

COMMON COUNCIL MEETING – AUGUST 6, 2002

Mayor Boughton will call the meeting to order at 7:30 P.M.

PLEDGE OF ALLEGIANCE AND PRAYER

ROLL CALL

Nolan, McAllister, Null, Kelly, Mazzuchelli, Buzaid, Dean Esposito, Machado
Shuler, Scozzafava, Levy, John Esposito, Saadi, Dittrich, Basso, Darius,
Furtado, Gallagher, Gogliettino, Moore, Neptune

_____PRESENT _____ABSENT

PUBLIC SPEAKING

MINUTES – Minutes of the Common Council Meeting held July 2, 2002

CONSENT CALENDAR

1 – RESOLUTION – Authorization for CT DEP Reports

2 – RESOLUTION – Main Street North Streetscape

3 – RESOLUTION – Phytoremediation Demonstration Project

4 – RESOLUTION – Recreational Trails Grant

5 – COMMUNICATION – Donation from the United Way

6 – COMMUNICATION – Appointment to the Airport

7 – COMMUNICATION – Appointment to Lake Kenosia Commission

8 – COMMUNICATION – Reappointment to the Conservation Commission

9 – COMMUNICATION – Reappointment to the Environmental Impact Commission

10 – COMMUNICATION – Reappointment to the Fair Rent Commission

11 – COMMUNICATION – Donations to the Library

12 – COMMUNICATION – Donations to the Fire Department

13 – COMMUNICATION – Donation for the Still River Pedestrian Bridge

14 – COMMUNICATION – Donation to the Still River Greenway

15 – COMMUNICATION – Donation to the Still River Greenway from Emerson

16 – COMMUNICATION – Donations to the Department of Elderly Services

17 – COMMUNICATION – Donations to the Department of Elderly Services

18 – COMMUNICATION – Reappropriation of Donated Funds

19 – COMMUNICATION – Reappropriation of Donated Funds

20 – COMMUNICATION – Fire Department Special Services Account

21 – COMMUNICATION – Forfeited Hydrant Meter Rental Deposits

22 – COMMUNICATION – Use of Sidewalks

23 – COMMUNICATION – Board of Education Budget Deficit

24 – COMMUNICATION – Defibrillators in Municipal Buildings

25 – COMMUNICATION – Request for Water Connection – 11 South Cove Road

26 – COMMUNICATION – Request for Water Assessment – 7 & 9 Moody Lane

27 – COMMUNICATION – Request for Sewer and Water Extensions – 91 Miry Brook

28 – COMMUNICATION – Request for Sewer and Water Extensions – 19 Westville Ave

29 – COMMUNICATION – Request for Sewer Extension – 9 Forest Avenue

30 – COMMUNICATION – Request for Sewer & Water Extensions – Lakeview

31 – COMMUNICATION – Request to Purchase City Land on Maplewood Drive

32 – COMMUNICATION – Request for Water Assessment Process – Ivy Lane

33 – COMMUNICATION – Request for Water Fund Appropriations – Capital Projects

34 – COMMUNICATION – Water and Sewer Fund Reappropriations

35 – COMMUNICATION – Tamarack Investments – 45A Miry Brook Road

36 – COMMUNICATION – Request for Sewers – Deepwood Drive

37 – COMMUNICATION – Reports regarding Request to Purchase Land on Terre Haute

38 – COMMUNICATION – Reports regarding Request to Purchase Property on Lake Kenosia

39 – COMMUNICATION – Report regarding Request for Water Extension on Pembroke

40 – COMMUNICATION – Report regarding HUSKY Program

41 – REPORT – Request for Sewer Extension – 94 Mill Plain Road

42 – REPORT – Request for Sewer Extension – Lakeview Community

43 – REPORT – New England Aircraft Lease

44 – REPORT – Request for Sewer Extension – 100 & 102 Federal Road

45 – REPORT & ORDINANCE – Parking Violation Fines

46 – REPORT & ORDINANCE – Voting Precincts Designated

47 – REPORT & ORDINANCE – Government Entities Review and Evaluation

48 – REPORT & ORDINANCE – Sewer and Water Connection Fees

49 – REPORT – Reliant Aircraft Lease

50 – REPORT – Affordable Housing Contract

51 – REPORT – Open Space Acquisition – Terre Haute

52 – DEPARTMENT REPORTS – Public Works, Fire Chief, Police Chief, Fire Marshall, Department of Elderly Services, Health and Housing

53 – COMMUNICATION – Appointment to the Aviation Commission

54 – COMMUNICATION – Appointment to the Environmental Impact Commission

There being no further business to come before the Common Council a motion was made by _____ at _____ P.M. for the meeting to be adjourned.

CONSENT CALENDAR – AUGUST 6, 2002

- 7 – Approve the appointment of Thomas Elliott as a member of the Lake Kenosia Commission
- 8 – Approve the appointment of Edward Prybylski as a member of the Conservation Commission
- 9 – Approve the appointment of Shailesh Nagarsheth as a member of the Environmental Impact Commission
- 10 – Approve the appointment of Sue Mazzucco as a member of the Fair Rent Commission
- 18 – Approve the transfer of \$956.46 from the Elderly Services Donations Account to the Commission on Aging budget as described
- 19 – Approve the transfer of \$880.18 from the Elderly Services Donations Account to the Commission on Aging budget as described
- 20 – Approve the appropriation of \$20,000 to the Fire Department Special Services Account as prescribed by the Director of Finance
- 21 – Approve the transfer of \$6,700.00 from the hydrant meter deposit account to account 9802.8016 meters account subject to certification of funds by the Director of Finance
- 33 – Approve the Reappropriation of \$260,000 for the Chlorine Gas conversion project subject to certification of funds by the Director of Finance
- 34 – Approve the Reappropriation of \$95,834.83 to the Water Fund and \$9,871.78 to the Sewer Fund as certified by the Director of Finance
- 37 – Receive a report and forward to the Danbury Housing Authority for review
- 38 – Receive a report and take no action at this time regarding the request to purchase Lake Kenosia property
- 41 – Receive a report and adopt its recommendations regarding a sewer extension at 94 Mill Plain Road
- 42 – Receive a report and adopt its recommendations regarding a sewer extension to the Lakeview Community
- 43 – Receive the report and adopt its recommendation to take no action at this time regarding a lease with New England Aircraft

44 – Receive a report and adopt its recommendations regarding a sewer extension at 100 and 102 Federal Road

45 – Receive a report and adopt its recommendations regarding an ordinance amendment to parking violation fines

46 – Receive a report and adopt its recommendations regarding an ordinance amendment to designating voting precincts

47 – Receive a report and adopt the Government Entities Review and Evaluation Ordinance

48 – Receive a report and adopt its recommendations regarding an ordinance amendment regarding sewer and water connection fees

49 – Receive a report and adopt its recommendations regarding the Reliant Aircraft lease

50 – Receive a report and adopt its recommendations regarding a request to amend an affordable housing contract

51 – Receive a report and adopt its recommendations regarding acquisition of open space property on Terre Haute

53 – Approve the appointment of Paula Mirabile-Baker as a member of the Aviation Commission

54 – Approve the appointment of Thomas Pinkham, Jr. as an alternate member of the Environmental Impact Commission



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

October 4, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Old Shelter Rock Road/Woodside Avenue
Sanitary Sewer Extension

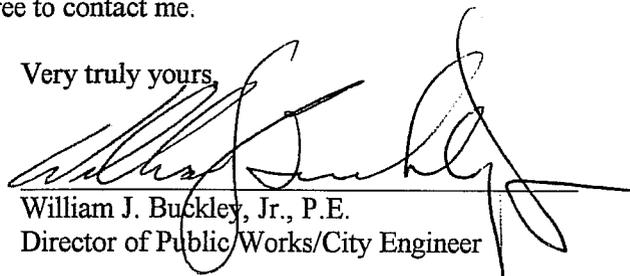
As per instructions issued at the August 6, 2002 Common Council meeting, preliminary plans and assessments for the above noted sanitary sewer extension have been prepared.

Assessment information has been mailed to benefiting properties. Property owners are being asked to indicate whether they are in favor of or not in favor of the proposed project. Enclosed please find copies of the sample letter sent to property owners and of the spreadsheet that shows the preliminary assessments for the benefiting properties.

We will forward a report of the results of this mail survey to you for the November 2002 Common Council meeting.

If you have any questions, please feel free to contact me.

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/PAE/pe
Encl.

C: Mario Ricozzi, with encl.



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

October 1, 2002

Dear Property Owner:

**Proposed Sanitary Sewer:
Old Shelter Rock Road and Woodside Avenue**

The Common Council of the City of Danbury has received a request from property owners in your area to review the possibility for the extension of sanitary sewer to the above noted section of the City.

Before instructing this office to proceed with the preparation of detailed plans and cost estimates, the Common Council would like to get an idea of just how much interest there is in this proposal.

Owners of lots that can be served by this proposed sewer have been mailed this letter.

Based upon preliminary cost estimates, it is estimated that the assessment for the benefits derived by said sewer extension is _____ for lot (s) _____. Payment of sewer assessments can generally be made over an extended time period, usually in excess of ten years.

Will you please mark your choice on the bottom portion of this letter, detach it and return it in the enclosed self-addressed stamped envelope to the Engineering Department no later than October 23, 2002.

In order for the Common Council to make a decision on the status of this project, responses from a large percentage of property owners are needed.

If you have any questions, please feel free to contact this office.

Very truly yours,

William J. Buckley Jr., P.E.
Superintendent of Public Works/City Engineer

.....
(Detach Here)

_____ In favor of proposed sewer line.

_____ Not in favor of proposed sewer line.

Lot Number _____ Your Name _____

Your Address _____



WOODSIDE AVENUE EXT. AND OLD SHELTER ROCK ROAD

PRELIMINARY ASSESSMENT

ROALD HAESTAD, INC.

LOT NO.	PROPERTY LOCATION	PROPERTY OWNER(S) & MAILING ADDRESS	GROSS ASSESSED VALUE		AREA		FRONTAGE		UNITS		TOTAL	COMMENTS
			\$	\$	ACRE	\$	FEET	\$	NO.	\$		
K13108	11-17 Newtown Rd.	D W B Holding LLC 28 Washington St. S. Norwalk, CT 06854	\$141,400	\$4,464	1.005	\$7,163	133.000	\$3,880	8.75	\$18,121	\$33,627.51	CG-20 TC 10996 Cannot be served by gravity Frontage (50+176.6+39.40)/2 = 133
K13069	1 Old Shelter Rock Rd.	Christine M & Peter F Setaro 3 Old Shelter Rock Rd. Danbury, CT 06810	\$37,700	\$1,190	1.120	\$7,982	110.060	\$3,211	1	\$2,071	\$14,454.06	RA-8 TC 9615
K13160	8 Old Shelter Rock Rd.	Gail M & Wiley J Downing 8 Old Shelter Rock Rd. Danbury, CT 06810	\$111,300	\$3,514	0.380	\$2,708	110.000	\$3,209	1	\$2,071	\$11,501.62	RA-8
K13161	6 Old Shelter Rock Rd.	Kathleen Donovan 6 Old Shelter Rock Rd. Danbury, CT 06810	\$95,800	\$3,024	0.410	\$2,922	120.950	\$3,528	1	\$2,071	\$11,545.55	RA-8 TC 3547
K13162	4 Old Shelter Rock Rd.	Sandra M & Reis A Fitch 4 Old Shelter Rock Rd. Danbury, CT 06810	\$79,900	\$2,522	0.300	\$2,138	132.000	\$3,851	1	\$2,071	\$10,581.97	RA-8
K13163	2 Old Shelter Rock Rd.	Four Star Realty LLC PO Box 1242 Danbury, CT 06813	\$317,400	\$10,020	0.400	\$2,851	242.035	\$7,060	3.5	\$7,249	\$27,179.40	CG-20 TC 4684 Frontage (215.106+268.965)/2 = 242.035
K13204	3 Old Shelter Rock Rd.	Karen M & James P Setaro 192 Indian Trail Rd. New Milford, CT 06776	\$100,500	\$3,173	0.340	\$2,423	97.790	\$2,853	1	\$2,071	\$10,519.43	RA-8 TC 9615
K13205	3A Old Shelter Rock Rd.	Otelinda B & Francisco Cerqueira Ferreira 3A Old Shelter Rock Rd. Danbury, CT 06810	\$121,500	\$3,836	0.540	\$3,849	50.000	\$1,459	1	\$2,071	\$11,213.71	RA-8 TC 4769 Minimum Frontage (50')
K13206	5 Old Shelter Rock Rd.	Marcelo M & Rosilene Freitas 5 Old Shelter Rock Rd. Danbury, CT 06810	\$66,300	\$2,093	0.130	\$927	50.000	\$1,459	1	\$2,071	\$6,549.03	RA-8 Minimum Frontage (50')
K13207	7 Old Shelter Rock Rd.	Mark J Briganti 7 Old Shelter Rock Rd. Danbury, CT 06810	\$96,800	\$3,056	0.460	\$3,278	150.000	\$4,376	1	\$2,071	\$12,780.89	RA-8
K13208	9 Old Shelter Rock Rd.	Michael S McGetrick 153 White St. Danbury, CT 06810	\$83,500	\$2,636	0.300	\$2,138	60.000	\$1,750	1	\$2,071	\$8,595.32	RA-8
K13209	11 Old Shelter Rock Rd.	Lawrence O Bennett 11 Old Shelter Rock Rd. Danbury, CT 06810	\$97,900	\$3,091	0.280	\$1,996	132.500	\$3,865	1	\$2,071	\$11,022.24	RA-8 Frontage (200+65)/2 = 132.50
K13167	41 Woodside Ave.	Kimberly & Steven G Cognato 39 Woodside Ave. Danbury, CT 06810	\$35,800	\$1,130	0.450	\$3,207	75.000	\$2,188	1	\$2,071	\$8,596.16	RA-8 TC 8779
K13210	45 Woodside Ave.	Michael S McGetrick & Mario Luis 153 White St. Danbury, CT 06810	\$34,900	\$1,102	0.310	\$2,209	70.000	\$2,042	1	\$2,071	\$7,424.10	RA-8
K13211	43 Woodside Ave.	Theresa Anderson 43 Woodside Ave. Danbury, CT 06810 06810	\$91,500	\$2,888	0.390	\$2,780	75.000	\$2,188	1	\$2,071	\$9,926.87	RA-8
K13212	39 Woodside Ave.	Kimberly A & Steven G Cognato 39 Woodside Ave.	\$100,700	\$3,179	0.552	\$3,934	75.000	\$2,188	1	\$2,071	\$11,371.89	RA-8 TC 8779

WOODSIDE AVENUE EXT. AND OLD SHELTER ROCK ROAD

PRELIMINARY ASSESSMENT

ROALD HAESTAD, INC.

LOT NO.	PROPERTY LOCATION	PROPERTY OWNER(S) & MAILING ADDRESS	GROSS ASSESSED VALUE		AREA		FRONTAGE		UNITS		TOTAL	COMMENTS
			\$	\$	ACRE	\$	FEET	\$	NO.	\$		
		Danbury, CT 06810										
K13213	37 Woodside Ave.	Helen & Elmer Harrison Sr 37 Woodside Ave. Danbury, CT 06810	\$108,400	\$3,422	0.340	\$2,423	75.000	\$2,188	1	\$2,071	\$10,104.01	RA-8 TC 1316
K13214	35 Woodside Ave.	Helen & Elmer Harrison Sr 37 Woodside Ave. Danbury, CT 06810	\$35,600	\$1,124	0.340	\$2,423	75.000	\$2,188	1	\$2,071	\$7,805.86	RA-8 TC 1316
K13215	40 Woodside Ave.	Elizabeth A Cyr 40 Woodside Ave. Danbury, CT 06810	\$106,800	\$3,371	0.260	\$1,853	75.000	\$2,188	1	\$2,071	\$9,483.33	RA-8 TC 1316
K13216	42 Woodside Ave.	Margaret Ballwig c/o Mrs Gaffey 419 East 93 St. Apt. 5D New York, NY 10128	\$34,000	\$1,073	0.260	\$1,853	77.120	\$2,250	1	\$2,071	\$7,247.03	RA-8 TC1316

WOODSIDE AVENUE EXT. AND OLD SHELTER ROCK ROAD

PRELIMINARY ASSESSMENT

ROALD HAESTAD, INC.

LOT NO.	PROPERTY LOCATION	PROPERTY OWNER(S) & MAILING ADDRESS	GROSS ASSESSED VALUE		AREA		FRONTAGE		UNITS		TOTAL	COMMENTS
			\$	\$	ACRE	\$	FEET	\$	NO.	\$		
K13217	44-46 Woodside Ave.	Maria M & Carlos Teixeira 44-46 Woodside Ave. Danbury, CT 06810	\$104,000	\$3,283	0.850	\$6,058	262.490	\$7,657	3	\$6,213	\$23,211.20	RA-8 TC 1316
K13218	48 Woodside Ave.	Albertha & Julius F Johnson 48 Woodside Ave. Danbury, CT 06810	\$91,100	\$2,876	0.260	\$1,853	75.000	\$2,188	1	\$2,071	\$8,987.71	RA-8 TC 1316
L13047	27 Woodside Ave.	Ruth A & John R McAllister 27 Woodside Ave. Danbury, CT 06810	\$105,500	\$3,330	0.470	\$3,350	144.000	\$4,201	1	\$2,071	\$12,951.78	RA-8 TC 1316 Frontage (110+34) = 144
L13048	29 Woodside Ave.	Estate of Adolf J Sokol & Joyce Sokol 29 Woodside Ave. Danbury, CT 06810	\$97,800	\$3,087	0.340	\$2,423	75.000	\$2,188	1	\$2,071	\$9,769.39	RA-8 TC 1316
L13049	31 Woodside Ave.	Arno & George W Tako 31 Woodside Ave. Danbury, CT 06810	\$91,300	\$2,882	0.340	\$2,423	75.000	\$2,188	1	\$2,071	\$9,564.20	RA-8 TC 1316
L13050	33 Woodside Ave.	Victoria A & Gary W Driscoll 33 Woodside Ave. Danbury, CT 06810	\$96,600	\$3,049	0.340	\$2,423	75.000	\$2,188	1	\$2,071	\$9,731.51	RA-8 TC 1316
L13051	38 Woodside Ave.	Elizabeth A & Kenneth Cyr 38 Woodside Ave. Danbury, CT 06810	\$34,200	\$1,080	0.270	\$1,924	75.000	\$2,188	1	\$2,071	\$7,262.77	RA-8 TC 1316
L13052	36 Woodside Ave.	Maria B Inez & Pedro Messias 36 Woodside Ave. Danbury, CT 06810	\$34,000	\$1,073	0.260	\$1,853	69.830	\$2,037	1	\$2,071	\$7,034.37	RA-8 TC 1316
L13053	34 Woodside Ave.	Maria B Inez & Pedro Messias 34 Woodside Ave. Danbury, CT 06810	\$129,100	\$4,075	0.280	\$1,996	75.000	\$2,188	1	\$2,071	\$10,329.84	RA-8
L13054	32 Woodside Ave.	Dorothy M & Roger D Beers 32 Woodside Ave. Danbury, CT 06810	\$90,500	\$2,857	0.300	\$2,138	87.800	\$2,561	1	\$2,071	\$9,627.24	RA-8 TC 1316 & 8809
	TOTALS	TOTALS	\$2,771,800	\$87,500	12.277	\$87,500	2999.575	\$87,500	42.25	\$87,500	\$350,000.00	

Preliminary Assessment Total \$350,000.00



CITY OF DANBURY

DEPARTMENT OF PUBLIC UTILITIES
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

MARIO RICOZZI, P.E., FASCE
SUPERINTENDENT OF PUBLIC UTILITIES

(203) 797-4539
FAX: (203) 796-1590

July 30, 2002

Honorable Mark D. Boughton
Honorable Members of the Danbury Common Council
155 Deer Hill Avenue
Danbury, CT 06810

RE: Authorization for CT DEP Reports

Dear Mayor Boughton and Members of the Common Council:

The Connecticut General Statutes and Regulations of Connecticut State Agencies (RCSA) Section 22a-174 requires those individuals who file reports, forms, and other documents under the Clean Air Act to be authorized by their governing body. Attached is a resolution prepared by the Corporation Counsel's office for your consideration and adoption. If approved, it would authorize the Director of Public works, William J. Buckley, Jr. and me to submit the required documentation.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Mario Ricozzi", written over a rectangular stamp area.

Mario Ricozzi, P.E., F. ASCE
Superintendent

Enclosure

MR:sm

cc: William J. Buckley, Jr., P.E.

Eric Gottschalk, Esq.

sm/c:/marioword/autho.doc

Common Council Meeting - August 6, 2002

Item no. 1 – Authorization for CT DEP Reports

Proposed Amendment(s) to proposed Resolution:

1. (Insert after second “Whereas, . . .” paragraph.)

WHEREAS, it is in the best interest of the City of Danbury for said designated municipal officials to provide periodic reports to the Common Council regarding actions taken pursuant to said authorization.

2. (Insert after “Now Therefore, . . .” paragraph)

BE IT FURTHER RESOLVED THAT said empowered officials, or their successors in title, shall provide summary narratives to the Common Council on a monthly basis, to include, but not limited to: (1) the purpose of; (2) timeliness of filing of; and (3) outstanding liabilities associated with, said certifications, submissions or signed applications, permits or other said associated documents.

3. (Optional, if appropriate insert after the new “Be It Further Resolved . . .” paragraph)

BE IT FURTHER RESOLVED THAT where it is in the best interest of the City of Danbury, said summary narratives shall not include information deemed by said empowered officials exempt from disclosure pursuant to Connecticut General Statutes Sections 1 – 200 et seq.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, Connecticut General Statutes Section 22a-174 and associated State Regulations governing air pollution control measures require municipal officials to submit periodic reports of compliance to the Department of Environmental Protection of the State of Connecticut; and

WHEREAS, it is in the best interests of the City of Danbury to provide authorization to designated municipal officials to certify, submit or sign applications, permits or other related documents to the State of Connecticut for the purposes specified in the Statute and Regulations; and

WHEREAS, it is in the best interest of the City of Danbury for said designated municipal officials to provide periodic reports to the Common Council regarding actions taken pursuant to said authorization;

NOW, THEREFORE, BE IT RESOLVED THAT City of Danbury Mayor Mark D. Boughton or his representative the Director of Public Works, William J. Buckley, Jr., and/or the Superintendent of Public Utilities, Mario Riconzi, or their successors in title be and hereby are empowered to execute and deliver in the name of the City of Danbury, to the State of Connecticut Department of Environmental Protection any permit application, report or certification or any document(s) associated therewith which must be certified in accordance with Section 22a-174-2a of the Regulations of Connecticut State Agencies.

