531) feet on a true bearing of S84 31' – 00' E, thence running on a curve having a radius of three hundred twenty and no thousandths (320.) feet for a distance of one hundred ninety-two and seven hundred seventy-seven thousandths (192.777) feet thence running two hundred twenty-eight and nine hundred eighty-five thousandths (.228-985) feet to another point in the center of the Hop River said point being more particularly described as being North 324,034.234 and East 734,883.613 on the Connecticut Geodetic System.

Presented to the General Assembly on or before December 27, 1968.

DERIVATION TABLE

Chapter DT

DERIVATION TABLE

§ DT-1. Derivation Table of Former Compilation to 2020 Code

In order to assist Code users in the transition to the new Code's organization, the Derivation Table indicates where chapters and sections of the former compilation titled "Town Ordinances" have been included in the 2020 Code, or the reason for exclusion.

§ DT-1. Derivation Table of Former Compilation to 2020 Code

- NCM = Not Code material (legislation is not general or permanent in nature).
 REP = Repealed effective with adoption of Code; see Ch. 1, Art. I.
 NI = Not included in Code but saved from repeal.
 NLP = New legislation is pending.

| Chapter/Title From Former Compilation | Location in 2020 Code |
|---|-----------------------|
| Chapter 1 | |
| 1-1, Aerial Survey (Assessing) | NCM; Historical Only |
| 1-2, Solar Energy – Heating and Cooling Systems (Assessing) | Ch. 267, Art. III |
| 1-3, Ambulance-Type Vehicle Tax Exemption (Assessing) | Ch. 267, Art. IV |
| 1-4, Additional Members to Board of Assessment (Assessing) | Ch. 14, Art. I |
| Chapter 2 | |
| 2-1, Budget Publications | Ch. 44, Art. II |
| Chapter 3 | |
| 3-0, Prohibiting Building Permits – Delinquent Taxes (Building Permits/Codes/Penalties) | Ch. 130, Art. III |
| 3-1, Adoption of State Building Code (Building Permits/Codes/Penalties) | Ch. 130, Art. I |
| 3-1, Penalties Implemented to State Building Code (Building Permits/Codes/Penalties) | Ch. 130, Art. II |
| Chapter 4 | |
| 4-1, Canvassing | Repealed 11-19-2019 |

| Chapter/Title From Former Compilation | Location in 2020 Code |
|--|---|
| Chapter 5 | |
| 5-1, Boundary (Columbia Green) | Ch. 29, Art. II |
| 5-2, Care of Walkway (Columbia Green) | Ch. 29, Art. III; Ch. 29, Art. V |
| 5-3, Encroachments (Columbia Green) | Ch. 29, Art. I |
| 5-4, Refusal to Sell (Columbia Green) | Ch. 29, Art. IV |
| Chapter 6 | |
| 6-1.1, Purchase of Columbia Lake by Town in 1932 (Columbia Lake) | NCM; Historical Only |
| 6-1.2, Purchase of Columbia Lake Special Act of the General Assembly (Columbia Lake) | Ch. A401 |
| 6-2, Referendum on Purchase of Murphy Property (Columbia Lake) | NCM; Historical Only |
| 6-3, Encroachments Into the Waters (Columbia Lake) | Ch. 190, Art. I |
| 6-4, Activities – Glass Containers – Launching Boats – Alcoholic Beverages (Columbia Lake) | Ch. 190, Art. IV |
| 6-5, Motorboat Operation/Boating Laws & Ordinances/ Penalties (Columbia Lake) | Ch. 190, Art. II |
| 6-6, Motorboats/Water Skiing Regulations – Permits for Water Carnivals/Regattas – Marine Patrol Officers – Fishing Policy (Columbia Lake) (Safety Regulations) | Ch. 190, Art. III; Ch. 190, Art. V |
| 6-7, Animals on Town Owned Property | Repealed 6-15-2004; see Ch. 118, Art. I |
| Chapter 7 | |
| 7-1, Recreation Area – General Assembly Action (Columbia Recreation Area) | Ch. A401 |
| 7-2, Purchase of Property on Hennequin Road (Columbia Recreation Area) | NCM; Historical Only |
| 7-3, Easement to Hartford Electric Co. (Columbia Recreation Area) | NCM; Historical Only |
| 7-4, Activities at Recreation Area – Possession of Alcoholic Beverages (Columbia Recreation Area) | Ch. 112, Art. I |
| 7-5, Animals on Town Owned Property (Columbia Lake) (Columbia Recreation Area) (Columbia, Town of) | Ch. 118, Art. III |