BE IT FURTHER RESOLVED THAT said empowered officials, or their successors in title, shall provide summary narratives to the Common Council on a monthly basis, to include, but not limited to: (1) the purpose of; (2) timeliness of filing of; and (3) outstanding liabilities associated with said certifications, submissions or signed applications, permits or other said associates documents; and

BE IT FURTHER RESOLVED THAT where it is in the best interest of the City of Danbury, said summary narrative shall not include information deemed by said empowered officials exempt from disclosure pursuant to Connecticut General Statutes Sections 1-200 et seq.



2

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DENNIS I. ELPERN
DIRECTOR OF PLANNING

(203) 797-4525

July 31, 2002

To: Mayor Mark D. Boughton
Members of Common Council

From: Dennis I. Elpern

Re: Agreement Between the State of Connecticut and the City of Danbury
for the Construction, Inspection, and Maintenance of the Main Street North Streetscape
State Project No. 34-302, Federal-Aid Project No. TEA-1034(104)

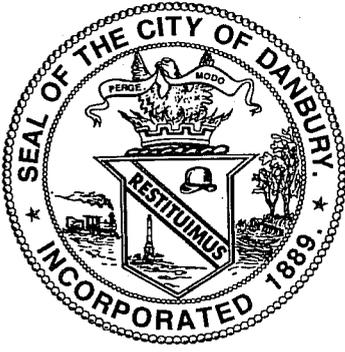
As you are aware, the City of Danbury was awarded a contract through the Department of Transportation to fund an enhancement project on north Main Street under the Federal TEA-21 program. The total amount of the program for construction, inspection and maintenance is \$ 1,166,000.

This project is designed to replace sidewalks and curbs and add decorative streetlights, landscaping, and handicap ramps. Its purpose is to improve the appearance and pedestrian safety of Main Street from North Street to Crosby Street, our main gateway to the downtown.

Under the program, the City will be reimbursed 80% of eligible expenses for the project. Funds for the City's 20% share of the program have been budgeted. Contractual agreements for design of the project were approved last year.

Although designs are not yet complete, we are submitting this contract for your approval now to avoid delays when we are ready to bid the project. This is a standard agreement for projects of this nature, spelling out administrative and financial responsibilities of the City and state.

c: Lazlo Pinter



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

Federal Project No. TEA-1034 (104)
State Project No. 34-302
City Project No. 98-08

PROJECT: Main Street North TEA-21 Streetscape Project
(Construction, Inspection & Maintenance)

THAT, Mark D. Boughton, Mayor of the City of Danbury, be and hereby is authorized to sign the agreement entitled "AGREEMENT BETWEEN THE STATE OF CONNECTICUT AND THE CITY OF DANBURY FOR THE CONSTRUCTION, INSPECTION AND MAINTENANCE OF THE MAIN STREET NORTH STREETScape UTILIZING FEDERAL FUNDS UNDER THE ENHANCEMENT COMPONENT OF THE SURFACE TRANSPORTATION PROGRAM", together with such other supplemental or related and necessary documents as may be necessary for the accomplishment of the purposes thereof.



3

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

July 25, 2002

Mayor Mark Boughton and Members of the Danbury Common Council
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor Boughton and Members of the Common Council:

As you may know, the Environmental Protection Agency (EPA) has recently awarded the City a \$55,000. grant to conduct an innovative research demonstration to optimize conditions for the phytoremediation (i.e., cleansing of the soils by plant uptake) of mercury on the Barnum Court property owned by the City of Danbury. The Common Council previously approved a resolution allowing the City to apply for this grant and execute a Service Agreement with EPA for the use of the funds.

In its final form, the Cooperative Agreement with EPA included a 10% cost matching provision. When I was informed of this 10% match by EPA, I was assured that the salary equivalent of my time in managing the grant project (including the time I have retroactively spent in setting up this project) would be an appropriate in-kind service mechanism to fulfill this requirement. I have received a letter from the EPA Project Officer, which verifies that my time spent in setting up, and managing this project is eligible to fulfill the matching share stipulated in the Cooperative Agreement (see attachment). I have also enclosed a letter that documents the time (and salary equivalent) that I have already invested in this project, demonstrating that we have already nearly met the match. Hence the matching share will not require a cash outlay by the City of Danbury.

Nevertheless, I am sending this request to the Council to re-authorize the Resolution to include the new amount of the grant (\$ 61085). A Resolution document is attached for your consideration.

When this amended Resolution is authorized, I will be able to start this long-awaited project. I appreciate your consideration of this matter and look forward to initiating this innovative environmental research endeavor.

Respectively Yours,

Jack Kozuchowski

cc: Dominic Setaro
Kim Sophia





RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The Danbury Common Council passed a resolution in November, 2000 that authorized the Health Department to make application for a \$50,000.00 grant from the Environmental Protection Agency (EPA); and

WHEREAS, the Danbury Health Department applied for funding from the Environmental Protection Agency (EPA) in January 2001 for a \$50,000.00 phytoremediation demonstration project on the City owned property on Barnum Court;

WHEREAS, the EPA has recently informed the City Of Danbury its intent to award this grant with the opportunity for providing \$55,162.00, which is \$5,162.00 more than the City applied for; and

WHEREAS, the total project amount, referenced in the Cooperative Agreement is \$61,085.00, which includes \$5,923.00 in in-kind services representing the City's contribution to the project.

NOW, THEREFORE, BE IT RESOLVED that the Common Council authorizes Mayor Mark D. Boughton to execute any and all agreements with the Environmental Protection Agency related to funding for the phytoremediation demonstration project that the Danbury Health Department applied for in January 2001 for up to \$55,152.00 for this grant.



CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

May 2, 2002

Ms. Michelle Humphries
Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, D.C.

Dear Ms. Humphries:

This letter is in response to your request for documentation of a soft match for the EPA Environmental Education grant that the City of Danbury has applied for, entitled "Phytoremediation of Mercury at a Brownfield Site".

Steve Rock has indicated that my time spent in the past, designing this research project is an eligible soft match. To this end, I dedicated the entire month of January, 2002 working with my academic research team at Western Connecticut State University in developing this research design. This accounts for 140 hours of my time, which translates, to \$4738.24 in salary for this time committed. Additionally, in June, 2001, I devoted another week of time working with the researchers from Western Connecticut State University in facilitating HAZWOPER training, collecting soil and plant samples and other activities, accounting for an additional \$1184.56 in a soft match.

In addition to the \$5922.80 that has already been spent in my salaried time designing this project, I will maintain a continued presence in managing the overall flow of the project, working with the academic subcontractors, preparing and presenting research papers and overseeing the work of graduate student researchers. I estimate that this time would amount to at least 5% of my total work time budget for fiscal year 2002-2003, which is approximately \$3,300 in my future salary costs for administering and managing this project.

I hope that this adequately responds to your inquiry on the time commitment from the City of Danbury that would match the EPA funds for this award. Please feel free to call me if you have any questions.

Respectfully Yours,

Jack Kozuchowski

Coordinator of Environmental &
Occupational Health Services





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
NATIONAL RISK MANAGEMENT RESEARCH LABORATORY
CINCINNATI, OH 45268

OFFICE OF
RESEARCH AND DEVELOPMENT

Jack Kozuchowski
Health and Housing Department
City of Danbury

Dear Jack,

This letter is to clarify that your time in setting up and running the Phytoremediation of Mercury at a Brownfield Site project is valued and counts as matching funds toward the EPA cooperative agreement.

Clearly you have expended significant time and resources to establishing this project, from the initial field tour and meeting two years ago through the coordination with the Western Connecticut State University, to the collaborative design that we all hope delivers a project that is both scientifically interesting and locally beneficial. Your time invested to date is probably more in-kind match than the EPA grants office requires- and I know that you will expend quite a bit more time as the project gets moving. With luck and the creative dedication such as you have shown, this project will produce results that help clean the site in Danbury and advance the science of site cleanup for similar sites across the country.

I am looking forward to our collaboration. If there are any other questions of either an administrative or technical nature, please don't hesitate to call or write.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Rock".

Steve Rock
Project Officer
US EPA



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The Danbury Common Council passed a resolution in November, 2000 that authorized the Health Department to make application for a \$50,000.00 grant from the Environmental Protection Agency (EPA); and

WHEREAS, the Danbury Health Department applied for funding from the Environmental Protection Agency (EPA) in January 2001 for a \$50,000.00 phytoremediation demonstration project on the City owned property on Barnum Court;

WHEREAS, the EPA has recently informed the City Of Danbury its intent to award this grant with the opportunity for providing \$55,162.00, which is \$5,162.00 more than the City applied for; and

WHEREAS, the total project amount, referenced in the Cooperative Agreement is \$61,085.00, which includes \$5,923.00 in in-kind services representing the City's contribution to the project.

NOW, THEREFORE, BE IT RESOLVED that the Common Council authorizes Mayor Mark D. Boughton to execute any and all agreements with the Environmental Protection Agency related to funding for the phytoremediation demonstration project that the Danbury Health Department applied for in January 2001 for up to \$55,152.00 for this grant.



4

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

July 31, 2002

The Honorable Mayor Mark Boughton and Members of the Danbury Common Council
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor Boughton and Members of the Danbury Common Council:

In 1999, the City of Danbury received a Recreational Trails Grant from the Department of Environmental Protection (DEP) with funds to extend the handicap-accessible walkway to the site of the Commerce Park pedestrian bridge over the Still River.

The installation of the handicap accessible walkway needed to await the completion of the pedestrian bridge. As you know, the bridge has recently been installed. It will take approximately one year to construct the handicap walkway to the bridge. Since our 1999 grant is scheduled to expire on September 15, 2002, I have requested a time extension from DEP for this grant. DEP has sent us a contract amendment to allow the time extension of 3 years to complete this grant.

I have attached a Resolution that authorizes the Mayor to execute the amendment to the Service Agreement, which provides the time extension. I would appreciate your expedient consideration of this Resolution so that we can execute the amendment to the Service Agreement prior to September 15, when the grant is scheduled to expire. Thank you.

Respectfully Yours,

Jack Kozuchowski

Coordinator of Environmental &
Occupational Health Services

Cc: Kim Sophia, Grants Administrator





RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The City of Danbury, in 1999 applied for and was awarded a Recreational Trails Grant, amounting to \$24,000 for the purpose of extending the handicap access walkway at the Still River Greenway to the site of the Commerce Park pedestrian bridge; and

WHEREAS, the grant period on the original grant was from 9/15/99 – 9/15/02; and

WHEREAS, the installation of this handicap access zone necessitated the completion of the Commerce Park pedestrian bridge, which was finished in May, 2002 and further funding, which is now in place; and

WHEREAS, the construction of the handicap walkway will take at least one additional year; and

WHEREAS, the Connecticut Department of Environmental Protection (DEP) is amenable to providing a three-year extension, pending a reauthorization of the original Service Agreement with DEP that provides this specifies this revised Contract period.

NOW THEREFORE BE IT RESOLVED, that Mark Boughton, as Mayor of the City of Danbury is hereby authorized to sign all documents necessary to effectuate this time extension for the 1999 Recreational Trails grant.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The City of Danbury, in 1999 applied for and was awarded a Recreational Trails Grant, amounting to \$24,000 for the purpose of extending the handicap access walkway at the Still River Greenway to the site of the Commerce Park pedestrian bridge; and

WHEREAS, the grant period on the original grant was from 9/15/99 – 9/15/02; and

WHEREAS, the installation of this handicap access zone necessitated the completion of the Commerce Park pedestrian bridge, which was finished in May, 2002 and further funding, which is now in place; and

WHEREAS, the construction of the handicap walkway will take at least one additional year; and

WHEREAS, the Connecticut Department of Environmental Protection (DEP) is amenable to providing a three-year extension, pending a reauthorization of the original Service Agreement with DEP that provides this specifies this revised Contract period.

NOW THEREFORE BE IT RESOLVED, that Mark Boughton, as Mayor of the City of Danbury is hereby authorized to sign all documents necessary to effectuate this time extension for the 1999 Recreational Trails grant.



5

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

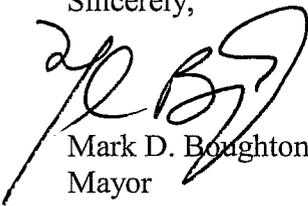
Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

I am pleased to report the United Way has donated \$600.00 to the City of Danbury for assistance with the basketball program at Morris Street School. The money is earmarked for replacement of the basketball hoops and backboards on the Morris Street School playground. We hope to have the installation completed quickly for use by the children before school vacations end.

Thank you for your attention to this matter.

Sincerely,



Mark D. Boughton
Mayor



6

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

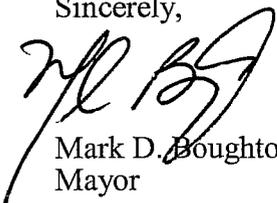
I hereby submit for your confirmation the appointment of the following individual to the Airport Commission with a term to expire July 1, 2005:

Frank J. Giumarra (R)
4 Spruce Mountain Road
Danbury, CT 06810

Mr. Giumarra has an extensive aviation background associated with Danbury Airport since 1965. He started in Danbury as a pilot for Connecticut Air Service's scheduled airline service from Danbury to LaGuardia and Idlewild Airports. Frank's aviation career culminated as owner/operator of Bluebird Aviation for fifteen years until he sold the business and retired in 1996.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

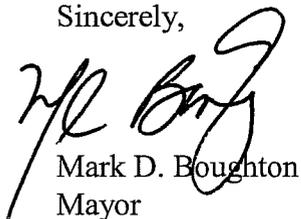
I hereby submit for your confirmation the reappointment of the following individual to the Lake Kenosia Commission for a term to expire May 1, 2005:

Thomas Elliott (R)
82 Highland Avenue
Danbury, CT 06810

Mr. Elliott has been a resident of the City of Danbury for more than 20 years. He is a graduate of Western Connecticut State University and is employed by the Safety Services Division of the Department of Mental Health and Addictive Services of the State of Connecticut. Mr. Elliott has been involved in the community through Scouting and as a previous candidate for the Common Council. He currently serves as chair of the Commission and has been a dedicated advocate for Lake Kenosia.

Thank you for your consideration of this reappointment.

Sincerely,



Mark D. Boughton
Mayor



8

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

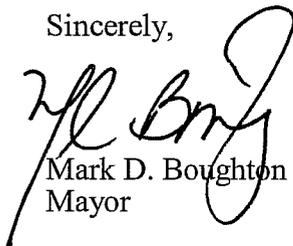
I hereby submit for your confirmation the reappointment of the following individual to the Conservation Commission with a term to expire July 1, 2005:

Edward Prybylski (D)
36 Mountainville Road
Danbury, CT 06810

Mr. Prybylski is an active member of the Commission and regularly attends meetings.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



9

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

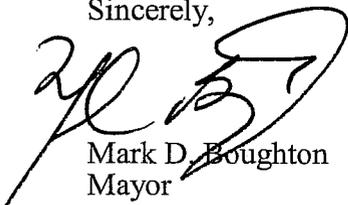
I hereby submit for your confirmation the reappointment of the following individual to the Environmental Impact Commission with term to expire December 1, 2004:

Shailesh Nagarsheth (R)
2 Robinwood Road
Danbury, CT 06811

Mr. Nagarsheth is Chair of the Commission and continues his dedication to our community through his public service.

Thank you for your consideration of this reappointment.

Sincerely,



Mark D. Boughton
Mayor



10

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

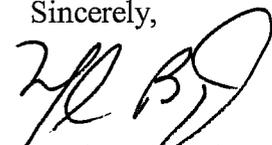
I hereby submit for your confirmation the reappointment of the following individual to the Fair Rent Commission with term to expire July 1, 2005:

Sue Mazzucco (R)
40 Chambers Road
Danbury, CT 06811

Ms. Mazzucco is Chair of the Commission and is active in the community with several organizations.

Thank you for your consideration of this reappointment.

Sincerely,



Mark D. Boughton
Mayor

JUL 25 2002

July 23, 2002

Maryanne White

11

Mayor Mark D. Boughton
Danbury City Hall

Dear Mayor Boughton:

We have received the following donations:

<u>DONOR</u>	<u>AMOUNT</u>
1. Catherine Pawlinski, 2A-29 Jeanette St., Danbury 06811	\$25.00
2. Libby Merlo, 262 Park Ridge Dr., Easton, PA 18040	25.00
3. Angeline Marcellino, 78 Otsego St., Canajoharie, NY 13317	100.00

Please place these items on the agenda for the August Common Council meeting and credit these donations to LIBRARYFUND.4651 Donations.

Sincerely,

Betsy

E. McDonough
Director

c: City Clerk
Finance

CITY OF DANBURY

FIRE DEPARTMENT

19 NEW STREET

DANBURY, CONNECTICUT 06810

12

Peter Sicienski
Fire Chief

Phone 203-796-1555
Fax 203-796-1533

July 29, 2002

Mayor Mark D. Boughton
Members of the Common Council
City of Danbury
155 Deer Hill Ave.
Danbury, Ct. 06810

Re: Donations received to the Fire Department,

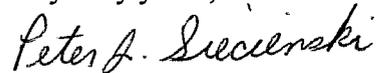
Dear Mayor Boughton and Members of the Common Council,

We have received two donations to the Fire Department. A check for seven hundred and fifty dollars (\$750.00) from Sandlapper Fabrics of Danbury and an additional fifty-dollar (\$50.00) check from Martin Bustamante of Putnam Park Rd. Bethel.

I would ask that both donations be accepted at the August meeting of the Common Council and that the Eight hundred (\$800.00) dollars be credited to Fire Department Line Item 2010.5036 Volunteer Training.

If you require any additional information please do not hesitate to contact me directly.

Very truly yours,



Peter J. Sicienski
Fire Chief



13

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

July 17, 2002

To: Mayor Mark Boughton and members of the Danbury Common Council

Through: Bill Campbell, Director of Health

From: Jack Kozuchowski, Coordinator of Environmental & Occupational Health Services

Re: Peder Scott – donation of stone needed to complete the Still River Pedestrian Bridge

During the course of the construction of the Still River Bridge, this spring, additional rip-rap material was needed for bank stabilization, due to the unanticipated erosion of the River bank, which occurred subsequent to the design of the bridge. To avoid the substantial costs of the rip-rap and transportation (that would have been an another additional charge above and beyond the contract cost), our Engineer (P.W. Scott) donated the rip-rap and provided the transportation of the stone material to the bridge site at his own cost.

Mr. Scott is now requesting a letter of acknowledgement for this donation. I advised him that he needed to send a letter explaining offering the donation of these the services and materials for the project.

Mr. Scott has sent the letter explaining this donation (see attachment). I respectfully request your authorization of this donation.

Jack Kozuchowski

cc: Dom Setaro

06/17/02	12:48	P.W. SCOTT → DANBURY HEALTH &	NO. 103	102
		P.W. Scott	email: pws@rcn.com	
		Engineering & Architecture, P.C.		
		3871 Route 6	(845) 278-2110	
		Brewster, NY 10509	FAX (845) 278-2166	

June 17, 2002

Jack Kozuchowski
City of Danbury
Health & Housing Department
Town Hall, 155 Deer Hill Avenue 1st Fl.
Danbury, CT 06810

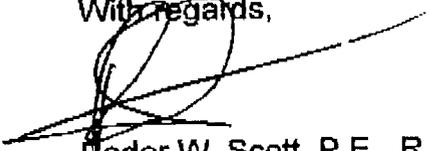
RE: Still River Bridge

Dear Jack,

Please find enclosed my billing for the boulders required for the Still River Bridge fill operations. Our firm has the opportunity to take blasted material from a neighboring job site and truck the large boulders to our office area. From here they can be transported into Connecticut to the Bridge site by Hudson Machine Works. There is no charge for the boulders whose value is \$80/ton.

The trucking as noted totals \$2,700.00. I would like to donate this fee to the Still River Bridge project, as noted in our previous correspondence and would request a donation letter for tax purposes. If you have any questions, please call.

With regards,



Peder W. Scott, P.E., R.A.
President

TYNDALL

SEPTIC SYSTEMS INC.

EXCAVATING CONTRACTORS
20 Ivy Hill Rd., Brewster, N.Y. 10509 (845) 279-8809

Invoice

BILL TO
PW Scott Engineering
3871 Route 6
Brewster, NY 10509

DATE	INVOICE #
12/18/2001	2837

SERVICED	DESCRIPTION	P.O. NO.	TERMS	JOB LOCATION	AMOUNT
			Nct 30	Rosewood	
11/26/2001	Excavator - 1 day prep work for well driller				950.00
	1 Laborer - 1 day				280.00
11/27/2001	Excavator - 1 day				950.00
	1 Laborer - 1 day				280.00
	1 load stumps trucked to Tremson				252.00
	Trucking \$75. per hr. - 2 hrs				150.00
11/29/2001	Excavator - 1 day				950.00
11/30/2001	Excavator - 1 day				950.00
12/3/2001	Excavator - 1 day				950.00
12/4/2001	Excavator - 1 day				950.00
	1 Laborer - 1 day				280.00
12/5/2001	Dumptruck - 1 day - subcontractor ✓				600.00
	Excavator - 1 day				950.00
	1 Laborer - 1 day				280.00
12/6/2001	Dumptruck - 1 day - subcontractor ✓				600.00
	Excavator - 1 day				950.00
	1 Laborer - 1 day				280.00
12/7/2001	Dumptruck - 1 day - subcontractor ✓				600.00
	Excavator - 1 day				950.00
	Dumptruck - 1 day - subcontractor ✓				600.00
	Bulldozer - 2 hrs.				150.00
12/10/2001	Excavator - 1 day				950.00
12/11/2001	Excavator - 1 day				950.00
	1 load stumps & brush				252.00
	Trucking \$75. per hr. - 2 hrs. ✓				150.00

HAPPY HOLIDAYS!

Total

2,700.00



EXCAVATING CONTRACTORS
 20 Ivy Hill Rd., Brewster, N.Y. 10509 (845) 279-8809

Invoice

BILL TO
 PW Scott Engineering
 3871 Route 6
 Brewster, NY 10509

DATE	INVOICE #
12/18/2001	2837

P.O. NO.	TERMS	JOB LOCATION
	Net 30	Rosewood

SERVICED	DESCRIPTION	AMOUNT
	1 Laborer - 2 hrs.	70.00
12/12/2001	Excavator - 1 day	950.00
12/14/2001	Excavator - 1 day	950.00
12/18/2001	Excavator - 1 day	950.00
	1 Laborer - 1 day	280.00
	Dumptruck - 2 hrs. ✓	150.00
12/19/2001	Excavator - 2 hrs.	237.50

HAPPY HOLIDAYS!

Total \$18,791.50



14

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

July 31, 2002 (203) 797-4625
FAX (203) 796-1596

The Honorable Mayor Mark Boughton and Members of the Danbury Common Council
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor Boughton and Members of the Danbury Common Council:

I have received an offer of donation, from the Lillinonah Chapter of the National Audubon Society, for the purchase of native flowering shrubs for the bird sanctuary at the terminus of the Still River Greenway. The Lillinonah Chapter will also provide volunteers to plant these shrubs in September.

I respectfully request your acceptance of this donation.

Respectfully Yours,

Jack Kozuchowski

Coordinator of Environmental &
Occupational Health Services

Cc: Kim Sophia, Grants Administrator



Lillinonah Audubon Society

A Chapter of the National Audubon Society

July 31, 2002

Mr. Jack Kozuchowski
Coordinator of Environmental and Occupational Health Services
Danbury Health and Housing Department
20 West St.
Danbury, CT 06810

Dear Mr. Kozuchowski,

A \$500.00 donation, plus a matching \$500.00 from Audubon Council of Connecticut, to be used for the Still River Project (originally awarded in January, 1996), remains available from the Lillinonah Audubon Society (LAS), a local chapter of National Audubon Society. This donation is to be used for the purchase of native plantings, in the development of a wild bird sanctuary, and in the purchase of appropriate signage designating it to be a project of Lillinonah Audubon. LAS and the Audubon Council will bestow the donation upon receiving an invoice from the City of Danbury itemizing the purchases. Once the plants have been ordered, and a date determined for the planting to take place, a group of volunteers will be organized to assist with this project.

Sincerely,

Barbara Starr
President
Lillinonah Audubon Society



15

JUL 23 2002

Mayor's Office

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

July 23, 2002

To: Mayor Mark Boughton
From: Jack Kozuchowski, Coordinator of Environmental & Occupational Health Services
Re: Offer of Donation for the Still River Greenway

We have been fortunate to receive a donation of \$4000 from the Emerson Foundation for the Still River Greenway (see attached letter). This funding can be used in any matter that we choose for the promotion and conservation-oriented development of the Greenway project.

It so happens that we are in the process of completing a design of a drainage improvement to the Still River from Eagle Road that involves the property of Branson Ultrasonics Corporation. This drainage improvement will stem an existing erosion problem from the embankment and will provide water quality renovation through a stormwater retention structure that will also be used as an environmental education demonstration. We have a small grant (from DEP) for construction of this basin, but our Engineer felt that we might be slightly short of the funds needed to complete this project.

Hence, it is my intent to use this donation, once accepted, to implement the construction of the stormwater management structure on the Branson Ultrasonic property.

I respectfully request that this donation offer be placed on the agenda for the August meeting of the Common Council. Please let me know if you have any questions on this matter.

Jack Kozuchowski

Jack Kozuchowski

cc: Mike McLachlan



CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

July 23, 2002

The Honorable Mayor Mark Boughton and Members of the Common Council
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor Boughton and Members of the Common Council:

I have recently been presented with an offer of donation for the Still River Greenway from the Emerson Charitable Trust on behalf of the Branson Ultrasonic Corporation. As indicated by the attached letter this offer of \$4000 is specified to be used for the Still River Alliance to be used in whatever way that is deemed appropriate for the promotion and conservation-oriented development of our Still Rive Greenway.

I respectfully request your acceptance of this donation offer.

Respectfully Yours,

Jack Kozuchowski

Cc: Dominic Setaro

Hi Jack,

Enclosed are the checks for the Still River Alliance; don't ask why there are two, just cash them!

Tony Pajk is out of town this week, but I'll check to determine if he still wants to do a "photo op" with you. If so, I'll be in touch to set up a date and time to do this.

As always, thank you for your incredible efforts on behalf of all living things in the greater Danbury environment.

Sincerely,
Pamela Bauer

The Northern Trust Company 50 South La Salle Street, Chicago, Illinois 60675 (312) 630-6000



Northern Trust

T-3401

2-1
71

EMERSON CHARITABLE TRUST

MAY 22, 2002

ON BEHALF OF BRANSON ULTRASONICS

Pay \$*****2,000.00

for the Still River Project

To The
Order Of CITY OF DANBURY
DANBURY, CT

The Northern Trust Company
As Fiduciary and Not Individually

Authorized Signature

1416245224598225RKB2

⑈3401138⑈ ⑆071000152⑆ 0030132123⑈

The Northern Trust Company 50 South La Salle Street, Chicago, Illinois 60675 (312) 630-6000



Northern Trust

T-34324

2-1
710

EMERSON CHARITABLE TRUST

JULY 15, 2002

ON BEHALF OF BRANSON ULTRASONICS

Pay \$*****2,000.00

for the Still River Project

To The
Order Of CITY OF DANBURY
DANBURY, CT

The Northern Trust Company
As Fiduciary and Not Individually

Authorized Signature

1733223224598225LRW4

⑈3432493⑈ ⑆071000152⑆ 0030132123⑈

I sent the 2 checks up to finance to hold until the Council accepts the donation



CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

16

Danbury Senior Center
80 Main Street
(203) 797-4686

Municipal Agent
80 Main Street
(203) 797-4687

Mayor Mark Boughton and
Members of the Common Council
City of Danbury
Danbury, CT 06810

July 22,,2002

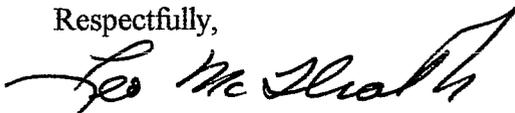
Mayor Boughton and Members of the Common Council:

The following donations of \$362.18
have been sent to the Department of Elderly Services for the use of the Danbury Senior
Center:

Wilton Meadows	- 50.00	
Adam House (Torrington)	- 50.00	- cash
Howard/Joan Lewis	- 50.00	
New Milford Senior Center	- 25.00	- cash
Butterbrook Housing (New Milford)	- 50.00	
Charles/Joyce Casey	- 50.00	
United Way of Northern Fairfield County	- 37.18	
Town of Ridgefield -	<u>- 50.00</u>	
	\$362.18	

Kindly approve of these gifts and transfer them into the appropriate line items as
requested on the accompanying form.

Respectfully,


Leo McIlrath

UNITED WAY OF WESTCHESTER
AND PUTNAM, INC.
336 CENTRAL PARK AVE.
WHITE PLAINS, NY 10606-1500

THE BANK OF NEW YORK
WHITE PLAINS, NY
50-235-219

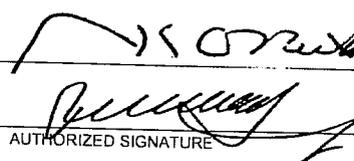
DATE
06/26/2002

AMOUNT
\$37.18**

PAY Thirty-seven and 18/100 Dollars

0040321

TO THE ORDER OF
DANBURY CTY ELDERLY SERVICES
198 MAIN STREET
DANBURY, CT 06810


AUTHORIZED SIGNATURE

⑈00775⑈ ⑆021902352⑆ ⑈0045227936⑈

Wilton Meadows Health Care Center

439 Danbury Road
Route 7
Wilton, CT 06897

PEOPLES BANK
Bridgeport, Connecticut

51-7218
2211

No. 0379

CONTROL NO. 37938

DATE 06/21/2

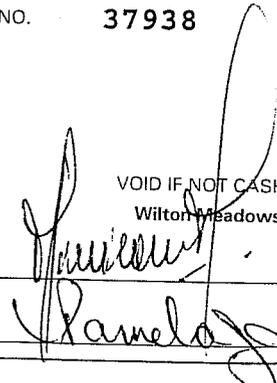
PAY ***FIFTY-DOLLARS

TO THE ORDER OF

City of Danbury
Danbury Senior Center
80 Main Street
Danbury, CT 06810

AMOUNT
\$ *****50.00

VOID IF NOT CASHED WITHIN 60 DAYS
Wilton Meadows Health Care Center


AUTHORIZED SIGNATURE

⑈037938⑈ ⑆221172186⑆ ⑈70 7001789⑈

CHARLES H. CASEY
OR JOYCE L. CASEY
775 FOX DR PH 540-667-8279
WINCHESTER, VA 22603

4028
68-54/514
BRANCH 06062

DATE July 6, 2002

PAY TO THE ORDER OF Danbury Senior Center \$ 50.00
Fifty & 00/100 DOLLARS

FIRST UNION
First Union National Bank
firstunion.com
Org. 007 R/T 051400549

FOR Wayne Dasher Joyce L. Casey MP
⑆051400549⑆1082220838354⑆4028

HARLAND 1998

NEW MILFORD INTER FAITH HOUSING
BUTTERBROOK RESIDENT ASSOC.
NEW MILFORD, CT 06776

1009

51-7224/2211
BRANCH 1

DATE 7-11-02

PAY TO THE ORDER OF Danbury Senior Center \$ 50.00
Fifty and 00/100 DOLLARS

UNION SAVINGS BANK
MAIN OFFICE
226 Main Street Danbury, Conn. 06810

FOR Cellmates Nancy N. Rowe MP
⑆22117224⑆569001470⑆1009

HARLAND 2001

HOWARD LEWIS
JOAN L. LEWIS
610 AMHERST STREET
WINCHESTER, VA 22601

1062

68-25/510 1A

DATE July 16, 2002

Pay to the Order of Danbury Senior Center \$ 50.00
Fifty and 00/100 Dollars

WACHOVIA
Wachovia Bank, N.A.
Herridon, VA 20170

06
EXPENSE CODE

Investor's Account

For Memorial: Wayne J. Dasher Joyce L. Casey MP
⑆051000253⑆980006241⑆1062

THIS DOCUMENT CONTAINS ULTRAVIOLET FIBERS, A VOID PANTOGRAPH, CHEMICALLY REACTIVE PAPER AND AN ARTIFICIAL WATERMARK ON THE BACK



Treasurer, Town of Ridgefield
Finance Department
400 Main Street
Ridgefield, CT 06877

Ridgefield Bank
150 Danbury Road
Ridgefield, CT 06877

CHECK NUMBER **548914**

51-7224/2211

VENDOR NO.	CHECK DATE	CHECK AMOUNT
5551	07/10/2002	\$50.00

Fifty and NO/100 Dollars

VOID AFTER 60 DAYS

PAY TO THE ORDER OF

Ruby McLean
Reta V. Young was
Barbara Channery
Margaret M. Kiernan

DANBURY SENIOR CENTER
80 MAIN ST
DANBURY

CT 06810

Authorized Signature

⑆548914⑆⑆221172270⑆509000388⑆



17

CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

RECEIVED
FINANCE

JUN 28 2002

Danbury Senior Center
80 Main Street
(203) 797-4686

Municipal Agent
80 Main Street
(203) 797-4687

Mayor Mark Boughton and
Members of the Common Council
City of Danbury
Danbury, CT 06810

June 24, 2002

Mayor Boughton and Members of the Common Council:

The following donations of \$556.46 have been sent to the Department of Elderly Services for the use of the Danbury Senior Center:

United Way of Northern Fairfield County	206.46
Rockwell School PTO	200.00
Stephanie Cash	100.00
Candlewood Valley Care Center	25.00
Carol & James Tolpa	<u>25.00</u>
Total:	\$556.46

Kindly approve of these gifts and transfer them into the appropriate line items as requested on the accompanying form.

Respectfully,

Leo McIlrath

CAROLYN H. DOYLE
 38 LONGVIEW DR.
 BROOKFIELD, CT 06804-1434

51-110/211 4302

DATE June 5, 2002

PAY TO THE ORDER OF Danbury Senior Center \$ 25.00
Twenty Five & 00/100 DOLLARS

FIRST UNION First Union National Bank
 firstunion.com
 Org. 020 R/T 021101108
 Performance Banking®

MEMO Candlewood Valley 5/15/02 Carolyn H. Doyle

⑆0210108⑆1030189775241⑆4302

SECURITY PAPER SAFETY PAPER
 © DELUXE WALLETS OR DUPLICATES
 Security Features Included. Details on Back.

ROCKWELL SCHOOL PTO

51-7224/2211 2191

DATE 7/1/02

PAY TO THE ORDER OF Danbury Senior Center \$ 200 -
Two hundred & 00 DOLLARS

UNION SAVINGS BANK
 BETHEL OFFICE
 24 Grassy Plain Street Bethel, CT 06801

FOR "all mates" - 2002-2003 June Apellany

⑆221172241⑆669 003 086⑆2191

© HARLAND
 Security Features Details on Back.



UNITED WAY OF
NORTHERN FAIRFIELD COUNTY, INC.
85 WEST STREET
DANBURY, CT 06810
(203) 792-5330

UNION SAVINGS BANK
MAIN OFFICE
DANBURY, CT 06810

6574

51-7224/2211

CHECK NO.

Two Hundred Six and 46/100 Dollars

DATE
Jun 12, 2002

AMOUNT
*****\$206.46

PAY TO THE ORDER OF
Senior Citizen Ctr. of Danbury
80 MAIN ST.
DANBURY CT 06810

TWO SIGNATURES REQUIRED OVER \$1500.00

June a Pennelli

AUTHORIZED SIGNATURE

⑈006574⑈ ⑆221172241⑆ 660 032 868⑈

CHEQUES UNLIMITED® - NATURE'S MAJESTY

CAROL H. TOLPA
JAMES F. TOLPA
18 HITCHIN-POST RD.
CHELMSFORD, MA 01824

5-39 2710 110 1650

Date *May 17, 2002*

Pay to the order of *Danbury Senior Center* \$ *25⁰⁰/_{XX}*

Twenty five ⁰⁰/_{XX} Dollars

BANKBOSTON N.A.
BOSTON, MASSACHUSETTS

For *Wayne Dasher* *Carol H. Tolpa*

⑆011000390⑆ 304 93605⑈ 1650

TO REORDER: 1-800-204-2244 • www.ChecksUnlimited.com

STEPHENIE M. CASH
P.O. BOX 506
CHELMSFORD, MA 01824

751

Date *May 22, 2002* 5-7017/2110 780

Pay to the order of *Danbury Senior Center* \$ *100⁰⁰/₁₀₀*

One hundred and ⁰⁰/₁₀₀ Dollars

CITIZENS BANK
Massachusetts
Citizens Circle Account

For *In Loving Memory of Wayne Dasher* *Stephenie Cash*

⑆211070175⑆ 1132245335⑈ 0751

©Clarke American



18

CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

Danbury Senior Center
80 Main Street
(203) 797-4686

Municipal Agent
80 Main Street
(203) 797-4687

Date: 06/25/02

RE
FINANCE DEPT.
JUN 28 2002

MEMO TO: Hon. Mark Boughton
via the Common Council

FROM: Leo McIlrath, Director
Elderly Services

RE: Reappropriation of Donated Funds

I hereby request a transfer of funds in the amount of \$956.46 from the Elderly Services donations account to the Commission on Aging budget for the following accounts:

Professional Service Fees – 5002.5311	500.00
Office Supplies – 5002.5601	456.46

I have been advised by the Director of Finance that these funds exist in my account, and he will provide you with his certification.


Leo McIlrath

LM/jg

cc: Dominic A. Setaro, Jr.
Director of Finance



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.

Acting **DIRECTOR OF FINANCE**

(203) 797-4652

FAX: (203) 796-1526

M E M O R A N D U M

DATE: July 8, 2002

TO: Hon. Mark D. Boughton via the Common Council

FROM: Dominic A. Setaro, Jr., Acting Director of Finance

RE: Commission on Aging

CERTIFICATION

I hereby certify the availability of \$956.46 to be transferred from the Elderly Services Donations Revenue Account to the Commission on Aging budget to the following accounts:

Professional Services	5002.5311	\$ 500.00
Office Supplies	5002.5601	456.46

Should you have any questions, feel free to give me a call.



Dominic A. Setaro, Jr.

/jgb



19

CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

Danbury Senior Center
80 Main Street
(203) 797-4686

Municipal Agent
80 Main Street
(203) 797-4687

Date:07/22/02

MEMO TO: Hon. Mark Boughton
via the Common Council

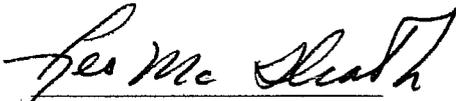
FROM: Leo McIlrath, Director
Elderly Services

RE: Reappropriation of Donated Funds

I hereby request a transfer of funds in the amount of \$880.18 from the Elderly Services donations account to the Commission on Aging budget for the following accounts:

Professional Service Fees - 5002-5311	400.00
Printing/Binding - 5002-5324	480.18

I have been advised by the Director of Finance that these funds exist in my account, and he will provide you with his certification.


Leo McIlrath

LM/jg

cc: Dominic A. Setaro, Jr.
Director of Finance



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

M E M O R A N D U M

DATE: July 23, 2002
TO: Hon. Mark D. Boughton via the Common Council
FROM: Dominic A. Setaro, Jr., Acting Director of Finance
RE: Commission on Aging

CERTIFICATION

I hereby certify the availability of \$880.18 to be transferred from the Elderly Services Donations Revenue Account to the Commission on Aging budget to the following accounts:

Professional Services	5002.5311	\$ 400.00
Printing/Binding	5002.5324	480.18

Should you have any questions, feel free to give me a call.

Dominic A. Setaro, Jr.

/jgb



20

CITY OF DANBURY

DANBURY, CONNECTICUT 06810

Fire Department
19 New Street

Peter J. Sicienski, Chief
(203) 796-1550
Fax (203) 796-1533

DATE: JULY 26, 2002

TO: MARK D. BOUGHTON, MAYOR
& COMMON COUNCIL MEMBERS

FROM: PETER J. SIECIENSKI, FIRE CHIEF

RE: SPECIAL SERVICE ACCOUNT #2010.5052

CC: DIRECTOR OF FINANCE
JIMETTA L. SAMAHA, ASSISTANT CITY CLERK

I am requesting \$20,000.00 be transferred into the Special Services Account #2010.5052 due to the long term Fire Watch situations for the Danbury Housing Authority and Avalon Lakes Condominiums. This item, as detailed in our budget narrative, is a wash item and the funds are returned as invoices are paid. The unencumbered balance as of week ending 07/20/02 is \$6,330.00.

If further information is needed, please contact.


Peter J. Sicienski, Fire Chief

PJS/ft
SpecialServsTrans



21

CITY OF DANBURY

DEPARTMENT OF PUBLIC UTILITIES
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

MARIO RICOZZI, P.E., F.ASCE
SUPERINTENDENT OF PUBLIC UTILITIES

(203) 797-4539
FAX: (203) 796-1590

July 15, 2002

Mayor Mark D. Boughton
Common Council Members
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

RE: Forfeited Hydrant Meter Rental Deposits

Dear Mayor Boughton and Members of the Common Council:

One of the services Public Utilities provides is the rental of hydrant meters to contractors, civic groups, and occasionally residents for various projects. A deposit is required for the meter and accessories. Water usage is charged in accordance with Section 21-47(1) of the Code of Ordinances.

Occasionally, the meters are damaged, destroyed, or not returned. In that case, the renter forfeits their deposit. This amount is currently \$6,700.00.

I respectfully request that the amount of \$6,700.00 be transferred from the hydrant meter deposit account into account 9802.8016 meters.

Thank you for your consideration.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Mario Ricozzi", written over a horizontal line.

Mario Ricozzi, P. E., F. ASCE
Superintendent

MR:sm

cc: William J. Buckley, Jr., P.E.
Dominic Setaro
Eric Gottschalk, Esq.

sm/c:/marioword/hydrometer.doc



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

(203)797-4652
FAX: (203)796-1526

M E M O R A N D U M

TO: Hon. Mark D. Boughton via the Common Council
FROM: Dena Diorio, Director of Finance
DATE: August 9, 2002
RE: **FORFEITURE HYDRANT METER RENTAL DEPOSITS CERTIFICATION**

As per Common Council approval at its August 6, 2002 meeting, I hereby certify the availability of \$6,700.00 to be transferred from A/P Meter Deposits, Account #3.2040 to Water Department Utility Plant line item, "Meters", Account #9802.8016.

A handwritten signature in cursive script, appearing to read "Dena Diorio".

Dena Diorio

DD/jgb



22

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

July 31, 2002

(203) 797-4511
FAX (203) 796-1666

Honorable Members of the Common Council
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

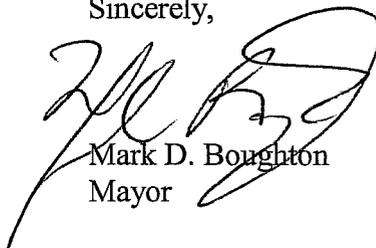
Re: Use of Sidewalks

Dear Council Members:

The use of bicycles and skateboards on sidewalks continues to pose significant hazards to pedestrians in our downtown special services district. Under current provisions of state law, controlling the use of bicycles and skateboards on sidewalks is a matter of local concern to be dealt with at the municipal level.

To avoid the risks associated with this use of sidewalks in our heavily traveled downtown, an ordinance would be required. For that reason, I intend to appoint a Common Council committee to review available options and recommend a solution to you for your consideration. I ask for your support as we seek to enhance the safety of pedestrians and improve conditions in our city.