| Chapter/Title From Former Compilation | Location in 2020 Code |
|---|------------------------------|
| 7-6, Management of Szegda Farm – Town Owned Property (Columbia Recreation Area) | Ch. 262 |
| 7-6, Prohibited Acts/Penalty for Szegda Farm (Columbia Recreation Area) | Ch. 262 |
| Chapter 8 | |
| 8-1, Incorporation of Columbia (Columbia, Town of) | Ch. A401 |
| 8-2, Columbia – Lebanon Boundary (Columbia, Town of) | Ch. A400 |
| 8-3.1, Bridges – Agreement with Lebanon (Columbia, Town of) | Ch. A400 |
| 8-3.2, Bridges – General Assembly Action (Columbia, Town of) | Ch. A401 |
| 8-3.2, Bridges – Latham & Jones – Agreement with Lebanon (Columbia, Town of) | Ch. A400 |
| 8-4, Columbia – Windham Boundary (Columbia, Town of) | Ch. A401 |
| 8-5, Columbia – Andover Boundary (Columbia, Town of) | Ch. A400 |
| 8-6, Reserve Fund (Columbia, Town of) | Ch. 44, Art. I |
| 8-7, Town Road Names (Columbia, Town of) (Roads) | NCM; Historical Only |
| 8-8, Trust Funds (Columbia, Town of) | Ch. 44, Art. V |
| 8-9, Office Building (Columbia, Town of) | NCM; Historical Only |
| 8-10, Columbia – Coventry Boundary (Columbia, Town of) | Ch. A401 |
| 8-11, Fourth of July (Columbia, Town of) | Ch. 211, Art. I |
| 8-12, Fiscal Year (Columbia, Town of) | Ch. 44, Art. III |
| 8-13, Land Acquisition Fund (Columbia, Town of) | Ch. 44, Art. IV |
| 8-14 (Not Used) | |
| 8-15, Economic Commission (Columbia, Town of) | Ch. 14, Art. II |
| 8-16, Recreation Commission (Columbia, Town of) | Ch. 14, Art. III |
| Chapter 9 | |
| 9-1, Library Planning Commission (Columbia, Town of) | Repealed 11-19-2019 |
| 9-2, Town Historian (Columbia, Town of) | Ch. 75, Art. II |

| Chapter/Title From Former Compilation | Location in 2020 Code |
|--|---------------------------------|
| Chapter 10 | |
| 10-1, Fee Schedule – Capture & Impoundment (Dogs) | Ch. 118, Art. I |
| 10-2, Fee – Care and Detention (Dogs) | Ch. 118, Art. II |
| Chapter 11 | |
| 11-1, Housing (Columbia, Town of) | Ch. 169, Art. I |
| Chapter 12 | |
| 12-1, Regional Council of Governments (WINCOG) (Columbia, Town of) | Repealed; see Ch. 20 |
| 12-2, Regional Council of Governments (CRCOG) (Columbia, Town of) | Ch. 20 |
| Chapter 13 | |
| 13-1, Ordinance Regulating the Construction and Alteration of Driveways | Repealed 6-1-1999 |
| Chapter 14 | |
| 14-1, Highways (Roads) | Ch. A401 |
| 14-2, Transfer of Road (Roads) | NCM; Historical Only |
| Chapter 15 | |
| 15-1, Abandoned Refrigerators (Safety Regulations) | Repealed 11-19-2019 |
| 15-2, An Ordinance to Regulate Parking of Motor Vehicles During Winter Storms | Repealed 4-16-2002; see Ch. 280 |
| 15-3, An Ordinance Authorizing the Establishment of Safety Lanes | Repealed 4-16-2002; see Ch. 280 |
| 15-4, Ambulance Service, Contract for (Safety Regulations) | Ch. 7 |
| 15-5, Street Numbers – Affixing of – Penalty for Violations (Safety Regulations) | Ch. 255, Art. I |
| 15-6, Traffic Regulations (Safety Regulations) | Ch. 280 |
| 15-7, Emergency Management Director | Ch. 75, Art. III |
| 15-8, Open Burning Ordinance | Ch. 156, Art. I |
| 15-9, Anti-Blight (Safety Regulations) | Ch. 224, Art. I |
| Chapter 16 | |