Sincerely,



Mark D. Boughton
Mayor



23

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

August 6, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: Board of Education Budget Deficit

Dear Mayor and Council Members:

A deficit in the Board of Education budget for the 2000-2001 has been reported to the Common Council. State Law and the Charter of the City of Danbury prohibits expenditures by the Board of Education that exceed the appropriation made by the municipality. The City's independent auditors made significant recommendations in the 1999-2000 audit to prevent a deficit from recurring.

I request that a Common Council Committee be appointed to review the status of those recommendations and consider other recommendations that will insure the budgetary discipline that taxpayers require.

Very truly yours,

Warren M. Levy
President

24

Thomas J. Saadi
Councilman - 4th Ward
City of Danbury

Home Address
141 Shelter Rock Road
Danbury, CT 06810-7047

Phone & e-mail
ph. 203-797-1797
e-mail tsaadi@snet.net

VIA FACSIMILE

July 24, 2002

Warren Levy, Council President
Members of the Common Council
City Hall
155 Deer Hill Avenue
Danbury, CT 06810

RE: Automatic Defibrillators In Municipal Buildings.

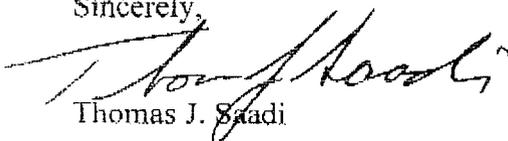
Dear President Levy and Common Council Members:

I am writing to request that the Common Council appoint an ad hoc committee to determine whether or not the City of Danbury should place automatic defibrillator systems in municipal buildings utilized by the public.

The first minutes after a person suffers a cardiac event is a crucial time when getting a fibrillating heart back to a stable rhythm can mean the difference between life and death. As such, automatic defibrillator systems have been in use for several years by airlines, businesses and municipalities to shock a cardiac arrest victim's heart back into a normal rhythm.

In addition to determining whether such a need exists, the committee should also determine which categories of buildings should have such systems, what persons should be authorize to operate the systems and what the method of funding should be to obtain the systems.

Sincerely,



Thomas J. Saadi

25

July 23, 2002

City Of Danbury Common Council
City Hall
155 Deer Hill Avenue
Danbury, CT 06810

Ref: #11 South Cove Road, Danbury, CT

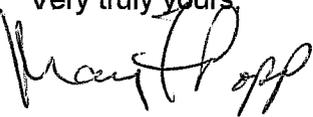
Dear Sirs:

I request Council approval to connect my one family residence located at #11 South Cove Road to the City water supply. For many years my water supply has been via connection to a neighbor's well, with numerous supply problems. Presently the line from the well to my house has a leak and, given the recent dry conditions and concerns for water conservation, I have an urgent need to remedy the situation.

I contacted the City Engineering Department and was informed a shared well is prohibited, and since my property is within twenty feet of a City water line I am also prohibited from drilling a well.

Thank you for your prompt assistance in this matter.

Very truly yours,



Mary Popp
11 South Cove Road
Danbury, CT 06811

Home Phone - 744-1635

August 6, 2002

Members of the Common Council
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

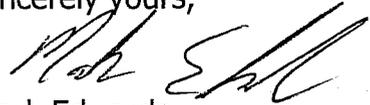
Re: Request for Water Assessment – 7 & 9 Moody Lane

Dear Council Members:

I would like to be included in the Ta'Agan Point Road Water Assessment Project. I was left out the assessment project because my request was tabled in August, 2001 and never acted upon by the Common Council.

I would be glad to supply any information you might require.

Sincerely yours,



Mark Edwards

COMMON COUNCIL - CITY OF DANBURY

27

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer X

Water X

Name of Applicant: Wooster School Corp.

Address: Ridgebury Road

Danbury, CT 06810

Telephone: (203) 743-6311

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 91 Miry Brook Road

Assessors's Lot No. E19001

Zone: RA-40

Intended Use:	Retail _____	Single Family Residential _____
	Office _____	Multiple Family Development _____
	Mixed Use _____	Educational <u>X</u>
	Industrial _____	

Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units _____

Number of 3 Bedroom Units _____

Total Number of Units N/A


SIGNATURE Robin A. Kahn, Agent

July 15, 2002
DATE

COMMON COUNCIL - CITY OF DANBURY

DA

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer X

Water X

Name of Applicant: Construction High Tech Builders, LLC

Address: 19 Westville Avenue
Danbury, CT 06810

Telephone: 791-9984

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: Lombardi Street and Short Street

Assessors's Lot No. H16003, H16007, H16008, H16005, H16006

Zone: _____

Intended Use: Retail _____ Single Family Residential X
 Office _____ Multiple Family Development _____
 Mixed Use _____
 Industrial _____

Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units _____

Number of 3 Bedroom Units 12

Total Number of Units 36

Row A. Kar
SIGNATURE

7/25/02
DATE

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer X

Water _____

Name of Applicant: John-Maurice Jones

Address: 9 Forest Ave
Danbury, Ct. 06810

Telephone: 203-743-5233

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 9 Forest Ave - 7 Forest Ave

Assessors's Lot No. _____

Zone: R3

Intended Use: Retail _____ Single Family Residential _____
Office _____ Multiple Family Development X
Mixed Use _____
Industrial _____

Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units _____

Number of 3 Bedroom Units _____

Total Number of Units _____

John P Jones Sr
SIGNATURE
7/24/02
DATE

COMMON COUNCIL - CITY OF DANBURY

30

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer X

Water X

Name of Applicant: Jensen's Inc.

Address: P.O. Box 608
Sawthington, CT 06489

Telephone: 860-793-0281

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: La Review Mobile Home Community - West Kenasia

Assessors's Lot No. D15017

Zone: IL40

Intended Use: Retail _____ Single Family Residential X
 Office _____ Multiple Family Development _____
 Mixed Use _____
 Industrial _____

Recreation Facility + Maint. Center 2

Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units 193

Number of 3 Bedroom Units _____

Total Number of Units 195

Keith E. Jensen V.P.
SIGNATURE Keith E. Jensen
Vice President

7/29/02
DATE

31

Pam McCluskey, Real Estate Broker
2 Evans Hill Road
Sherman, CT 06784

860-355-5405

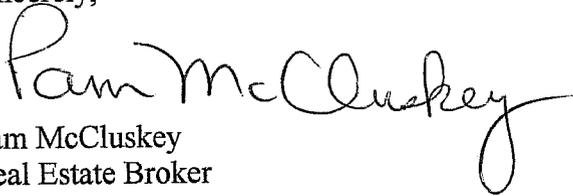
July 15, 2002

City of Danbury
Real Estate Division
155 Deer Hill Avenue
Danbury, CT 06810

Dear Land Owner,

I am a local Realtor and I have clients that are interested in purchasing land in the Aunt Hack area of Danbury. According to the town records you own a parcel of land on Maplewood Drive. If you would be interested in selling your property, please contact me at 860-355-5405.

Sincerely,



Pam McCluskey
Real Estate Broker

Received for Record
at M

JUL 17 2002

Attest: Michael R. Scri
Danbury Town Clerk

Parcel ID #
1605-13031

*Please note that residences # 1,2,4 already have water available to them.

32

June 26, 2002

TO THE COMMON COUNCIL,

We the undersigned residents of Ivy Lane request that the water assessment process begin for the installation of water on Ivy Lane:

NAME	ADDRESS
Betsy Merullo	26 Ivy Lane
Jeanne Stray	28 Ivy Lane
Jack Stray	"28 Ivy Lane"
Debi Cyr	16 Ivy Lane
Mary Haley	7 Ivy Lane
Sheldon [Signature]	18 IVY LANE
Janice Corona	9 Ivy Lane
Ann Lahore	11 Ivy Lane
Ann Lahore	13 Ivy Lane
Eugene McNamara	22 IVY Lane
Alan H. McNamara	20 Ivy Lane
Ker [Signature]	17 Ivy Lane
Ker [Signature]	19 Ivy Lane



33

CITY OF DANBURY

DEPARTMENT OF PUBLIC UTILITIES
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

MARIO RICOZZI, P.E., F.ASCE
SUPERINTENDENT OF PUBLIC UTILITIES

(203) 797-4539
FAX: (203) 796-1590

July 30, 2002

Honorable Mark D. Boughton
Honorable Members of the Danbury Common Council
155 Deer Hill Avenue
Danbury, CT 06810

RE: Request for Water Fund Reappropriations – Capital Projects

Dear Mayor Boughton and Members of the Common Council:

There is one (1) capital project in the Water Fund 2001-2002 budget that is ongoing into the 2002-2003 fiscal year. This project is Conversion of Chlorine Gas to Sodium Hypochlorite at the West Lake Plant. At the February 5, 2002 Common Council meeting, agenda item 41, \$320,000 was appropriated from water fund balance for the project. There is \$260,000 that was not encumbered before the end of the fiscal year, which needs to be carried forward. The design is completed. The \$260,000 balance is for equipment purchases and the construction contract.

I request the following amount be reappropriated to complete this project:

Water Fund

Account 9802.8008 – Electric Pumping Equipment - \$260,000 – West Lake
Hypochlorite Conversion

Thank you for your assistance with this project.

Sincerely,

A handwritten signature in black ink, appearing to read "Mario Ricozzi".

Mario Ricozzi, P.E., F. ASCE
Superintendent

MR:sm

cc: William J. Buckley, Jr., P.E.
Dominic Setaro

sm/c:/marioword/reapprop.doc



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

M E M O R A N D U M

DATE: August 1, 2002
TO: Hon. Mark D. Boughton
FROM: Dominic A. Setaro, Acting Director of Finance
RE: **WATER FUND REAPPROPRIATION** **CERTIFICATION**

As per the attached request of Superintendent of Public Utilities Mario Ricoszi, I hereby certify the availability of \$260,000 to be transferred from the Water Fund, Fund Balance to Account 9802.8008, Electric Pumping Equipment.

Dominic A. Setaro, Jr.

DAS/jgb



34

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

M E M O R A N D U M

DATE: July 23, 2002
TO: Hon. Mark D. Boughton via the Common Council
FROM: Dominic A. Setaro, Jr., Acting Director of Finance
RE: Water Fund and Sewer Fund Reappropriation **CERTIFICATION**
CC: William Buckley, Mario Ricoszi

As is customary, because the Water Fund and Sewer Fund are Enterprise Funds, any funds that are appropriated and unspent at the end of the fiscal year for capital projects and equipment purchases which are carried over into the next fiscal year (plus any purchase orders issued prior to June 30 but not completed), the Common Council must take action to reappropriate those moneys so that the projects can be completed and equipment accepted.

Based on a preliminary financial statement that will be issued to our auditors, I hereby certify the availability of \$95,834.83 to be reappropriated to the Water Fund accounts and \$9,871.78 to the Sewer Fund accounts as per the attached listing. Please place this item on the agenda for the Common Council's August meeting.

Should you need any additional information, feel free to give me a call.



Dominic A. Setaro, Jr.

DAS/jgb

Attach.

WATER FUND

<u>Account Number</u>	<u>Project</u>	<u>Amount</u>
9802.8007	Structures & Improv. Pumping PCT	\$18,696.00
9802.8008	Electric Pumping Equipment	37,200.00
9802.8017	Hydrants	14,114.82
9804.5339	Operation Supv & Eng	13,970.37
9805.5553	Maintenance of Pumping Eq	2,134.32
9806.5555	Maint. Water Treatment Eq	377.70
9806.5683	Miscellaneous Expense	720.00
9807.5684	T & D Lines Expense-Materials	7,950.00
9810.5622	Tires	<u>671.62</u>
		\$95,834.83

SEWER FUND

9502.5311	Professional Services	\$9,699.98
9502.5510	Maintain Sewage System	<u>171.80</u>
		\$9,871.78

HERBERT L. COHEN
(1928-1983)

July 30, 2002

AUSTIN K. WOLF
MARTIN F. WOLF
RICHARD L. ALBRECHT
JONATHAN S. BOWMAN
IRVING J. KERN
MARTIN J. ALBERT
STEWART I. EDELSTEIN
NEIL R. MARCUS
G. KENNETH BERNHARD
DAVID L. GROGINS
GRETA E. SOLOMON
ROBIN A. KAHN

Warren Levy, President
Danbury Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

RICHARD G. KENT
RICHARD SLAVIN
DANIEL S. NAGEL
RICHARD J. DI MARCO
DAVID B. ZABEL
MARK A. KIRSCH
DAVID M. LEVINE
JOSEPH G. WALSH

RE: Tamarack Investments/Miry Brook, LLC
45 A Miry Brook Road

DAVID A. BALL
JOCELYN B. HURWITZ
STUART M. KATZ
MONTE E. FRANK
PATRICIA C. SULLIVAN
VINCENT M. MARINO

Dear Warren:

This office has been representing Tamarack Investments and Miry Brook, LLC in connection with their site plan approval for the building currently under construction which will be the home of Highcroft Racing, LTD on the site which adjoins the Danbury Airport.

ANN B. MULCAHY
MARNIE J. RUBIN
ARI J. HOFFMAN
BARBARA M. SCHELLENBERG
FREDERIC B. EISMAN
COURTNEY A. GEORGE
ALEJANDRO RODRIGUEZ

As part of the site plan approval process we obtained permission to install a septic system to service the site. Notwithstanding this fact, we also approached the City of Danbury and obtained an approval from the Council to extend a sewer line to service this site since there would be a long term benefit to the neighborhood by extending the sewers in this direction and since this would be in accordance with the City plan of development.

OF COUNSEL
ROBERT J. ASHKINS
STUART A. EPSTEIN
JACK E. MCGREGOR

Numerous discussions have taken place among our client, Bill Buckley the City Engineer, and Mayor Boughton concerning the feasibility of actually constructing the sewer line and pumping station that would be required to service this site and the former Conn/Moony facility which is proposed to be used by the City Airport Administration starting in the Fall of 2002.

The cost of running a sewer line from Wallingford Road to the Miry Brook site and to construct a pump station is estimated to be \$290,000.00 dollars. Since this line will benefit both my client and the City of Danbury (airport properties) and potentially provide access to additional property owners in Miry Brook, the Mayor and the City Engineer have both indicated that the City should be amenable to sharing the cost per rata. Unfortunately the budget for the current year has been set and the timing of this project is such that it must be in place and operating by December when the Tamarack Investments building will be ready for occupancy. Accordingly, Tamarack is prepared to pay the up-front costs of installing the line and constructing the pump station if the City will agree to reimburse its pro rata share in the fiscal year 2003 budget. The proposal discussed with the City Engineer is to allocate 49% to the City (\$141,413.45) and 51% to Tamarack (\$148,586.55). These numbers are estimates prepared by Roald Haestad, Inc. the engineers which have been engaged by Tamarack but who have also previously performed work on behalf of the City of Danbury.

July 30, 2002

Page 2

We are petitioning the Common Council on behalf of our client to place this matter on your August meeting agenda for referral to the appropriate subcommittee to see if the City will enter into an agreement which will allow the construction of the sewer to go forward as contemplated. We believe that the cost to the City is minimal when you compare it with the ultimate benefit of having the sewer line in place. You must keep in mind that the cost to Tamarack for its share of this sewer line and pump station construction will be more than two times the cost of the septic system which could service the property. Fortunately Tamarack sees this as a long term investment in the City of Danbury and is willing to step up to the plate as proposed. Clearly the availability of sewers at the Airport will be a great benefit to the City over the years since the City is responsible for a number of existing septic systems on the airport and all septic systems have a limited life with a realistic prospect of repair and replacement.

I thank you in advance for your anticipated cooperation in this matter and look forward to proceeding on the petition in due course.

With my usual regards,

Yours Truly,



Neil R. Marcus

NRM:pld

cc: Tamarack Investments/Miry Brook, LLC
Bill Buckley
Mayor Boughton
Danbury City Clerk

Petition to City of Danbury To Extend Sewer Line

The following are the signatures from the following owners of property located on Deepwood Drive, Danbury. We would like to petition the City of Danbury to extend the sewer line from the White Oaks estates property to and including # Deepwood Drive, on behalf of the lots shown on the attached Assessor's Map.

Dorothy M. Barr

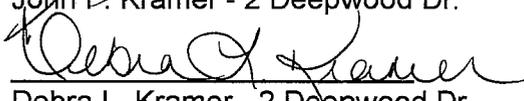
Edgar Bustamante

Dalilia Bustamante

Frances Steinberg Trustee
1 Deepwood Drive



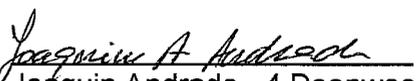
John E. Kramer - 2 Deepwood Dr.



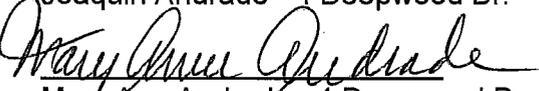
Debra L. Kramer - 2 Deepwood Dr.



Stephanie Pitman - 3 Deepwood Dr.



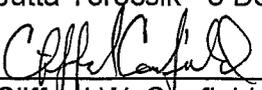
Joaquin Andrade - 4 Deepwood Dr.



Mary Ann Andrade - 4 Deepwood Dr.

X _____
Joseph Torocsik - 5 Deepwood Dr.

X _____
Jutta Torocsik - 5 Deepwood Dr.



Clifford W. Canfield - 6 Deepwood Dr.

Diana Canfield
Diana Canfield - 6 Deepwood Dr.

David Miller
David Miller - 7 Deepwood Dr.

Pamela Miller
Pamela Miller - 7 Deepwood Dr.

X Richard D. Segur
Richard D. Segur - 8 Deepwood Dr

James J. Sheehan
James J. Sheehan - 9 Deepwood Dr.

Rosemary F. Sheehan
Rosemary F. Sheehan - 9 Deepwood Dr.

Anne M. Obergfell
Anne M. Obergfell - 10 Deepwood Dr.

Ellen M. Brandi
Ellen M. Brandi - 15 Alexander D Avenue
my yard fronts on Alexander
but rear is on Deepwood.

Gary Seelman
3 CRAIGMOON TERRACE
DANBURY, CT



39 - may

37

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

May 13, 2002

Hon. Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Request to Purchase Land

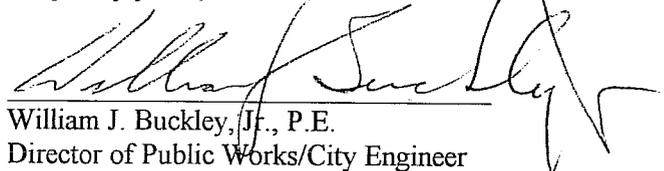
The March 26, 2002 letter sent to you by Karen L. Womelsdorf and referred to our office for a thirty day report (reference Item 39 of the minutes of the May 7, 2002 Common Council meeting) has been reviewed.

19 Terre Haute Road (Tax Assessor Lot No. H18028) is a parcel of land 0.18 acre in area with a single family house on it. A copy of a section of the Tax Assessor's map that shows this lot is enclosed for your reference.

This piece of property is presently owned by the Housing Authority of the City of Danbury. The request to purchase this piece of property should be forwarded to the Housing Authority of the City of Danbury for review.

If you have any questions, please feel free to contact this office.

Very truly yours,



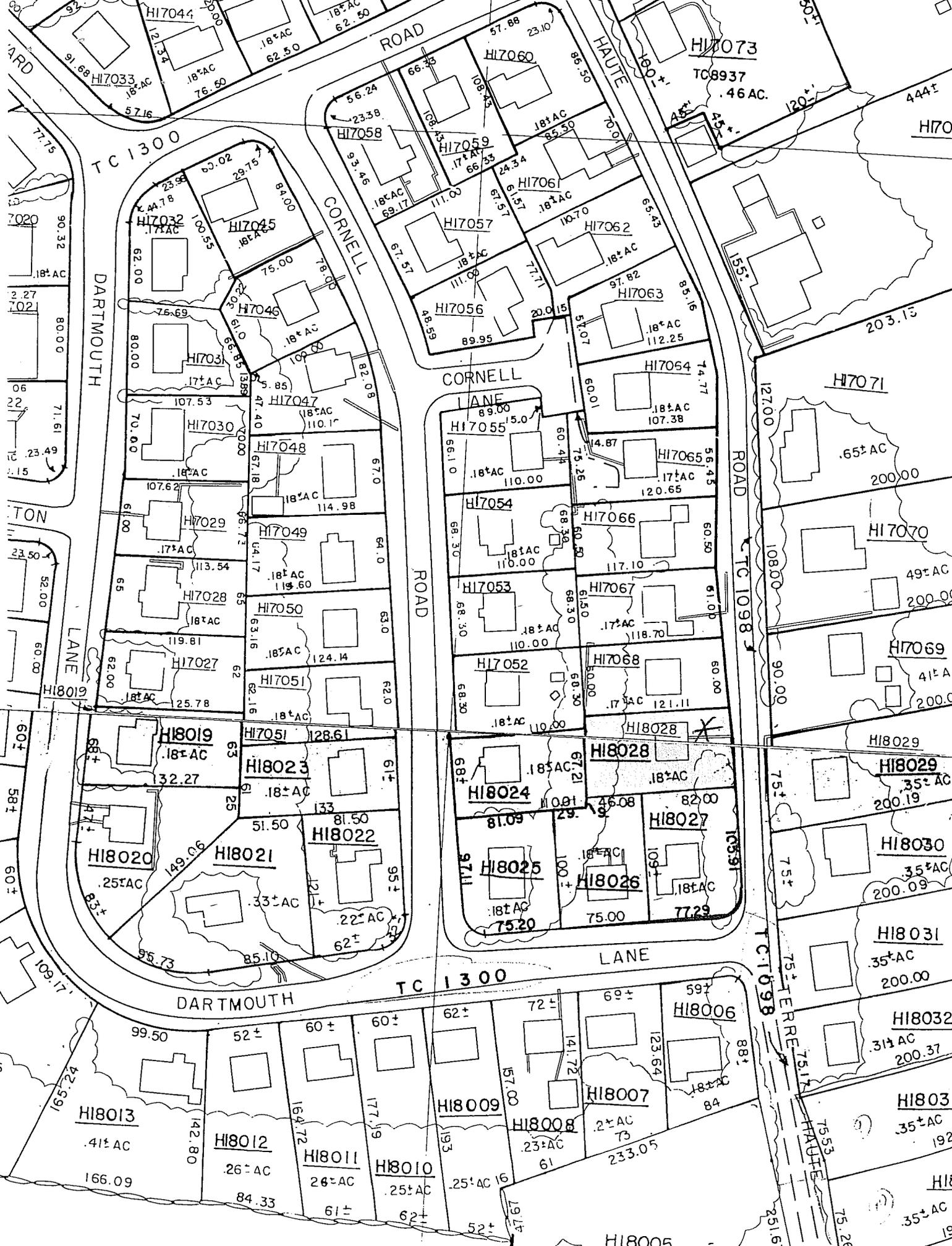
William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/PAE/pe

Encl.