| Chapter/Title From Former Compilation | Location in 2020 Code |
|--|------------------------------|
| 16-1, Establishing a Joint School District – Territory/ Expense of Maintaining School/Special Laws of 1897 (Schools) | Ch. A401 |
| 16-2, Moor's Indian Charity School (Schools) | NCM; Historical Only |
| Chapter 17 | |
| 17-1, Solicitors – Definition – License – Violation Fee (Solicitors Ordinance); Farmers/Gardeners (Solicitors Ordinance) | Ch. 217, Art. I |
| Chapter 18 | |
| 18-1, Delinquent Taxpayers – Publish in Annual Report (Taxes); Rescind Action to Include Notice With All Tax Bills (Taxes) | Ch. 267, Art. II |
| 18-2, Estate Penalty Taxes (Taxes) | Ch. 267, Art. I |
| 18-3, Tax Abatement for Volunteer Firefighters (Taxes) | Ch. 267, Art. V |
| 18-4, Tax Relief Program for Elderly and Disabled Homeowners (Taxes) | Ch. 267, Art. VI |
| 18-5, Tax Bills and Excess Payments Less Than \$5 | Ch. 267, Art. VII |
| Chapter 19 | |
| 19-1, Compensation (Town Clerk) | Ch. 75, Art. I |
| Chapter 20 | |
| 20-1, Mary B. Yeomans Fund (Yeomans Hall) | NCM; Historical Only |
| 20-2, Use of (Yeomans Hall) | Ch. 103, Art. I |
| Chapter 21 | |
| 21-1, Sewerage Facilities (Waste Management) | Ch. 243 |
| 21-2, Sanitary Disposal Area (Waste Management) | NCM; Historical Only |
| 21-3, Solid Waste Management Plan (Waste Management) | NCM |
| 21-4, Transfer Station/Recycling Center – Use of Transfer Station – Violations (Waste Management) | Ch. 288, Art. I |
| 21-5, Prohibiting the Storage, Disposal or Use of Waste from Oil and Gas Exploration or Extraction Activities | Ch. 288, Art. II |
| Chapter 22 | |
| 22-1, Fee Schedule (Zoning) | Ch. 152, Art. I |
| 22-2, ZBA Application Fee (Zoning) | Repealed 6-4-2019 |

| Chapter/Title From Former Compilation | Location in 2020 Code |
|--|------------------------------|
| 22-3, Citation Procedures/Fines for Municipal Code Violations (Zoning) | Ch. 25 |
| Chapter 23 | |
| 23-0, Right to Farm (Agriculture) | Ch. 147, Art. I |
| 23-1, Justices of the Peace (Columbia, Town of) | Repealed 11-19-2019 |
| 23-2, Publication of Notice of Newly Proposed or Adopted Ordinances | Ch. 79 |

DISPOSITION LIST

Chapter DL

DISPOSITION LIST

§ DL-1. Disposition of legislation.

The following is a chronological listing of legislation of the Town of Columbia, indicating its inclusion in the Code or the reason for its exclusion. [Enabling legislation which is not general and permanent in nature is considered to be non-Code material (NCM).] The abbreviation "TM" stands for Town Meeting; the abbreviation "BOS" stands for Board of Selectmen.

§ DL-1. Disposition of legislation.

| Adoption Date | Adopted By | Subject | Disposition |
|---------------|------------|---|----------------------|
| 10-7-1895 | TM | Columbia Green Encroachments | Ch. 29, Art. I |
| 10-5-1896 | TM | Columbia Green Boundary | Ch. 29, Art. II |
| 10-6-1919 | TM | Fund for Painting of Yeomans Hall | NCM; Historical Only |
| 3-12-1921 | TM | Columbia Green Establishment and Bylaws | Ch. 29, Art. III |
| 10-5-1925 | TM | Columbia Green Establishment and Bylaws Amendment | Ch. 29, Art. III |
| 4-4-1931 | TM | Refusal to Grant Right-of-Way Across Columbia Green | Ch. 29, Art. IV |
| 5-7-1932 | TM | Purchase of Columbia Lake Property | NCM; Historical Only |
| 10-5-1936 | TM | Estate Penalty Taxes | Ch. 267, Art. I |
| 10-5-1942 | TM | Encroachments Into Columbia Lake | Ch. 190, Art. I |
| 6-17-1954 | TM | Abandoned Refrigerators | Repealed 11-19-2019 |
| 3-31-1956 | TM | Reserve Fund | Ch. 44, Art. I |
| 10-3-1961 | TM | Road Names | NCM; Historical Only |
| 3-3-1962 | TM | Names of Delinquent Taxpayers to be Printed in Annual Town Report | Ch. 267, Art. II |
| 6-29-1963 | TM | Selectmen Authorized to Purchase Tenenbaum Property | NCM; Historical Only |

| Adoption Date | Adopted By | Subject | Disposition |
|----------------------|-------------------|--|-------------------------------|
| 3-7-1964 | TM | Motorboats on Columbia Lake | Ch. 190, Art. II |
| 3-7-1964 | TM | Safety Regulations on Columbia Lake | Ch. 190, Art. III |
| 7-25-1964 | TM | Sewerage Facilities | Ch. 243 |
| 8-17-1965 | TM | Sale of Easement to Hartford Electric Light Company | NCM; Historical Only |
| 1-29-1966 | TM | Aerial Survey | NCM; Historical Only |
| 1-29-1966 | TM | Authorization to Build New Office Building | NCM; Historical Only |
| 3-29-1968 | | To Contract with the Columbia Volunteer Fire Department | Repealed 1-30-1989; see Ch. 7 |
| 10-6-1969 | TM | Peddlers and Solicitors | Ch. 217, Art. I |
| 3-11-1970 | TM | Independence Day Parade | Ch. 211, Art. I |
| 9-28-1970 | TM | Adoption of State Building Code | Ch. 130, Art. I |
| 3-4-1972 | TM | Penalties for Building Code Violations | Ch. 130, Art. II |
| 5-13-1972 | TM | Safety Regulations on Columbia Lake Amendment | Ch. 190, Art. III |
| 5-30-1972 | TM | Purchase of Land for Sanitary Disposal Area | Repealed 4-10-1973 |
| 3-3-1973 | TM | Rescind Notice in Tax Bills That Names of Delinquent Taxpayers Will Be Printed in Annual Town Report | Ch. 267, Art. II |
| 4-10-1973 | TM | Purchase of Land for Sanitary Disposal Area | NCM; Historical Only |
| 11-18-1975 | BOS | Moor's Indian Charity School | NCM; Historical Only |
| 9-21-1976 | BOS | Rental Assistance Program | Ch. 169, Art. I |
| 10-4-1976 | TM | Publication of Budget | Ch. 44, Art. II |
| 10-4-1976 | TM | Safety Regulations on Columbia Lake Amendment | Ch. 190, Art. III |
| 11-1-1978 | TM | Solid Waste Management Plan | NCM |
| 11-11-1978 | TM | Tax Exemption for Solar Energy Systems | Ch. 267, Art. III |
| 3-12-1979 | TM | Fiscal Year | Ch. 44, Art. III |