C: Eric L. Gottschalk, Esq., with encl.
Dennis Elpern, with encl.





HI7044
18° AC
62.50

HI7073
TC8937
.46 AC

ROAD

HAUTE

TC 1300

CORNELL

CORNELL LANE

ROAD

TC 1098

DARTMOUTH

TC 1300

LANE

TC 1098

TERRE HAUTE

TERRE HAUTE

HI7032
.17 AC

HI7045
.18 AC

HI7059
.17 AC

HI7061
.18 AC

HI7031
.17 AC

HI7047
.18 AC

HI7057
.18 AC

HI7062
.18 AC

HI7030
.18 AC

HI7048
.18 AC

HI7055
.18 AC

HI7065
.17 AC

HI7029
.17 AC

HI7049
.18 AC

HI7054
.18 AC

HI7066
.18 AC

HI7028
.18 AC

HI7050
.18 AC

HI7053
.18 AC

HI7067
.17 AC

HI7027
.18 AC

HI7051
.18 AC

HI7052
.18 AC

HI7068
.17 AC

HI8019
.18 AC

HI7051
.18 AC

HI8024
.18 AC

HI8028
.18 AC

HI8020
.25 AC

HI8021
.33 AC

HI8025
.18 AC

HI8026
.18 AC

HI8013
.41 AC

HI8012
.26 AC

HI8009
.25 AC

HI8007
.25 AC

HI8011
.26 AC

HI8010
.25 AC

HI8008
.23 AC

HI8006
.18 AC

HI8005

HI8005

HI8005

HI8005

HI8029
.35 AC

HI8029
.35 AC

HI8030
.35 AC

HI8031
.35 AC

HI8031
.35 AC

HI8032
.31 AC



38

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

June 13, 2002

PLEASE REPLY TO:

DANBURY, CT 06810

Hon. Mayor Mark D. Boughton
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: June Agenda Item No. 19
Ancient Order of Hibernians
Request to Purchase Property – Lake Kenosia

Dear Mayor and Council:

The above request to purchase what the petitioner states is property owned by the City was referred to this office, the Director of Public Works, the Planning Director, and the Director of Parks and Recreation for reports.

If the other reports are favorable, and if you are interested in transferring this property to the petitioner, you may wish to forward this matter to the Tax Assessor for a determination of value. In the event you decide to agree to sell this property, you must first declare it surplus and then must elect to convey it to the petitioner, or offer it for sale, through the Purchasing Agent, to the general public. Bear in mind that any proposal to dispose of an interest in municipally owned property requires Planning Commission approval and a two-thirds vote of all of the members of the Common Council (See Sec. 3-17 of the Danbury Municipal Charter).

In the event you have any questions about this, please do not hesitate to call.

Very truly yours,

Laszlo L. Pinter,
Assistant Corporation Counsel

cc: William J. Buckley, Jr., Dir. Public Works/City Engineer
Dominic A. Setaro, Jr., Director of Finance
Dennis I. Elpern, Director of Planning & Zoning
Robert Ryerson, Director of Parks and Recreation

Llp/CitySale AOH



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

June 18, 2002

Honorable Mark D. Boughton, Mayor
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Request to Purchase Property
Ancient Order of Hibernians
West Kenosia Avenue

At the June 4, 2002 Common Council meeting, the May 21, 2002 letter from James Taylor of the Ancient Order of Hibernians and Maura Melody of the Ladies Ancient Order of Hibernians offering to purchase property (2 acres) adjacent to Lake Kenosia was forwarded to this office for a thirty days report (reference Item 19 of the meeting minutes).

Enclosed please find a copy of the City's topographical map of the area on which we have marked the approximate location of the two acres that the Ancient Order of Hibernians would like to purchase.

At the February 5, 2002 Common Council meeting, the committee report relative to the previous request by the Ancient Order of Hibernians to purchase this property was received and it was moved to take no action on the request.

We recommend that the following comments be considered during the Common Council's deliberation on this issue:

1. This parcel of land would have no road frontage. Access (we assume) would be over the same driveway presently used by the Vespucci Recreation Center. It should be kept in mind that the City Highway Department does not plow the driveways in Kenosia Park during the winter. Snow removal on any driveway to this site would need to be taken care of by private property owners (Vespucci Recreation Center and Ancient Order of Hibernians).

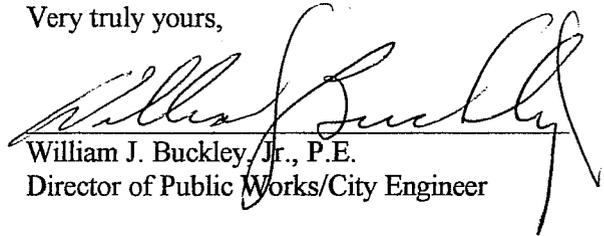


2. The existing City parcel of land would need to be subdivided. The acceptability of such a subdivision would be determined by the Planning Department/Planning Commission.
3. It is assumed that the Tax Assessor will review the adequacy of the \$150,000.00 offer.
4. A water main extension would be required to service development on this site.
5. The sanitary sewer extension that is presently out to bid to serve Kenosia Park will serve this site. The City of Danbury is to be assessed for the portion of the sanitary sewer main that will be installed on City owned property. If the property in question is transferred before final sanitary sewer assessments are calculated and if no specific provisions relative to the assessment are included in the Common Council actions relative to the sale, the Ancient order of Hibernians (or whoever ends up purchasing this property) will be assessed the appropriate share based on their benefit when final assessments are calculated.
6. Environmental Impact Commission approval of any proposed development on this site will be required. We recommend that input be solicited from Coordinator of Environmental Health Jack Kozuchowski at this time relative to the potential impact of development of this site on Lake Kenosia.
7. Lake Kenosia is used as a supplementary source of drinking water by the Public Utilities Department in times on need. Water from Lake Kenosia was pumped to West Lake Reservoir as recently as this past spring. We recommend that input from Superintendent of Public Utilities Mario Ricoszi, P.E. relative to this proposal be solicited.
8. A City water supply well and related piping (presently not in use) exist on this property. Input from Superintendent of Public Utilities Mario Ricoszi, P.E. relative to the impact of this transfer request should be solicited
9. Will all parking relative to the proposed development on this site be located on the two acre parcel? If no, what area parking lots are proposed to be used? Will use of other parking areas impact parking for soccer games and other uses of the City park?
10. It is our understanding that there is an existing well on the former Camp Thunderbird property. This well may serve a portion of the Vespucci Recreation Center facility. Further investigation relative to this well is needed. The well is to be abandoned if warranted.
11. Enclosed please find a copy of the October 12, 2001 letter sent to Mayor Gene F. Eriquez by Bernard J. White of the B. P. O. E. Danbury Lodge No. 120, Inc. requesting that the Danbury Lodge #120 be given due consideration relative to the purchase of the site. Are there any other groups who would be interested in this property? If the land is declared surplus, should the Purchasing Department publicize its sale as it does for other City surplus properties.

It is assumed that Director of Parks and Recreation Robert Ryerson will offer his recommendation as to the advisability of the City transferring title to land adjacent to an existing City park to a private entity and will inform you as to any potential uses of this property by the City that would preclude this sale.

If you have any questions or require additional information, please feel free to contact this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "William J. Buckley, Jr.", written over a horizontal line.

William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/PAE/pe

C: Eric L. Gottschalk, Esq.
Dennis I. Elpern
Robert Ryerson
Mario Ricozzi, P.E.
Jack Kozuchowski
Charles J. Volpe, Jr.



RECEIVED
OCT 15 2001
ENGINEERING DEPT.

B. P. O. E. Danbury Lodge No. 120, Inc.

346 Main Street
Danbury, CT 06810-5837

October 12, 2001

Mayor Gene F. Eriquez
Members of the Committee
155 Deer Hill Avenue
Danbury, CT 06810

RE: Committee Appointed to Review Transference of City Property at Lake Kenosia to the Ancient Order of Hibernians

Dear Mayor Eriquez and Committee Members:

In September of this year I sent the Mayor and President of the Common Council a letter requesting that the Danbury Lodge #120 of the Benevolent and Protective Order of Elks of the United States of America be given due consideration of this site and city property, which is currently being reviewed by your committee for conveyance to the Ancient Order of Hibernians.

The City of Danbury is the best community in the state of Connecticut because of its citizens and their community oriented organizations. The Danbury Lodge of Elks applauds the efforts of, and is not opposed to, any community organization or service club that attempts to improve the quality of life for our fellow citizens. We are not voicing opposition to the Ancient Order of Hibernians, we are asking for similar treatment and opportunity to access this very attractive piece of recreational property.

The Danbury Lodge of Elks is a charitable, fraternal organization that is comprised of American men and women that believe in God and pledge to support the Constitution and laws of the United States of America. Its sole requirement for membership is that the applicant be an American Citizen over the age of 21 that believes in God. It has no foreign affiliations and continues to play an active role in our community, state and country as it has for over one hundred and twelve years. We are the originators of Flag Day celebrating our country's history and symbol of freedom since 1907. President Truman and Congress designated June 12 to be Flag Day four decades after the Elks began this annual remembrance. We are your tax paying neighbors who have maintained our current Lodge home at 346 Main Street since 1929.

We will be pleased to tell you more about our organization if you like. We would like the opportunity to address the committee and work with the committee toward an equitable use of this and similar property by all community, civic, fraternal & veteran organizations in our City of Danbury.

If you require any specific documentation regarding the Benevolent and Protective Order of Elks of the United States of America, please refer to the Booklet submitted with my initial letter to Mayor Eriquez and Thomas J. Arconti, the then President of the Common Council. If you have any immediate questions or concerns, please feel free to contact me at 203.849.3375 during business hours or at 203.743.2737 in the evenings.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Bernard J. White".

Bernard J. White
Chairman
Board of Trustees

**CITY OF DANBURY
PARKS, RECREATION & FORESTRY
DEPARTMENT**

HATTERS COMMUNITY PARK
7 EAST HAYESTOWN ROAD
DANBURY, CONNECTICUT 06811

ROBERT G. RYERSON, DIRECTOR
TEL. (203) 797-4632
FAX (203) 797-4634

M E M O R A N D U M

TO: Common Council Committee
Referrals- June 4th Common Council Meeting

FROM: Robert G. Ryerson, Director of Parks & Recreation 

DATE: June 17, 2002

RE: CAMP THUNDERBIRD PURCHASE

During former Mayor Eriquez tenure, we had preliminary discussions with the representatives of the Ancient Order of Hibernians. At that meeting many issues were discussed. The cost of bringing sewer extension to Kenosia Park, parking for soccer field, and relocation of picnic ground to Kenosia Park were some of the issues.

This property is used by Danburians as a picnic facility May 1st through September. This also is used one week in August for a scout's jamboree.

I would need to know if this offer is near the appraised value, and how the parking for our soccer field and a new club would co-exist.



22 July

39

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

July 31, 2002

Honorable Mark D. Boughton, Mayor
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: Item #22 - July 2, 2002 Common Council Agenda

Dear Mayor Boughton and members of the Common Council:

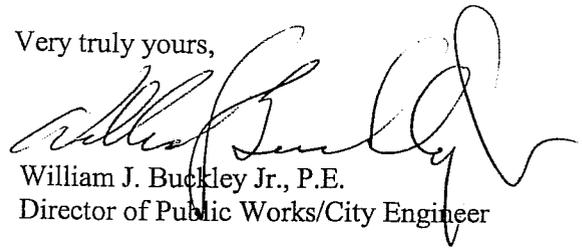
The above referenced item was referred to me for a thirty-day report at the July meeting. The matter concerns a request by a petitioner to have the City participate financially in their proposed extension of water to the site. I have had a number of meetings during the last couple of months with the developers and their engineers and have asked them to put in writing what they would be looking for. Attached you will find a July 27, 2002 letter to me from a Mr. Martin Legault who is the president and CEO of the Corporation for Independent Living. I think Mr. Legault's letter fairly accurately reflects where we are and summarizes what he is looking for from the City of Danbury in the way of a contribution, namely \$75,000.00 (seventy five thousand dollars).

While I will agree with Mr. Legault that the proposed extension is one that will benefit the City of Danbury, the contributions towards the project from the City always go through the Common Council and I would respectfully suggest that you establish an ad hoc committee to discuss this matter if you so choose. I think there is a great deal in the way of explanation of how this will improve service to the City that can be explained at a sub-committee meeting, again should you so desire to consider this matter. Additionally, I believe it's important for you to hear from the Director of Finance relative to the availability of funds in the water fund for this particular purpose, again if you choose to go in this direction.

At this point I would recommend that you create a sub-committee for the purpose of evaluating this request to determine if you want to consider it further.



Very truly yours,

A handwritten signature in black ink, appearing to read "William J. Buckley Jr.", written in a cursive style.

William J. Buckley Jr., P.E.
Director of Public Works/City Engineer

Encl.

Cc: Dominic A. Setaro Jr.
Patricia A. Ellsworth, PE.
Mario Ricozzi
Martin Legault
Jeanne L. Williamson, P.E.



CORPORATION FOR INDEPENDENT LIVING

July 27, 2002

Mr. William J. Buckley, Jr.
Director of Public Works/City Engineer
City of Danbury
155 Deer Hill Avenue
Danbury, Ct 06810

Subj: Stetson Place

Dear Mr. Buckley:

Over the last several weeks, we have had a series of discussions with you and your staff regarding the need to increase the water pressure at our proposed 70-unit condominium development (Stetson Place) on Pembroke Road in Danbury. During these meetings, we have explored a variety of alternatives including a booster pump at the site, a new transmission main from your city pump station to the south on Padanaram Road, and the reuse of an existing abandoned transmission 24" line already in place.

As a result of detailed analysis with our engineers and potential piping contractors, we have decided that the best course of action would be to reuse the existing piping by inserting a 16" pipe to create a new transmission line to our site. This will allow us to resolve the water pressure issues at Stetson Place and will create an additional benefit to the City by increase the availability of water to the entire area.

Thus, we hereby request a \$75,000 contribution from the City of Danbury toward the cost of installing this new water service. We are currently estimating that the entire cost of installing the water line will be \$275,000. The City's contribution would approximate the difference between this new line and a local booster pump system, which we estimate to be \$180,000. As we have previously indicated, we are firmly committed to this project and would be willing to absorb any cost overruns, should the cost exceed \$275,000.

Please feel free to contact me if you any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'ML', with a long horizontal line extending to the right.

Martin Legault
President/CEO



46
July
40

CITY OF DANBURY
DEPARTMENT OF WELFARE & SOCIAL SERVICES

TELEPHONE
(203) 797-4569

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

FACSIMILE
(203) 797-4566

TO: City Clerk
FR: Deborah MacKenzie *DM*
RE: Report to the Common Council
Date: 7/19/02

Please find attached the report to the Council on # 46 of the July 2, 2002 Common Council Agenda.

This item was referred to Bill Campbell and myself. The report is being submitted to the council as requested.

c.c. Mayor's Office
William Campbell, Director of Health

EMERGENCY SHELTER 796-1661
JOB SEARCH ASSISTANCE 796-1650

MEDICAL BENEFITS COUNSELING 797-4567
EMERGENCY AID NETWORK 797-4565



Linda

July 11, 2002

Honorable Members Danbury Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Dear Common Council Members:

On Thursday, July 11, 2002 a meeting was held at the Danbury Visiting Nurse Association (VNA) concerning their request for one time funding to continue HUSKY outreach and follow-up services for eligible children and their families. HUSKY is Connecticut's health insurance program children and youth. The name HUSKY is derived from **H**ealthcare for **U**nderinsured **K**ids and **Y**outh.

Present at the meeting were Ann Faraguna, Executive Director of the Danbury VNA, Susan Giglio, Program Director at the Danbury VNA, William Campbell, Director of Health and Deborah MacKenzie, Director of Welfare/Social Services.

Ann Faraguna initiated the meeting by explaining the June timing of the request for funding. Initial confirmation of the cut in HUSKY outreach funds came in February of 2002. However, there was an expectation that the funding would be restored in the new state fiscal year. This, combined with the guidance from the City of Danbury to avoid new funding requests in their annual application, prevented an application for HUSKY outreach funding in February.

Ms. Faraguna and Ms. Giglio outlined the extent and thoroughness of their outreach activities. As do a number of other agencies, they promote awareness of HUSKY "A" and HUSKY "B". Where they differ is in the provision of support with the completion of the application requirements and with ongoing renewal follow-up. Their success, particularly with the less utilized HUSKY "B", has been recognized by the Connecticut Department of Social Services. (see attachment) Many of the other agencies distribute applications and provide some completion assistance. Often the applicants are referred back to the VNA for further assistance and follow up.

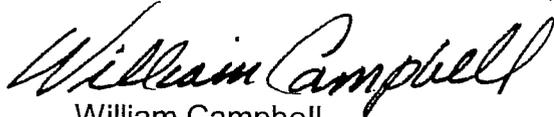
As of July 1, 2002, there were 3,822 Danbury participants in HUSKY "A" and 400 Danbury participants in HUSKY "B". The loss of funding for outreach and follow-up support will lead to reduced participation and renewal in the HUSKY programs. This is likely to lead to an increase in the inappropriate use of emergency rooms as a source of primary care. It is also likely that many of the presently enrolled children will be denied access to health care as physicians will not continue to provide health care without health coverage.

The State of Connecticut's actions were short sighted. The role of a central agency for outreach, follow up, data collection and information dissemination from the state to the local agencies will be lost. Closing out the program at this time will result in chaos as other

community agencies are not prepared to assume the burden of the work required. Ms. Faraguna emphasized that the request was for one time only. If another funding source is not established, the VNA will initiate an orderly close out of their outreach and follow-up services.

It is our joint recommendation that Mayor Boughton's request to the Council be approved and that an allocation of \$20,000.00 be made to the Danbury VNA for HUSKY outreach and follow up.

Respectfully submitted,



William Campbell
Director of Health



Deborah MacKenzie
Director of Welfare/Social Services

HUSKY B
Monthly Count Of Enrollees By Town
06/01/2002

Andover	19
Ansonia	125
Ashford	34
Avon	30
Barkhamstead	14
Beacon Falls	32
Berlin	58
Bethany	10
Bethel	76
Bethlehem	25
Bloomfield	38
Bolton	10
Bozrah	9
Brandford	119
Bridgeport	825
Bridgewater	12
Bristol	270
Brookfield	56
Brooklyn	25
Burlington	23
Canaan	18
Canterbury	16
Canton	38
Chaplin	8
Cheshire	54
Chester	20
Clinton	87
Cockchester	77
Colebrook	3
Columbia	16
Cornwall	11

Coventry	46
Cromwell	41
Danbury	367
Darien	13
Deep River	21
Derby	57
Durham	25
East Granby	14
East Haddam	43
East Hampton	55
East Hartford	267
East Haven	158
East Lyme	47
East Windsor	42
Eastford	8
Easton	0
Ellington	81
Enfield	189
Essex	22
Fairfield	94
Farmington	52
Franklin	8
Glastonbury	82
Goshen	22
Granby	17
Greenwich	56
Griswold	46
Groton	107
Gulford	101
Haddam	32
Hamden	185

Hampton	13
Hartford	500
Hartland	11
Harwington	15
Hebron	37
Kent	11
Killingly	94
Killingsworth	26
Lebanon	33
Ledyard	64
Lisbon	12
Litchfield	49
Lyme	2
Madison	24
Manchester	302
Mansfield	41
Marlborough	34
Meriden	288
Middlebury	11
Middlefield	19
Middletown	175
Millford	224
Monroe	55
Montville	71
Morris	18
Naugatuck	135
New Britain	374
New Canaan	17
New Fairfield	55
New Hartford	17
New Haven	394

HUSKY A
Monthly Count Of Enrollees Under 19 By Town
06/01/2002

Andover	67
Ansonia	1,534
Ashford	195
Avon	88
Barkhamstead	123
Beacon Falls	122
Berlin	273
Bethany	76
Bethel	399
Bethlehem	86
Bloomfield	1,157
Bolton	92
Bozrah	71
Brandford	753
Bridgeport	20,724
Bridgewater	24
Bristol	3,625
Brookfield	207
Brooklyn	220
Burlington	129
Canaan	79
Canterbury	223
Canton	131
Chaplin	91
Cheshire	263
Chester	94
Clinton	402
Colchester	539
Colebrook	11
Columbia	91
Comwall	57

Coventry	352
Cromwell	357
Danbury	3,830
Darien	84
Deep River	262
Derby	812
Durham	159
East Granby	101
East Haddam	215
East Hampton	311
East Hartford	4,535
East Haven	1,334
East Lyme	394
East Windsor	534
Eastford	37
Easton	32
Ellington	256
Enfield	1,706
Essex	118
Fairfield	578
Farmington	308
Franklin	28
Glastonbury	404
Goshen	52
Granby	128
Greenwich	632
Griswold	543
Groton	1,628
Gulford	291
Haddam	124
Hamden	2,352

Hampton	110
Hartford	25,145
Hartland	38
Hawington	83
Hebron	146
Kent	68
Killingly	1,535
Killingworth	85
Lebanon	232
Ledyard	419
Lisbon	128
Litchfield	280
Lyme	34
Madison	162
Manchester	3,250
Mansfield	397
Marlborough	93
Meriden	8,176
Middlebury	86
Middlefield	58
Middletown	2,749
Milford	1,458
Monroe	255
Montville	707
Morris	84
Naugatuck	1,713
New Britain	9,240
New Canaan	93
New Fairfield	257
New Hartford	117
New Haven	18,517



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 6, 2002

Mayor Mark D. Boughton
Members of the Common Council

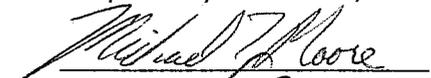
Re: Request for Sewer Extension – 94 Mill Plain Road

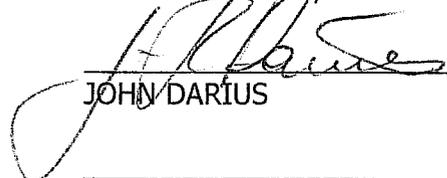
The Common Council Committee appointed to review the request for sewer extension at 94 Mill Plain Road met on July 23, 2002 in the Third Floor Caucus Room in City Hal. In attendance were committee members Moore, Darius and Dittrich. Also in attendance were Director of Public Works William Buckley, Attorney Paul Jaber and Mike Riefenhauser from Weeks Automotive and Council Member Pauline Basso, ex-officio.