| Adoption Date | Adopted By | Subject | Disposition |
|----------------------|-------------------|---|----------------------|
| 6-21-1982 | TM | Library Planning Commission | Repealed 11-19-2019 |
| 1-12-1984 | BOS | Zoning Fee Schedule | Ch. 152, Art. I |
| 4-2-1985 | BOS | Canvassers | Repealed 11-19-2019 |
| 3-25-1986 | TM | Town Clerk | Ch. 75, Art. I |
| 4-1-1986 | BOS | Application to Zoning Board of Appeals | Repealed 6-4-2019 |
| 5-6-1986 | BOS | Use of Yeomans Hall | Ch. 103, Art. I |
| 5-6-1986 | BOS | Sewerage Facilities Amendment | Ch. 243 |
| 11-18-1986 | TM | Fees for Capture and Impoundment of Dogs | Ch. 118, Art. I |
| 12-3-1986 | BOS | Fee for Care of Impounded Dogs | Ch. 118, Art. II |
| 4-20-1987 | TM | Peddlers and Solicitors Amendment | Ch. 217, Art. I |
| 11-16-1987 | TM | Motorboats on Columbia Lake Amendment | Ch. 190, Art. II |
| 11-16-1987 | TM | Safety Regulations on Columbia Lake Amendment | Ch. 190, Art. III |
| 11-15-1988 | TM | Motorboats on Columbia Lake Amendment | Ch. 190, Art. II |
| 11-15-1988 | TM | Safety Regulations on Columbia Lake Amendment | Ch. 190, Art. III |
| 1-30-1989 | TM | Ambulance Service | Ch. 7 |
| 3-8-1990 | Referendum | Purchase of Murphy Property | NCM; Historical Only |
| 4-3-1990 | BOS | Zoning Fee Schedule Amendment | Ch. 152, Art. I |
| 5-15-1990 | TM | Street Numbers | Ch. 255, Art. I |
| 1-15-1991 | BOS | Town Historian | Ch. 75, Art. II |
| 4-8-1991 | TM | Motorboats on Columbia Lake Amendment | Ch. 190, Art. II |
| 4-8-1991 | TM | Safety Regulations on Columbia Lake Amendment | Ch. 190, Art. III |
| 4-8-1991 | TM | Columbia Green Walkway | Ch. 29, Art. V |
| 12-3-1991 | TM | Conduct at Town Beach | Ch. 190, Art. IV |

| Adoption Date | Adopted By | Subject | Disposition |
|----------------------|-------------------|--|---------------------|
| 12-3-1991 | TM | Alcoholic Beverages at Town Recreation Area | Ch. 112, Art. I |
| 2-20-1992 | TM | Animals on Town Property | Ch. 118, Art. III |
| 10-20-1992 | BOS | Use of Yeomans Hall Amendment | Ch. 103, Art. I |
| 11-16-1992 | TM | Safety Regulations on Columbia Lake Amendment | Ch. 190, Art. III |
| 12-15-1992 | BOS | Fishing at Town Beach | Ch. 190, Art. V |
| 12-7-1993 | BOS | Zoning Fee Schedule Amendment | Ch. 152, Art. I |
| 4-4-1995 | BOS | Safety Regulations on Columbia Lake Amendment | Ch. 190, Art. III |
| 3-5-1996 | BOS | Justices of the Peace | Repealed 11-19-2019 |
| 6-18-1996 | TM | Application to Zoning Board of Appeals Amendment | Repealed 6-4-2019 |
| 2-4-1997 | BOS | Use of Yeomans Hall Amendment | Ch. 103, Art. I |
| 2-23-1999 | TM | Tax Exemption for Certain Motor Vehicles | Ch. 267, Art. IV |
| 1-16-2001 | BOS | Zoning Fee Schedule Amendment | Ch. 152, Art. I |
| 11-20-2001 | TM | Board of Assessment Appeals | Ch. 14, Art. I |
| 1-2-2002 | BOS | Zoning Fee Schedule Amendment | Ch. 152, Art. I |
| 4-16-2002 | BOS | Vehicles and Traffic | Ch. 280 |
| 5-2-2002 | TM | Vehicles and Traffic | Ch. 280 |
| 10-15-2002 | BOS | Zoning Fee Schedule Amendment | Ch. 152, Art. I |
| 10-7-2003 | TM | Board of Assessment Appeals Amendment | Ch. 14, Art. I |
| 11-18-2003 | TM | Encroachments Into Columbia Lake Amendment | Ch. 190, Art. I |
| 11-18-2003 | TM | Land Acquisition Fund | Ch. 44, Art. IV |
| 3-30-2004 | TM | Application to Zoning Board of Appeals Amendment | Repealed 6-4-2019 |