Mr. Moore read the positive recommendation from the Planning Commission. He asked Mr. Buckley for an overview of the request. Mr. Buckley said that this is a request for sewers. Water is available at the site. The approximate cost to Weeks would be \$100 per linear foot. Mr. Darius asked if there were any foreseeable issues that should concern the Common Council. Mr. Buckley felt that there were no outstanding issues and recommended approval subject to the required eight steps.

Mr. Darius made a motion to approve the request for sewer extension subject to the required eight steps. Seconded by Mr. Dittrich. Motion carried unanimously.

Respectfully submitted,


MICHAEL MOORE, Chairman


JOHN DARIUS

CHRISTIAN DITTRICH



42

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 4, 2002

Mayor Mark D. Boughton
Members of the Common Council

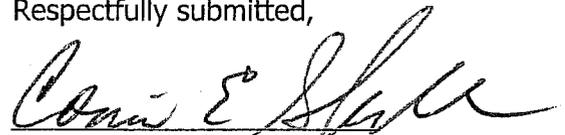
Re: Request for Sewer Extension – Lakeview Community

The Common Council Committee appointed to review the request for sewer extension at the Lakeview Community met on July 23, 2002 at 7:25 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Shuler, Machado and Basso. Also in attendance were Director of Public Works William Buckley and the petitioner, Keith Jensen.

Mr. Shuler noted the positive recommendation from the Planning Commission. Mr. Buckley stated that there is a plan for this area. Necessary easements have been obtained and he would recommend moving forward with assessment procedure.

Mr. Machado made a motion to recommend that the Common Council authorize the proceedings for preliminary assessments, consistent with the assessment methodology and Code of Ordinances and public hearing. Seconded by Mrs. Basso. The motion carried unanimously.

Respectfully submitted,


CONNIE SHULER, Chairman

VAL MACHADO

PAULINE BASSO



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 6, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **New England Aircraft Lease**

The Common Council Committee appointed to review the New England Aircraft Lease met on July 10, 2002 in the Third Floor Caucus Room in City Hall. In attendance were committee members Furtado, Moore and Dittrich. Also in attendance were Assistant Corporation Counsel Les Pinter, Airport Administrator Paul Estefan, Director of Planning Dennis Elpern, Ron Whelan of New England Aircraft, Attorney Rosenberg representing Rob Zohn and members of the public.

Mr. Furtado asked Attorney Pinter to explain the lease. Attorney Pinter stated that the Aviation Commission has been trying to make leases at the Airport as uniform as possible. New England Aircraft is an airport tenant, which is limited to one acre. The Aviation Commission has recommended a ten-year lease with no renewal option at a price of \$48,000 per year, a CPI component and other provisions. Paragraph three states that the tenant would pay property taxes. Paragraph four stated that the building structures would revert to the City when the lease expires. Mr. Whelan stated that this lease came out of nowhere and is unacceptable.

Mr. Moore made a motion to refer this lease back to the Aviation Commission. Seconded by Mr. Dittrich. Motion carried unanimously.

Respectfully submitted,

MANNY FURTADO, Chairman

Michael Moore

MICHAEL MOORE

CHRISTIAN DITTRICH



44

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 6, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: Request for Sewer Extension – 100 & 102 Federal Road

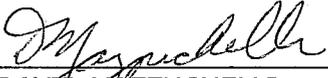
The Common Council Committee appointed to review the request for sewer extension at 100 & 102 Federal Road met on July 11, 2002 at 7:00 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Kelly and Mazzuchelli. Also in attendance were Director of Public Works William Buckley, the engineer for the petitioner Jim Rotondo and Council President Warren Levy, ex-officio.

Mr. Kelly read the charge of the committee and noted the positive recommendation of the Planning commission. Mr. Buckley explained the project and answered questions from the committee. Mr. Buckley said he would recommend approval of this project subject to the standard eight steps.

Mr. Mazzuchelli made a motion to recommend approval of this project subject to the standard eight steps. Seconded by Mr. Kelly. Motion carried unanimously.

Respectfully submitted,

JAMES KELLY, Chairman



DAVID MAZZUCHELLI

PAULINE BASSO



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 4, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Parking Violation Fines**

The Common Council met as a committee of the whole on July 22, 2002 in the Common Council Chambers immediately following a public hearing.

Mr. Gallagher made a motion to approve the ordinance as amended. Seconded by Dean Esposito. Motion carried unanimously.

Respectfully submitted,


WARREN LEVY, Chairman



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

THAT Section 19-4 of the Code of Ordinances of Danbury, Connecticut is hereby repealed and the following new Section 19-4 is established to read as follows:

Sec. 19-4. Penalty.

- (a) Any person violating the provisions of this Article as set forth in this subsection shall be fined in accordance with the following schedule:

<u>Parking Violation</u>	<u>Fine</u>	<u>Code Section</u>
Obstructing Sidewalks	\$50.00	19-36
25 Ft of Corner	\$25.00	19-32
On Crosswalk	\$25.00	19-56
Front of Driveway	\$25.00	19-32
Obstructing Traffic/Streets/Intersections	\$25.00	19-32
Fire Hydrant	\$50.00	19-33
Fire Zone	\$50.00	19-62
Fire Lane	\$50.00	19-62
Loading Zone	\$50.00	19-56
Snow Emergency	\$50.00	19-60
Violation of Signs	\$25.00	
Other	\$50.00	

- (b) Except as otherwise specifically set forth in subsection (a) hereof, the violation of any rule, regulation or order promulgated by the Traffic Authority of the City of Danbury shall be punishable by a fine established in accordance with State Law and as established by the Traffic Authority.

(c)

(1) Except as provided herein, any person violating any provision of this Article shall be fined not more than One Hundred Dollars (\$100.00) or imprisoned not more than thirty (30) days or both.

(2) Fines payable in accordance with subsection (a) hereof shall be remitted to the City of Danbury within seven (7) days of the issuance of a summons or citation. If any fine is not paid within seven (7) days, a penalty in an amount equal to the original fine shall immediately become due and payable in addition to the original fine.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY

Common Council President



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

That Section 19-36 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 19-36. Obstructing sidewalks.

No person shall park any motor vehicle upon, nor shall any motor vehicle be left parked, standing or stopped on or across any public sidewalk except to cross such sidewalk to enter or leave adjacent areas or to perform necessary sidewalk construction, maintenance or snow removal. For purposes of this section the term "public sidewalk" shall be defined to include that portion of the public highway right-of-way located within the area lying between the edge of the road pavement and a line outside of said pavement, parallel to said pavement edge and located eight (8) feet therefrom.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY

Common Council President



ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

THAT Subsection (b) of Section 19-56 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

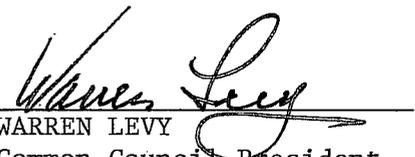
Sec. 19-56. Designation of towing zones by the traffic authority.

(b) In the event a vehicle is parked in a designated towing zone but has not been removed or caused to be removed by the Danbury Police Department, the owner of the vehicle or his agent shall pay a fine for such illegal parking.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002
Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY

Common Council President



ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

THAT Subsection (b) of Section 19-62 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 19-62. Fire lanes and fire zones.

(b) No person shall park, or permit to stand, a motor vehicle in the fire zone or fire lane so established except when actually picking up or discharging passengers. The registered owner of a motor vehicle shall be presumed to be the operator of such vehicle.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY

Common Council President



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

THAT subsection (b) of Section 19-33 of the Code of Ordinances of Danbury, Connecticut is hereby deleted and subsection (c) is substituted in its place, so that the amended Section 19-33 shall read as follows:

Sec. 19-33. Obstructing fire hydrants.

- (a) *Prohibited.* No vehicle shall stop at or obstruct any fire hydrant within a distance of ten (10) feet from either side of said hydrant.
- (b) *Authority to issue summons.* The fire marshal, any deputy fire marshal or fire inspector and any police officer of the city shall be and hereby is authorized and empowered to issue summonses for violations of this section.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY
Common Council President

COPY SHOWING DELETIONS AND NEW LANGUAGE

Sec. 19-4. Penalty.

~~Except as otherwise provided herein, any person violating any provision of this chapter shall be fined not more than one hundred dollars (\$100.00) or imprisoned not more than thirty (30) days or both.~~

(a) ANY PERSON VIOLATING THE PROVISIONS OF THIS ARTICLE AS SET FORTH IN THIS SUBSECTION SHALL BE FINED IN ACCORDANCE WITH THE FOLLOWING SCHEDULE:

<u>PARKING VIOLATION</u>	<u>FINE</u>	<u>CODE SECTION</u>
<u>OBSTRUCTING SIDEWALKS</u>	<u>\$ 50.00</u>	<u>19-36</u>
<u>25 FT OF CORNER</u>	<u>\$ 25.00</u>	<u>19-32</u>
<u>ON CROSSWALK</u>	<u>\$ 25.00</u>	<u>19-56</u>
<u>FRONT OF DRIVEWAY</u>	<u>\$ 25.00</u>	<u>19-32</u>
<u>OBSTRUCTING TRAFFIC/STREETS/INTERSECTIONS</u>	<u>\$ 25.00</u>	<u>19-32</u>
<u>FIRE HYDRANT</u>	<u>\$ 50.00</u>	<u>19-33</u>
<u>FIRE ZONE</u>	<u>\$ 50.00</u>	<u>19-62</u>
<u>FIRE LANE</u>	<u>\$ 50.00</u>	<u>19-62</u>
<u>LOADING ZONE</u>	<u>\$ 50.00</u>	<u>19-56</u>
<u>SNOW EMERGENCY</u>	<u>\$ 50.00</u>	<u>19-60</u>
<u>VIOLATION OF SIGNS</u>	<u>\$ 25.00</u>	
<u>OTHER</u>	<u>\$ 50.00</u>	

(b) EXCEPT AS OTHERWISE SPECIFICALLY SET FORTH IN SUBSECTION (A) HEREOF, THE VIOLATION OF ANY RULE, REGULATION OR ORDER PROMULGATED BY THE TRAFFIC AUTHORITY OF THE CITY OF DANBURY SHALL BE PUNISHABLE BY A FINE ESTABLISHED IN ACCORDANCE WITH STATE LAW AND AS ESTABLISHED BY THE TRAFFIC AUTHORITY.

(c) (1) EXCEPT AS PROVIDED HEREIN, ANY PERSON VIOLATING ANY PROVISION OF THIS ARTICLE SHALL BE FINED NOT MORE THAN ONE HUNDRED DOLLARS (\$100.00) OR IMPRISONED NOT MORE THAN THIRTY (30) DAYS OR BOTH.

(2) FINES PAYABLE IN ACCORDANCE WITH SUBSECTION (A) HEREOF SHALL BE REMITTED TO THE CITY OF DANBURY WITHIN SEVEN (7) DAYS OF THE ISSUANCE OF A SUMMONS OR CITATION. IF ANY FINE IS NOT PAID WITHIN SEVEN (7) DAYS, A PENALTY IN AN AMOUNT EQUAL TO THE ORIGINAL FINE SHALL IMMEDIATELY BECOME DUE AND PAYABLE IN ADDITION TO THE ORIGINAL FINE.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by ~~strikeouts~~.

COPY SHOWING DELETIONS AND NEW LANGUAGE

Sec. 19-33. Obstructing fire hydrants.

(a) *Prohibited.* No vehicle shall stop at or obstruct any fire hydrant within a distance of ten (10) feet from either side of said hydrant.

~~(b) *Penalty for violation.* Any person violating this section shall be fined not more than twenty five dollars (\$25.00). The registered owner of a motor vehicle shall be presumed to be the operator of such vehicle.~~

(e)(b) *Authority to issue summons.* The fire marshal, any deputy fire marshal or fire inspector and any police officer of the city shall be and hereby is authorized and empowered to issue summonses for violations of this section.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by ~~strikeouts~~.

COPY SHOWING DELETIONS AND NEW LANGUAGE

That Section 19-36 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 19-36. Obstructing sidewalks.

No person shall park any motor vehicle upon, nor shall any motor vehicle be left parked, standing or stopped on or across any public sidewalk except to cross such sidewalk to enter or leave adjacent areas or to perform necessary sidewalk construction, maintenance or snow removal. For purposes of this section the term "public sidewalk" shall be defined to include that portion of the public highway right-of-way located within the area lying between the edge of the road pavement and a line outside of said pavement, parallel to said pavement edge and located eight (8) feet therefrom. ~~Violation of this section shall be punishable by a fine in the amount of fifty dollars (\$50.00).~~

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by ~~strikeouts~~.

COPY SHOWING DELETIONS AND NEW LANGUAGE

THAT Subsection (b) of Section 19-56 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 19-56. Designation of towing zones by the traffic authority.

(b) In the event a vehicle is parked in a designated towing zone but has not been removed or caused to be removed by the Danbury Police Department, the owner of the vehicle or his agent shall pay a FINE violation fee of twenty-five dollars (~~\$25.00~~) for such illegal parking.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by ~~strikeouts~~.

COPY SHOWING DELETIONS AND NEW LANGUAGE

THAT Subsection (b) of Section 19-62 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 19-62. Fire lanes and fire zones.

(b) No person shall park, or permit to stand, a motor vehicle in the fire zone or fire lane so established except when actually picking up or discharging passengers. Any ~~person violating this section shall be fined not more than twenty-five dollars (\$25.00).~~ The registered owner of a motor vehicle shall be presumed to be the operator of such vehicle.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by ~~strikeouts~~.



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810
OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:
(203) 797-4518
DANBURY, CT 06810

June 25, 2002

Hon. Mayor Mark D. Boughton
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: Parking Violation Fines
Amendments of Ordinances

Dear Mayor and Council:

Subsequent to committee Chairman Mazzuchelli's report to you at the June 4th meeting, this Council deferred the proposed ordinance amendments relating to parking fines to a public hearing. In that regard, please find attached the proposed ordinances which will hopefully conform to the direction of the committee. While you may, based upon last month's action of deferral, simply forward these proposals to the public hearing at a time of your choice, I wanted to provide copies to you for prior review.

Except for the changes to the dollar amounts, which were the main concern of the committee, most of the language remains intact. Please note that the primary amendment involves Code of Ordinances Section 19-4, which now proposes to set forth specific fine amounts in one place, fine amounts which either were lower in the original ordinance of which they were part, appeared in the Code and now relocated to 19-4 or which did not appear in the Code at all. Other sections, such as 19-35 (handicapped parking) were not amended, and left intact because the committee did not recommend an adjustment to the fine therein established. Code Section 19-4 may subsequently be amended by the Council upon recommendation of the Police Department to you, and your action to amend this Section further.

As always, we will be available to answer your questions at any time.

Very truly yours,

Laszlo L. Pinter
Assistant Corporation Counsel

Attachments

cc: Robert J. Yamin, Corporation Counsel
Eric L. Gottschalk, Assistant Corporation Counsel
Robert L. Paquette, Police Chief
Dominic A. Setaro, Jr., Director of Finance

Llp/parking



46

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 4, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Voting Precincts Designated**

The Common Council met as a committee of the whole on July 22, 2002 in the Common Council Chambers in City Hall immediately following a public hearing.

Mr. Levy asked the Registrars of Voters if they would like to comment. Mrs. Natale stated that due to redistricting, Danbury now has a new legislative house seat. Mrs. Natale said this is a temporary move until new ward lines are drawn. This change would eliminate the need to set up voting machines in wards that have very few voters. Mr. Levy stated that this would cover the November 2002 election. The Common Council is required to adopt redistricting by March 2003.

Mr. Gallagher made a motion to recommend approval of the ordinance amendment. Seconded by Mr. Shuler. Motion carried unanimously.

Respectfully submitted,


WARREN LEVY Chairman



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

Sec. 2-4.3. Voting wards of city.

The seven (7) wards of the City of Danbury are designated and bounded as follows, reference being to the centerline of all streets and highways mentioned:

FIRST WARD: Commencing at the point where the highway known as Ball Pond Road intersects the boundary line of the City of Danbury and the Town of New Fairfield, thence southeasterly and southerly along said Ball Pond Road to its intersection with Padanaram Road, thence southeasterly along Padanaram Road to Padanaram Avenue, thence southerly and easterly along Padanaram Avenue to North Street, thence southerly along North Street to south side of Interstate I-84, thence southwesterly along the south side of Interstate I-84 to Madison Avenue, thence easterly along Madison Avenue to Thorpe Street Extension, thence southerly along Thorpe Street Extension to Padanaram Brook, thence southeasterly along Padanaram Brook to North Street, thence southwesterly along North Street to Barnum Court, thence southerly along Barnum Court to Patch Street, thence westerly along Patch Street to Main Street, thence southerly along Main Street to Franklin Street, thence northwesterly along the following street and road, Franklin Street, Franklin Street Extension and Middle River Road to the intersection of West King Street, thence westerly along West King Street to the New York State line, thence northerly along the New York State line to the corner intersection with the Danbury-New Fairfield boundary line, thence easterly along the Danbury-New Fairfield boundary line to the point or place of beginning.

SECOND WARD: Commencing at a point located on the Danbury-New Fairfield boundary line, said point of beginning situated within the limits of Lake Candlewood and being one and two-tenths (1.2) miles westerly of the town bound stone marking the junction of the towns of New Fairfield and Brookfield and the City of Danbury, thence generally southerly through the center, more or less, of Lake Candlewood to a point in Hayestown Road where said road is located on a dike of Lake Candlewood, said point being the approximate midpoint of the dike, thence northeasterly, southeasterly and easterly along Hayestown Road to Great Plain Road, thence generally southerly along Great Plain Road to Germantown Road, thence southerly along Germantown Road to Hospital Avenue, thence westerly along Hospital Avenue to Fifth Street, thence northerly along Fifth Street to Virginia Avenue, thence westerly along Virginia Avenue and Virginia Avenue Extension to Tamarack Avenue, thence southerly along Tamarack Avenue to Hospital Avenue thence southerly along Hospital Avenue to Osborne Street, thence westerly along Osborne Street to Ellsworth Avenue, thence northwesterly and northeasterly along Ellsworth Avenue to the most northerly point in Ellsworth Avenue, thence through Wooster Cemetery to the southerly entrance to the Immanuel Lutheran Church cemetery at Tamarack Avenue, thence northwesterly along Tamarack Avenue to the north side of Interstate 84, thence westerly along the north side of Interstate 84 to Exit 6 to North Street, thence southerly along North Street to Padanaram Avenue, thence westerly and northerly along Padanaram Avenue to Padanaram Road, thence northwesterly along Padanaram Road to Ball Pond Road, thence northerly and northwesterly along Ball Pond Road to its intersection with the boundary line of the City of Danbury and the Town of New Fairfield, thence easterly along said Danbury-New Fairfield boundary line to the point or place of beginning.

THIRD WARD: Commencing at a stone bound marking the junction of the towns of Brookfield and New Fairfield and the City of Danbury and being the northeasterly boundary corner of the City of Danbury, thence southerly along the boundary of Danbury-Brookfield to the intersection of Federal Road, thence generally southwesterly along Federal Road to White Street, thence westerly along White Street to Locust Avenue, thence northwesterly along Locust Avenue to Osborne Street, thence westerly along Osborne Street to Hospital Avenue, thence northerly along Hospital Avenue to Tamarack Avenue, thence northerly along Hospital Avenue to Tamarack Avenue thence northerly along Tamarack Avenue to Virginia Avenue Extension, thence easterly along Virginia Avenue Extension and Virginia Avenue to Fifth Street, thence southerly along Fifth Street to Hospital Avenue, thence northeasterly and southerly along



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

Be it ordained by the Common Council of the City of Danbury:

Hospital Avenue to Germantown Road, thence northerly along Germantown Road to Great Plain Road, thence generally northerly along Great Plain Road to Hayestown Road, thence generally westerly along Hayestown Road to a point in Hayestown Road at the approximate center of the dike of Lake Candlewood, thence generally northerly through the approximate center of Lake Candlewood to a point on the Danbury-New Fairfield boundary line located within the limits of Lake Candlewood being one and two-tenths (1.2) miles westerly of the junction of the towns of New Fairfield and Brookfield and the City of Danbury, said junction marked by a stone bound, thence easterly along said boundary line to the point or place of beginning.

FOURTH WARD: Commencing at a point where the boundary line between the City of Danbury and the Town of Brookfield intersects the centerline of Federal Road thence running easterly along said boundary line to the intersection with the boundary line between the City of Danbury and the Town of Bethel, thence southerly, southwesterly and westerly along the City of Danbury and Town of Bethel boundary line to the intersection with Coal Pit Hill Road, thence northwesterly along Coal Pit Hill Road to South Street, thence westerly along South Street to Main Street, thence northerly along Main Street to State Street, thence easterly along State Street to Town Hill Avenue, thence northerly along the following street and avenue, Town Hill Avenue to Nichols Street to Pahquioque Avenue, thence northerly across the Still River and through Danbury Railroad yard to the intersection of White Street and Moss Avenue, thence easterly along White Street to the former Seventh Avenue, thence northerly through former Seventh Avenue to Seventh and Osborne Street, thence northeasterly along Osborne Street to Locust Avenue, thence southeasterly along Locust Avenue to White Street, thence easterly along White Street to Federal Road, thence northeasterly along Federal Road to the point or place of beginning.

FIFTH WARD: Commencing at a point where Coal Pit Hill road intersects the boundary line between the City of Danbury and the Town of Bethel thence running southerly along the City of Danbury and the Bethel boundary line to the point where it intersects the boundary corner between said Danbury and the Town of Redding, thence westerly along the Redding boundary line to the point where it intersects the boundary corner between said City of Danbury and the Town of Ridgefield, thence northwesterly along said City of Danbury and Ridgefield boundary line to the point where it is intersected by Sugar Hollow Road (U.S. Route 7), thence northerly along Sugar Hollow Road (U.S. Route 7) to Wooster Heights Road, thence northeasterly along Wooster Heights Road to Southern Boulevard, thence southeasterly along Southern Boulevard to Blind Brook, thence northerly along Blind Brook to Jefferson Avenue, thence northerly along Jefferson Avenue to West Wooster Street, thence northeasterly along West Wooster Street to Deer Hill Avenue, thence northwesterly along Deer Hill Avenue to West Street, thence easterly along West Street to Main Street, thence northwesterly along Main Street to Patch Street, thence easterly along Patch Street to Barnum Court, thence northerly along Barnum Court to North Street, thence northeasterly along North Street to Padanaram Brook, thence northwesterly along Padanaram Brook to Thorpe Street Extension, thence northerly along Thorpe Street Extension to Madison Avenue, thence westerly along Madison Avenue to the south side of Interstate I-84 to Tamarack Avenue, thence southeasterly along Tamarack Avenue to the southerly entrance to the Immanuel Lutheran Church cemetery, thence through Wooster Cemetery to the most northerly point in Ellsworth Avenue, thence southwesterly and southeasterly along Ellsworth Avenue to Osborne Street, thence easterly along Osborne Street to Seventh Avenue, thence southerly along Seventh Avenue and through former Seventh Avenue to White Street, thence westerly along White Street to the intersection of Moss Avenue, thence southerly through the railroad yard and across the Still River to the intersection of Pahquioque Avenue and Nichols Street, thence southerly along Nichols Street to Town Hill Avenue and State Street, thence southwesterly along State Street to Main Street, thence southeasterly along Main Street to South Street, thence northeasterly along South Street to Coal Pit Hill Road, thence southeasterly along Coal Pit Hill Road to the point or place of beginning.



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

SIXTH WARD: Commencing at the point where the Sugar Hollow Road (U.S. Route 7) intersects the boundary line between the City of Danbury and the Town of Ridgefield, thence northerly and northwesterly along the City of Danbury and Ridgefield boundary line to the point where said boundary line between the City of Danbury and the Town of Ridgefield turns to the west, thence from said point northwesterly and westerly along Briar Ridge Road to Old Ridgebury Road, thence northerly along Old Ridgebury Road to Interstate I-84, thence southeasterly along the middle of Interstate I-84 to Kenosia Avenue, thence northerly along Kenosia Avenue to Mill Plain Road, thence generally easterly along the following road, avenue and street Mill Plain Road, Lake Avenue Extension, Lake Avenue and West Street to Beaver Street, thence northerly along Beaver Street to Rose Hill Avenue thence northerly along Rose Hill Avenue to Franklin Street, thence easterly along Franklin Street to Main Street, thence southeasterly along Main Street to West Street, thence southwesterly along West Street to Deer Hill Avenue, thence southerly along Deer Hill Avenue to West Wooster Street, thence southwesterly along West Wooster Street to Jefferson Avenue, thence southerly along Jefferson Avenue to Blind Brook, thence southerly along Blind Brook to Southern Boulevard, thence northwesterly along Southern Boulevard to Wooster Heights Road, thence southwesterly along Wooster Heights Road to Sugar Hollow Road (U.S. Route 7), thence southerly and along Sugar Hollow Road (U.S. Route 7) to the point or place of beginning.

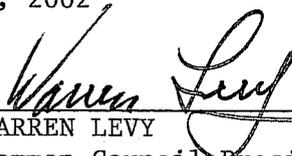
SEVENTH WARD: Commencing at the point where the boundary line between the City of Danbury and the Town of Ridgefield intersects the New York State line, thence northerly along the New York State and City of Danbury boundary line to West King Street, thence southeasterly along West King Street to Middle River Road, thence southerly and southeasterly along the following road and street, Middle River Road, Franklin Street extension and Franklin Street to Rose Hill Avenue, thence southeasterly along Rose Hill Avenue to Beaver Street thence southerly along Beaver Street to West Street, thence westerly, southwesterly and northwesterly along the following street, avenue and road, West Street, Lake Avenue, Lake Avenue Extension and Mill Plain Road to Kenosia Avenue, thence southerly along Kenosia Avenue to Interstate I-84, thence northwesterly along the middle of Interstate I-84 to Old Ridgebury Road, thence southerly along Old Ridgebury Road to Briar Ridge Road, thence easterly and southeasterly along Briar Ridge Road to a point where the boundary line between the City of Danbury and Town of Ridgefield turns to the west, thence westerly along City of Danbury and Town of Ridgefield boundary line to the point or place of beginning.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY

Common Council President



ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

Sec. 2-4.2. Voting precincts designated.

Hereafter, there shall be fifteen (15) voting precincts within the limits of the City of Danbury as designated below:

- (1) That portion of the 138th Assembly District situated within the first municipal ward shall be designated as 1-138.
- (2) That portion of the 110th Assembly District situated within the first municipal ward shall be designated as 1-110.
- (3) That portion of the 138th Assembly District situated within the second municipal ward shall be designated as 2-138.
- (4) That portion of the 109th Assembly District situated within the second municipal ward shall be designated as 2-109.
- (5) That portion of the 109th Assembly District situated within the third municipal ward shall be designated as 3-109.
- (6) That portion of the 109th Assembly District situated within the fourth municipal ward shall be designated as 4-109.
- (7) That portion of the 110th Assembly District situated within the fourth municipal ward shall be designated as 4-110.
- (8) That portion of the 110th Assembly District situated within the fifth municipal ward shall be designated as 5-110.
- (9) That portion of the 2nd Assembly District situated within the fifth municipal ward shall be designated as 5-002.
- (10) That portion of the 109th Assembly District situated within the fifth municipal ward shall be designated as 5-109.
- (11) That portion of the 110th Assembly District situated within the sixth municipal ward shall be designated as 6-110.
- (12) That portion of the 2nd Assembly District situated within the sixth municipal ward shall be designated as 6-002.
- (13) That portion of the 138th Assembly District situated within the seventh municipal ward shall be designated as 7-138.
- (14) That portion of the 110th Assembly District situated within the seventh municipal ward shall be designated as 7-110.
- (15) That portion of the 2nd Assembly District situated within the seventh municipal ward shall be designated as 7-002.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002
Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY, Common Council President

COPY SHOWING DELETIONS AND NEW LANGUAGE

Sec. 2-4.3. Voting wards of city.

(a) ~~In accordance with the provisions of section 2-4 of the Revised Charter of the City of Danbury, approved by the electors of the city on November 6, 1990, the Common Council of the City of Danbury does hereby adopt a plan to alter the boundaries of the seven (7) wards of the city so as to make all wards substantially equal in population, consistent with federal constitutional standards.~~

(b) The seven (7) wards OF THE CITY OF DANBURY are designated and bounded as follows, reference being to the centerline of all streets and highways mentioned:

FIRST WARD: Commencing at the point where the highway known as Ball Pond Road intersects the boundary line of the City of Danbury and the Town of New Fairfield, thence southeasterly and southerly along said Ball Pond Road to its intersection with Padanaram Road, thence southeasterly along Padanaram Road to Padanaram Avenue, thence southerly and easterly along Padanaram Avenue to North Street, thence southerly along North Street TO SOUTH SIDE OF INTERSTATE I-84, THENCE SOUTHWESTERLY ALONG THE SOUTH SIDE OF INTERSTATE I-84 TO MADISON AVENUE, THENCE EASTERLY ALONG MADISON AVENUE TO THORPE STREET EXTENSION, THENCE SOUTHERLY ALONG THORPE STREET EXTENSION TO PADANARAM BROOK, THENCE SOUTHEASTERLY ALONG PADANARAM BROOK TO NORTH STREET, THENCE SOUTHWESTERLY ALONG NORTH STREET TO Barnum Court, thence southerly along Barnum Court to Patch Street, thence westerly along Patch Street to Main Street, thence southerly along Main Street to Franklin Street, thence generally northwesterly along THE FOLLOWING STREET AND ROAD, Franklin Street, Franklin Street Extension and Middle River Road to THEits intersection OFwith West King Street, thence westerly along West King Street to its intersection with the New York State line, thence northerly along the New York State line to THE CORNERits intersection with the Danbury-New Fairfield boundary line, thence easterly along the Danbury-New Fairfield boundary line to the point OR PLACE of beginning.

SECOND WARD: Commencing at a point located on the Danbury-New Fairfield boundary line, said point of beginning situated within the limits of Lake Candlewood and being one and two-tenths (1.2) miles westerly of the town bound stone marking the junction of the towns of New Fairfield and Brookfield and the City of Danbury, thence generally southerly through the center, more or less, of Lake Candlewood to a point in Hayestown Road where said road is located on a dike of Lake Candlewood, said point being the approximate midpoint of the dike, thence northeasterly, southeasterly and easterly along Hayestown Road to Great Plain Road, thence generally southerly along Great Plain Road to Germantown Road, thence southerly along Germantown Road to Hospital Avenue, thence ~~northerly and~~ westerly along Hospital Avenue to Fifth Street, thence northerly along Fifth Street to Virginia Avenue, thence westerly along Virginia Avenue and Virginia Avenue Extension to Tamarack Avenue, thence southerly along Tamarack Avenue TOand Hospital Avenue THENCE SOUTHERLY ALONG HOSPITAL AVENUE to Osborne Street, thence westerly along Osborne Street to Ellsworth Avenue, thence northwesterly and northeasterly along Ellsworth Avenue to the most northerly point in Ellsworth Avenue, thence ~~along a line through the Wooster Cemetery to Tamarack Avenue at the~~ Southerly entrance to the Immanuel Lutheran Church cemetery AT TAMARACK AVENUE, thence northwesterly along Tamarack Avenue to the north side of Interstate 84, thence westerly along the north side of Interstate 84 TOand its Exit 6 to North Street, thence southerly along North Street to Padanaram Avenue, thence westerly and northerly along Padanaram Avenue to Padanaram Road, thence northwesterly along Padanaram Road to Ball Pond Road, thence northerly and northwesterly along Ball Pond Road to its intersection with the boundary line of the City of Danbury and the Town of New Fairfield, thence easterly along said Danbury-New Fairfield boundary line to the point OR PLACE of beginning.

THIRD WARD: Commencing at a stone bound marking the junction of the towns of Brookfield and New Fairfield and the City of Danbury and being the northeasterly BOUNDARY corner ~~of the limits of the City of Danbury,~~ thence southerly along the boundary of Danbury-Brookfield to THEits intersection OFwith Federal Road, thence generally southwestward along Federal Road to White Street, thence westerly along White Street to Locust Avenue, thence

northwesterly along Locust Avenue to Osborne Street, thence westerly along Osborne Street to Hospital Avenue, thence northerly along Hospital Avenue to Tamarack Avenue, thence northerly along HOSPITAL AVENUE TO TAMARACK AVENUE THENCE NORTHERLY ALONG Tamarack Avenue to Virginia Avenue Extension, thence easterly along Virginia Avenue Extension and Virginia Avenue to Fifth Street, thence southerly along Fifth Street to Hospital Avenue, thence northeasterly and southerly along Hospital Avenue to Germantown Road, thence northerly along Germantown Road to Great Plain Road, thence generally northerly along Great Plain Road to Hayestown Road, thence generally westerly along Hayestown Road to a point in Hayestown Road at the approximate center of the dike of Lake Candlewood, thence generally northerly through the approximate center of Lake Candlewood to a point on the Danbury-New Fairfield boundary line located within the limits of Lake Candlewood being one and two-tenths (1.2) miles westerly of the junction of the towns of New Fairfield and Brookfield and the City of Danbury, said junction marked by a stone bound, thence easterly along said boundary line to the point OR PLACE of beginning.

FOURTH WARD: Commencing at a point where the boundary line between the City of Danbury and the Town of Brookfield intersects the centerline of Federal Road THENCE and running easterly along said boundary line to THE its intersection with the boundary line between the City of Danbury and the Town of Bethel, thence southerly, southwesterly and westerly along the CITY OF DANBURY AND TOWN OF Bethel boundary line to THE its intersection with Coal Pit Hill Road, thence northwesterly along Coal Pit Hill Road to South Street, thence westerly along South Street to Main Street, thence northerly along Main Street to State Street, thence easterly along State Street to Town Hill Avenue, thence northerly along THE FOLLOWING STREET AND AVENUE Town Hill Avenue TO and Nichols Street to Pahquioque Avenue, thence northerly across the Still River AND THROUGH DANBURY RAILROAD YARD to the intersection of White Street and Moss Avenue, THENCE EASTERLY ALONG WHITE STREET TO THE FORMER SEVENTH AVENUE, thence northerly THROUGH FORMER along Seventh Avenue to SEVENTH AND Osborne Street, thence northeasterly along Osborne Street to Locust Avenue, thence southeasterly along Locust Avenue to White Street, thence easterly along White Street to Federal Road, thence northeasterly along Federal Road to the point OR PLACE of beginning.

FIFTH WARD: Commencing at a point where Coal Pit Hill road intersects the boundary line between the City of Danbury and the Town of Bethel THENCE and running southerly along the CITY OF DANBURY AND THE Bethel boundary line to the point where it intersects the boundary CORNER line between said Danbury and the Town of Redding, thence westerly along the Redding boundary line to the point where it intersects the boundary CORNER line between said CITY OF Danbury and the Town of Ridgefield, thence northwesterly along said CITY OF DANBURY AND Ridgefield boundary line to the point where it is intersected by Sugar Hollow Road (U.S. Route 7), thence northerly along Sugar Hollow Road (U.S. Route 7) and its northbound exit ramp to Wooster Heights Road, thence northeasterly along Wooster Heights Road to Southern Boulevard, thence southeasterly along Southern Boulevard to Blind Brook, thence northerly along Blind Brook to Jefferson Avenue, thence northerly along Jefferson Avenue to West Wooster Street, thence northeasterly along West Wooster Street to Deer Hill Avenue, thence northwesterly along Deer Hill Avenue to West Street, thence easterly along West Street to Main Street, thence northwesterly along Main Street to Patch Street, thence easterly along Patch Street to Barnum Court, thence northerly along Barnum Court to North Street, thence northeasterly along North Street TO PADANARAM BROOK, THENCE NORTHWESTERLY ALONG PADANARAM BROOK TO THORPE STREET EXTENSION, THENCE NORTHERLY ALONG THORPE STREET EXTENSION TO MADISON AVENUE, THENCE WESTERLY ALONG MADISON AVENUE TO THE SOUTH SIDE OF INTERSTATE I- 84 ~~to the south side of Interstate 84,~~ thence easterly along the south side of Interstate 84 to Tamarack Avenue, thence southeasterly along Tamarack Avenue to the southerly entrance to the Immanuel Lutheran Church cemetery, thence through Wooster Cemetery to the most northerly point in Ellsworth Avenue, thence southwesterly and southeasterly along Ellsworth Avenue to Osborne Street, thence easterly along Osborne Street to Seventh Avenue, thence southerly along Seventh Avenue AND THROUGH FORMER SEVENTH AVENUE to White Street, thence westerly along White Street to THE INTERSECTION OF Moss Avenue, thence southerly THROUGH THE RAILROAD YARD AND across the Still River to the intersection of Pahquioque Avenue and Nichols Street, thence southerly along Nichols Street TO and Town Hill Avenue AND to State Street, thence southwesterly along State Street to Main Street, thence southeasterly along Main Street to South Street, thence northeasterly along South Street to

Coal Pit Hill Road, thence southeasterly along Coal Pit Hill Road to the point OR PLACE of beginning.

SIXTH WARD: Commencing at the point where the Sugar Hollow Road (U.S. Route 7) intersects the boundary line between the City of Danbury and the Town of Ridgefield, thence northerly and northwesterly along THE CITY OF DANBURY AND said Ridgefield boundary line to the point where said boundary line between the City of Danbury and the Town of Ridgefield turns to the west, thence from said point northwesterly and westerly along Briar Ridge Road to Old Ridgebury Road, thence northerly along Old Ridgebury Road to INTERSTATE I-84, THENCE SOUTHEASTERLY ALONG THE MIDDLE OF INTERSTATE I-84 TO KENOSIA AVENUE, THENCE NORTHERLY ALONG KENOSIA AVENUE TO MILL PLAIN ROAD, THENCE GENERALLY EASTERLY ALONG THE FOLLOWING ROAD, AVENUE AND STREET -Mill Plain Road, thence generally easterly along Mill Plain Road, Lake Avenue Extension, Lake Avenue and West Street to Beaver Street, thence northerly along Beaver Street TO and Rose Hill Avenue THENCE NORTHERLY ALONG ROSE HILL AVENUE to Franklin Street, thence easterly along Franklin Street to Main Street, thence southeasterly along Main Street to West Street, thence southwesterly along West Street to Deer Hill Avenue, thence southerly along Deer Hill Avenue to West Wooster Street, thence southwesterly along West Wooster Street to Jefferson Avenue, thence southerly along Jefferson Avenue to Blind Brook, thence southerly along Blind Brook to Southern Boulevard, thence northwesterly along Southern Boulevard to Wooster Heights Road, thence southwesterly along Wooster Heights Road to the northbound exit ramp of Sugar Hollow Road (U.S. Route 7), thence southerly along the exit ramp and along Sugar Hollow Road (U.S. Route 7) to the point OR PLACE of beginning.

SEVENTH WARD: Commencing at the point where the boundary line between the City of Danbury and the Town of Ridgefield intersects the New York State line, thence northerly along the New York State AND CITY OF DANBURY BOUNDARY line to West King Street, thence southeasterly along West King Street to Middle River Road, thence southerly and southeasterly along THE FOLLOWING ROAD AND STREET, Middle River Road, Franklin Street extension and Franklin Street to Rose Hill Avenue, thence southeasterly along Rose Hill Avenue TO and Beaver Street THENCE SOUTHERLY ALONG BEAVER STREET to West Street, thence westerly, southwesterly and northwesterly along THE FOLLOWING STREET, AVENUE AND ROAD West Street, Lake Avenue, Lake Avenue Extension and Mill Plain Road to KENOSIA AVENUE, THENCE SOUTHERLY ALONG KENOSIA AVENUE TO INTERSTATE I-84, THENCE NORTHWESTERLY ALONG THE MIDDLE OF INTERSTATE I-84 TO Old Ridgebury Road, thence southerly along Old Ridgebury Road to Briar Ridge Road, thence easterly and southeasterly along Briar Ridge Road to a point where the boundary line between the City of Danbury and Town of Ridgefield turns to the west, thence westerly along CITY OF DANBURY AND TOWN OF RIDGEFIELD said boundary line to the New York State line being the point OR PLACE of beginning.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by strikeouts.

COPY SHOWING DELETIONS AND NEW LANGUAGE

Sec. 2-4.2. Voting precincts designated.

Hereafter, there shall be fifteen (15) voting precincts within the limits of the City of Danbury as designated below:

(1) That portion of the 138th Assembly District situated within the first municipal ward shall be designated as 1-138.

~~(2) That portion of the 109th Assembly District situated within the first municipal ward shall be designated as 1-109.~~

~~(2)(3)~~ That portion of the 110th Assembly District situated within the first municipal ward shall be designated as 1-110.

~~(3)(4)~~ That portion of the 138th Assembly District situated within the second municipal ward shall be designated as 2-138.

~~(4)(5)~~ That portion of the 109th Assembly District situated within the second municipal ward shall be designated as 2-109.

~~(6) That portion of the 110th Assembly District situated within the second municipal ward shall be designated as 2-110.~~

~~(5)(7)~~ That portion of the 109th Assembly District situated within the third municipal ward shall be designated as 3-109.

~~(6)(8)~~ That portion of the 109th Assembly District situated within the fourth municipal ward shall be designated as 4-109.

~~(7)(9)~~ That portion of the 110th Assembly District situated within the fourth municipal ward shall be designated as 4-110.

~~(10) That portion of the 138th Assembly District situated within the fifth municipal ward shall be designated as 5-138.~~

~~(8)(11)~~ That portion of the 110th Assembly District situated within the fifth municipal ward shall be designated as 5-110.

(9) THAT PORTION OF THE 2ND ASSEMBLY DISTRICT SITUATED WITHIN THE FIFTH MUNICIPAL WARD SHALL BE DESIGNATED AS 5-002.

(10) THAT PORTION OF THE 109TH ASSEMBLY DISTRICT SITUATED WITHIN THE FIFTH MUNICIPAL WARD SHALL BE DESIGNATED AS 5-109.

~~(10) That portion of the 138th Assembly District situated within the sixth municipal ward shall be designated as 6-138.~~

~~(11)(13)~~ That portion of the 110th Assembly District situated within the sixth municipal ward shall be designated as 6-110.

(12) THAT PORTION OF THE 2ND ASSEMBLY DISTRICT SITUATED WITHIN THE SIXTH MUNICIPAL WARD SHALL BE DESIGNATED AS 6-002.

(13) That portion of the 138th Assembly District situated within the seventh municipal ward shall be designated as 7-138.

(14) That portion of the 110th Assembly District situated within the seventh municipal ward shall be designated as 7-110.

(15) THAT PORTION OF THE 2ND ASSEMBLY DISTRICT SITUATED WITHIN THE SEVENTH MUNICIPAL WARD SHALL BE DESIGNATED AS 7-002.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by strikeouts.