| Adoption Date | Adopted By | Subject | Disposition |
|----------------------|-------------------|--|--------------------|
| 6-15-2004 | BOS | Application to Zoning Board of Appeals Amendment | Repealed 6-4-2019 |
| 6-15-2004 | | Animals on Town Property Amendment | Ch. 118, Art. III |
| 6-15-2004 | BOS | Emergency Management Director | Ch. 75, Art. III |
| 4-5-2005 | TM | Citation Procedure | Ch. 25 |
| 5-24-2005 | TM | Abatement for Volunteer Firefighters | Ch. 267, Art. V |
| 12-6-2005 | TM | Economic Development Commission | Ch. 14, Art. II |
| 12-6-2005 | TM | Use of Transfer Station | Ch. 288, Art. I |
| 5-23-2006 | TM | Recreation Commission | Ch. 14, Art. III |
| 10-3-2006 | TM | Tax Relief Program for Elderly and Disabled Homeowners | Ch. 267, Art. VI |
| 12-16-2008 | TM | Szegda Farm | Ch. 262 |
| 9-29-2009 | TM | Building Permits | Ch. 130, Art. III |
| 9-29-2009 | TM | Right to Farm | Ch. 147, Art. I |
| 12-7-2010 | BOS | Open Burning | Ch. 156, Art. I |
| 4-3-2012 | BOS | Zoning Fee Schedule Amendment | Ch. 152, Art. I |
| 3-19-2013 | BOS | Szegda Farm Amendment | Ch. 262 |
| 3-19-2013 | | Tax Exemption for Certain Motor Vehicles Amendment | Ch. 267, Art. IV |
| 2-4-2014 | BOS | Capital Region Council of Governments | Ch. 20 |
| 6-3-2014 | BOS | Fires and Fire Prevention: Open Buring Amendment | Ch. 152, Art. I |
| 12-16-2014 | BOS | Vehicles and Traffic Amendment | Ch. 280 |
| 12-16-2014 | BOS | Blighted Premises | Ch. 224, Art. I |
| 12-16-2014 | BOS | Citation Procedure Amendment | Ch. 25 |
| 11-4-2015 | BOS | Animals on Town Property Amendment | Ch. 118, Art. III |
| 5-3-2016 | BOS | Property Taxes | Ch. 267, Art. VII |

§ DL-1

COLUMBIA CODE

§ DL-1

| Adoption Date | Adopted By | Subject | Disposition |
|----------------------|-------------------|--|--------------------|
| 4-4-2017 | TM | Conduct at Town Beach Amendment | Ch. 190, Art. IV |
| 5-10-2017 | TM | Conduct at Town Beach Amendment | Ch. 190, Art. IV |
| 8-15-2017 | BOS | Waste from Oil and Gas Exploration or Extraction | Ch. 288, Art. II |
| 6-4-2019 | BOS | Zoning Fee Schedule Amendment | Ch. 152, Art. I |
| 6-4-2019 | BOS | Repeal of § 22-2 | Repealer only |
| 9-17-2019 | TM | Ordinances, Publication of | Ch. 79 |
| 11-19-2019 | BOS | Repeal of §§ 4-1, 9-1, 15-1 and 23-1 | Repealer only |

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