47

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 4, 2002

Mayor Mark D. Boughton
Members of the Common Council

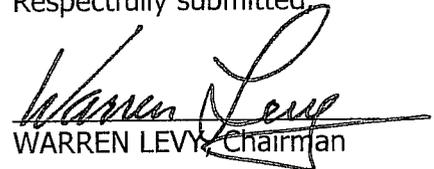
Re: **Government Entities Review and Evaluation**

The Common Council met as a committee of the whole on July 22, 2002 in the Common Council Chambers immediately following a public hearing.

Mr. Saadi made a motion to recommend adoption of Sec. 2-176 as presented. Seconded by Mrs. Basso. Mr. Gallagher asked if any commissions had been deleted. Dean Esposito said they had not. He also stated that the City is very fortunate to have the quality of people that are willing to serve.

Motion carried unanimously.

Respectfully submitted


WARREN LEVY, Chairman



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

THAT Section 2-176 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 2-176. Schedule of termination of government entities.

(a) The following governmental entities are terminated, effective June 30, 2003, unless re-established in accordance with the provisions of section 2-184:

- (1) The Stanley Lasker Richter Memorial Park Authority.
- (2) The Conservation Commission.
- (3) The Environmental Impact Commission.
- (4) The Tree Advisory Commission.
- (5) The Lake Kenosia Commission.
- (6) The Economic Development Commission.
- (7) The Youth Commission.

(b) The following governmental entities are terminated, effective June 30, 2004, unless re-established in accordance with the provisions of section 2-184:

- (1) The City of Danbury Cultural Commission.
- (2) The Commission on Aging.
- (3) The Parking Authority of the City of Danbury.

(c) The following governmental entities are terminated, effective June 30, 2005, unless re-established in accordance with the provisions of Section 2-184:

- (1) The Redevelopment Agency of the City of Danbury.
- (2) The Housing Site Development Agency.
- (3) The Flood and Erosion Control Board of the City of Danbury.
- (4) The Tarrywile Park Authority.

(d) The following governmental entities are terminated, effective June 30, 2006, unless re-established in accordance with the provisions of Section 2-184:

- (1) The Danbury Parks and Recreation Commission.
- (2) The Danbury Housing Partnership.
- (3) The Aviation Commission.
- (4) The Commission on the Status of Women.



ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

(e) The following governmental entities are terminated, effective June 30, 2007, unless re-established in accordance with the provisions of Section 2-184:

- (1) The Commission for Persons with Disabilities.
- (2) The Danbury Aquifer Protection Agency.
- (3) The Fair Rent Commission.
- (4) The Board of Ethics.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY

Common Council President

COPY SHOWING DELETIONS AND NEW LANGUAGE

THAT Section 2-176 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 2-176. Schedule of termination of government entities.

~~(a) The following governmental entities are terminated, effective June 30, 2002, unless re-established in accordance with the provisions of section 2-184:~~

- ~~(1) The Commission for Persons with Disabilities.~~
- ~~(2) The Danbury Aquifer Protection Agency.~~
- ~~(3) The Fair Rent Commission.~~
- ~~(4) The Board of Ethics.~~

~~(bA) The following governmental entities are terminated, effective June 30, 2003, unless re-established in accordance with the provisions of section 2-184:~~

- (1) The Stanley Lasker Richter Memorial Park Authority.
- (2) The Conservation Commission.
- (3) The Environmental Impact Commission.
- (4) The Tree Advisory Commission.
- (5) The Lake Kenosia Commission.
- (6) The Economic Development Commission.
- (7) The Youth Commission.

~~(eB) The following governmental entities are terminated, effective June 30, 2004, unless re-established in accordance with the provisions of section 2-184:~~

- (1) The City of Danbury Cultural Commission.
- (2) The Commission on Aging.
- (3) The Parking Authority of the City of Danbury.

~~(dC) The following governmental entities are terminated, effective June 30, 2005, unless re-established in accordance with the provisions of Section 2-184:~~

- (1) The Redevelopment Agency of the City of Danbury.
- (2) The Housing Site Development Agency.
- (3) The Flood and Erosion Control Board of the City of Danbury.
- (4) The Tarrywile Park Authority.

(eD) The following governmental entities are terminated, effective June 30, 2006, unless re-established in accordance with the provisions of Section 2-184:

- (1) The Danbury Parks and Recreation Commission.
- (2) The Danbury Housing Partnership.
- (3) The Aviation Commission.
- (4) The Commission on the Status of Women.

(E) THE FOLLOWING GOVERNMENTAL ENTITIES ARE TERMINATED, EFFECTIVE JUNE 30, 2007, UNLESS RE-ESTABLISHED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 2-184:

- (1) THE COMMISSION FOR PERSONS WITH DISABILITIES.
- (2) THE DANBURY AQUIFER PROTECTION AGENCY.
- (3) THE FAIR RENT COMMISSION.
- (4) THE BOARD OF ETHICS.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by ~~strikeouts~~.



48

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 4, 2002

Mayor Mark D. Boughton
Members of the Common Council

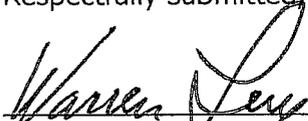
Re: **Sewer and Water Connection Fees**

The Common Council met as a committee of the whole on July 22, 2002 in the Common Council Chambers immediately following a public hearing.

Mr. Buckley explained that this ordinance had already been approved but some verbiage had been reversed.

Mr. Gallagher made a motion to recommend approval of the Ordinances. Seconded by Dean Esposito. Motion carried unanimously.

Respectfully submitted,


WARREN LEVY, Chairman



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

THAT Subsection 21-48(a) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 21-48. Connection charges.

(a) *Connection fee.* If no prior water assessment has been paid on the premises to be connected to the Danbury public water system pursuant to section 21-56 et seq. hereof, or with respect to which the use it is to be changed by adding residential units or expanding the floor area of nonresidential or mixed uses, then no connection permit shall be issued and no actual connection made until a connection fee is paid to the city according to the following:

- (1) The connection fee for buildings devoted to residential uses shall be five hundred dollars (\$500.00) per dwelling unit, but in no event shall said connection fee exceed two thousand five hundred dollars (\$2,500.00) per building; and
- (2) The connection fee for buildings devoted to either nonresidential or mixed uses shall be as follows:

Building Size (Floor Area s.f.)	Connection Fee
up to 10,000 s.f.	\$ 5,000.00
from 10,001 s.f. to 25,000 s.f.	\$ 10,000.00
from 25,001 s.f. to 75,000 s.f.	\$ 15,000.00
over 75,000 s.f.	\$ 20,000.00

Whenever a change in use results in the addition of residential units or the expansion of the floor area of a nonresidential or mixed use, the connection fee associated with said change in use shall be calculated by subtracting the connection fee that would be due hereunder for the old use from the connection fee that would be due hereunder for the new use.

Connection fees may be waived by action of the common council, provided that the city benefits from the connection by permitting future extension to said connection.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST: 
WARREN LEVY
Common Council President



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

August 6, 2002

Be it ordained by the Common Council of the City of Danbury:

THAT Section 16-4(b) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

(b) *Connection fee.* If no prior sewer assessment established in accordance with the provisions of section 16-50 of the Danbury Code of Ordinances has been paid on the premises to be connected to said sewer, or with respect to which the use is to be changed by adding residential units or expanding the floor area of nonresidential or mixed uses, then no permit shall be issued until a connection fee is paid to the City of Danbury according to the following:

- (1) The connection fee for buildings devoted to residential uses shall be five hundred dollars (\$500.00) per dwelling unit, but in no event shall said connection fee exceed two thousand five hundred dollars (\$2,500.00) per building.
- (2) The connection fee for buildings devoted to either nonresidential or mixed uses shall be as follows:

Building Size (Floor Area s.f.)	Connection Fee
up to 10,000 s.f.	\$ 5,000.00
from 10,001 s.f. to 25,000 s.f.	\$ 10,000.00
from 25,001 s.f. to 75,000 s.f.	\$ 15,000.00
over 75,000 s.f.	\$ 20,000.00

Whenever a change in use results in the addition of residential units or the expansion of the floor area of a nonresidential or mixed use, the connection fee associated with said change in use shall be calculated by subtracting the connection fee that would be due hereunder for the old use from the connection fee that would be due hereunder for the new use.

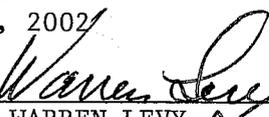
Connection fees may be waived by action of the common council, provided that the city benefits from the connection by permitting future extension to said connection.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - August 6, 2002

Approved by Mayor Mark D. Boughton - August 8, 2002

ATTEST:


WARREN LEVY

Common Council President

COPY SHOWING DELETIONS AND NEW LANGUAGE

THAT Section 16-4(b) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

(b) *Connection fee.* If no prior sewer assessment established in accordance with the provisions of section 16-50 of the Danbury Code of Ordinances has been paid on the premises to be connected to said sewer, or with respect to which the use is to be changed by adding residential units or expanding the floor area of nonresidential or mixed uses, then no permit shall be issued until a connection fee is paid to the City of Danbury according to the following:

- (1) The connection fee for buildings devoted to residential uses shall be five hundred dollars (\$500.00) per dwelling unit, but in no event shall said connection fee exceed two thousand five hundred dollars (\$2,500.00) per building.
- (2) The connection fee for buildings devoted to either nonresidential or mixed uses shall be as follows:

Building Size (Floor Area s.f.)	Connection Fee
up to 10,000 s.f.	\$ 5,000.00
from 10,001 s.f. to 25,000 s.f.	\$ 10,000.00
from 25,001 s.f. to 75,000 s.f.	\$ 15,000.00
over 75,000 s.f.	\$ 20,000.00

Whenever a change in use results in the addition of residential units or the expansion of the floor area of a nonresidential or mixed use, the connection fee associated with said change in use shall be calculated by subtracting the connection fee that would be due hereunder for the ~~new~~ OLD use from the connection fee that would be due hereunder for the ~~old~~ NEW use.

Connection fees may be waived by action of the common council, provided that the city benefits from the connection by permitting future extension to said connection.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by strikeouts.

COPY SHOWING DELETIONS AND NEW LANGUAGE

THAT Subsection 21-48(a) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 21-48. Connection charges.

(a) *Connection fee.* If no prior water assessment has been paid on the premises to be connected to the Danbury public water system pursuant to section 21-56 et seq. hereof, or with respect to which the use it is to be changed by adding residential units or expanding the floor area of nonresidential or mixed uses, then no connection permit shall be issued and no actual connection made until a connection fee is paid to the city according to the following:

- (1) The connection fee for buildings devoted to residential uses shall be five hundred dollars (\$500.00) per dwelling unit, but in no event shall said connection fee exceed two thousand five hundred dollars (\$2,500.00) per building; and
- (2) The connection fee for buildings devoted to either nonresidential or mixed uses shall be as follows:

Building Size (Floor Area s.f.)	Connection Fee
up to 10,000 s.f.	\$ 5,000.00
from 10,001 s.f. to 25,000 s.f.	\$ 10,000.00
from 25,001 s.f. to 75,000 s.f.	\$ 15,000.00
over 75,000 s.f.	\$ 20,000.00

Whenever a change in use results in the addition of residential units or the expansion of the floor area of a nonresidential or mixed use, the connection fee associated with said change in use shall be calculated by subtracting the connection fee that would be due hereunder for the ~~new~~ OLD use from the connection fee that would be due hereunder for the ~~old~~ NEW use.

Connection fees may be waived by action of the common council, provided that the city benefits from the connection by permitting future extension to said connection.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by strikeouts



49

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 6, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Reliant Aircraft Lease**

The Common Council Committee appointed to review the Reliant Aircraft Lease met on July 10, 2002 at 7:05 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Furtado, Moore and Dittrich. Also in attendance were Assistant Corporation Counsel Les Pinter, Airport Administrator Paul Estefan, Wayne Toher of Reliant and Council President Warren Levy, ex-officio.

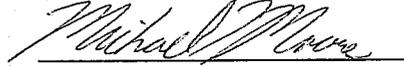
Mr. Furtado asked Attorney Pinter to review the lease. Attorney Pinter stated that the lease provides for an eight-year term, with two five-year renewal options. The City will own any construction at the termination of the lease. In order to sublet the property they must obtain permission from the Planning Commission. They must also abide by FAA regulations. The rental amount has been established at \$5,100 per acre for Airport property. Adjustment to the rent is contained in paragraph one. At the end of the initial eight-year lease, the parties must be able to agree on an increase.

Mr. Furtado asked for an explanation of how the tenant pays taxes. Mr. Estefan said that unless it is in the lease, the tenant does not pay taxes. Mr. Estefan certifies to the Tax Assessor the amount of acreage used by the lessees. The City then gets 70 cents back from the State under the Payment In Lieu of Taxes Program. Mr. Furtado asked if it was safe to assume that the taxpayers pay the other 30 cents. Mr. Estefan said it was. Mr. Dittrich stated that he has a problem with the clause that states the parties have to agree on the appraisal. He would like to see the City go through the process every time. Attorney Pinter stated that if they have to come to the Common Council, they might argue that they have no renewal option.

Mr. Moore made a motion to approve the lease subject to changing the lease term from eight to five years; the rent will be set at \$5,100 per year with additional taxes and CPI adjustment. Mr. Dittrich seconded the motion. The motion carried unanimously.

Respectfully submitted,

MANNY FURTADO, Chairman

A handwritten signature in cursive script, appearing to read "Michael Moore", written over a horizontal line.

MICHAEL MOORE

CHRISTIAN DITTRICH

LEASE

THIS LEASE made this _____ day of July 2002, between the **CITY OF DANBURY**, a municipal corporation, organized and existing under and by virtue of the laws of the State of Connecticut, and **RELIANT AIRCRAFT SERVICE, INC.**, a Connecticut corporation having an office and principal place of business on Wibling Road, Danbury, Connecticut, 06811, hereinafter referred to respectively as "LESSOR" and "LESSEE".

WITNESSETH:

That the LESSOR hereby leases to the LESSEE and the LESSEE hereby leases from the LESSOR, that certain piece or parcel of land hereafter referred to as "the premises", more fully described on Exhibit A attached hereto and made a part hereof, for the purpose of conducting business as a fixed-base operator (FBO) at Danbury Municipal Airport, as defined in the Minimum Standards for Lease and/or Use of Danbury Municipal Airport, effective May 10, 1988, as amended, a copy of which is attached hereto and made a part hereof as Exhibit B. IT IS FURTHER MUTUALLY AGREED between the parties as follows:

1. TERM.

The term of this lease (which lease automatically supercedes any other lease for the premises), shall be for five (5) years, commencing upon the execution hereof, at an annual rent of Five Thousand One Hundred (\$5,100.00) dollars plus CPI, payable yearly, in advance. There shall be two (2) five (5) year options to renew given to the LESSEE, at such annual rent as may be established by an appraisal of the premises, agreed to by the parties, to be completed and available at least 180 days prior to the expiration of the base term of this lease. If no appraisal exists by such date, or if the parties are unable to agree on a rent for the option period(s), the annual rent for the first option period shall be Twelve (12%) percent over the present rent, and another Twelve (12%) percent for the second option period.

2. WAIVER OF CLAIMS.

LESSEE, as a material part of the consideration to be rendered to LESSOR, hereby waives all claims against LESSOR for damages to goods, wares and merchandise in, upon or about the premises and for injuries to persons in or about the premises, from any cause arising at any time, and LESSEE will hold LESSOR exempt and harmless from any claim, damage or injury to any person, or to the goods, wares and merchandise of any person arising from the use of the premises by LESSEE, or from the failure of LESSEE to keep the premises in good condition and repair.

3. UTILITIES/INSURANCE.

LESSEE will pay for all applicable water, gas, heat, light, power, sewer service, telephone service and all other similar service supplied to said premises. LESSEE will also pay real property taxes on all land and buildings leased hereunder as may be assessed by the LESSOR. LESSEE will also maintain liability insurance in the amount of \$2,000,000 which amount may be increased from time to time upon notification to LESSEE by LESSOR, naming the City of Danbury as an additional insured. Said insurance certificate shall be submitted to the LESSOR prior to the execution hereof.

4. TITLE TO STRUCTURES.

Title to all appurtenant structures as may be constructed by the LESSEE on the premises as a part of the improvements at the facility shall remain in the LESSEE during the term of this lease and are taxable to the LESSEE during said term and any renewal thereof. At such time as this lease has terminated, title in and to all appurtenant structures not presently owned by the LESSOR shall revert to LESSOR. Notwithstanding the foregoing, provided that the LESSEE shall have received the LESSOR'S permission in advance, it shall have the option of removing, renovating, repairing and rebuilding any existing building located on the leased premises during the term of the lease without replacing any buildings which existed as of the date of the lease upon the expiration of the term of the lease.

The parties agree that the fuel tanks situated on a concrete pad on the northeast side of the premises, as shown on Exhibit A, shall be removed by the LESSEE at the termination of this Lease or any renewal thereof.

5. OPERATIONS / COMPLIANCE / SUB-TENANCY.

During the term of this lease, the LESSEE shall be solely responsible for maintenance, repair, service and upkeep of the premises. The LESSEE shall have the right to use all appurtenant structures in the conduct of its business, provided, however, that such use shall at all times be in accordance with Exhibit B as amended from time to time, provided such amendment or amendments do not substantially adversely impact the conduct of LESSEE'S business or its use of the premises in a manner which substantially deviates from that applicable to other airport users or tenants. The LESSEE specifically recognizes that it may not sublease the premises or assign the lease except in accordance with the provisions of Exhibit B and without the approval of the LESSOR, which approval shall not be unreasonably withheld. In the event of a sublease of all or a portion of the premises, LESSEE agrees to assume responsibility for compliance with the terms of this lease by any such sublessee.

6. ON-SITE MANAGEMENT / ACCOUNTABILITY.

LESSEE specifically agrees to employ full-time an on-site manager which person or his designee shall be available during normal business hours in order to respond to any activity or action concerning this lease agreement. When such need arises, LESSEE further agrees to be fully accountable, as pertains to its obligations under this lease for any actions of its tenants, sublessees or other persons and entities operating on said premises or off by virtue of any agreement whether written or oral with RELIANT AIRCRAFT SERVICE, INC. RELIANT AIRCRAFT SERVICE, INC., further agrees to ensure the full compliance with all airport rules and regulations by all such tenants, sublessees or other persons or entities and agrees to directly respond to LESSOR on any issues concerning said parties and directly act concerning same.

7. NOTICES.

All notices to be given to the LESSEE shall be given in writing by hand delivery or by depositing the same in the United States mail, postage prepaid, certified mail, return receipt requested and addressed to the LESSEE at Wibling Road, Danbury, Connecticut, 06811. All notices to the LESSOR shall be given in writing to the City Clerk by hand delivery or by depositing same in the United States mail, postage prepaid, certified mail, return receipt requested addressed to the LESSOR, c/o City Clerk with copies to the Corporation Counsel, City of Danbury, 155 Deer Hill Avenue, Danbury, Connecticut, 06810 and to the Airport Administrator, P.O. Box 2299, Wibling Road, Danbury, Connecticut, 06813.

8. ADHERENCE TO AIRPORT REGULATIONS.

The LESSEE will observe all existing municipal regulations and state and federal laws including Part 139 Compliance procedures set forth in Exhibit E as may affect the operation of its business and the use of the premises, and further will observe and abide by the rules, regulations and guidelines as may be set forth from time to time by the Aviation Commission or the appropriate governing body, provided that such rules, regulations and guidelines as applied to LESSEE shall not be in a manner which substantially deviates from that applicable to other airport users or tenants.

9. RIGHT TO INSPECT.

LESSEE acknowledges the right of the LESSOR to inspect the premises, upon reasonable notice, during normal business hours for purposes of FAA compliance with any other federal or state law or local rules or regulations.

10. AIRPORT RULES AND REGULATIONS.

All applicable provisions of Exhibit B attached hereto and made a part hereof and as may be amended are incorporated herein and made a part hereof.

11. SUCCESSORS AND ASSIGNS.

The covenants and conditions herein contained shall, subject to the provisions as to assignment, apply to and bind the heirs, successors, executors, administrators and assigns of all the parties hereto.

12. QUIET ENJOYMENT.

LESSOR has good right to lease the premises and LESSOR will suffer and permit LESSEE to occupy, possess and enjoy the premises during the term without hindrance or molestation from the LESSOR or any person claiming by, from or under LESSOR.

13. WASTE.

LESSEE leases the premises and will pay the rent therefor as aforesaid; and LESSEE will commit no waste, nor suffer the same to be committed thereon, nor injure nor misuse the same; but will deliver up the same at the expiration or sooner termination of its tenancy in as good condition as now existing; except as herein stated, ordinary wear and tear and other unavoidable casualties excepted.

14. TERMINATION / RE-ENTRY / NO NOTICE.

If rent shall remain unpaid thirty (30) days after the same shall become payable as aforesaid, or the LESSEE shall commit waste or suffer the same to be committed on the premises, or shall injure or misuse the same, or shall violate any of the terms, provisions, or conditions herein contained, or if the LESSEE commits an act of bankruptcy, or if the LESSEE makes an application to its creditors for the composition of its debts or executes an assignment for the benefit of creditors, or files a voluntary petition of bankruptcy or an involuntary petition in bankruptcy is filed against the LESSEE and not discharged within sixty (60) days; or if a receiver is appointed for any material or substantial portion of the assets of the LESSEE; then this lease shall thereupon, by virtue of this express stipulation herein, expire and terminate; and the said LESSOR may at any time thereafter re-enter the premises, and the same have and possess as of its former estate, and without such re-entry, may recover possession hereof in the

manner prescribed by statute relating to summary process; it being understood that no demand for rent, and no re-entry for condition broken as at common law, shall be necessary to enable the LESSOR to recover such possession pursuant to said statute relating to summary process, but that all right to any such demand, or any such re-entry it hereby expressly waived the LESSEE.

Whenever this lease shall terminate, either by lapse of time or by virtue of any of the expressed stipulations herein, LESSEE hereby waives all rights to any notice to quit possession, as prescribed by the statute relating to summary process.

15. FAA COMPLIANCE / OPERATIONS.

The LESSEE will conduct its operations on the airport in accordance with the obligations of the LESSOR contained in any pre-existing agreements between the LESSOR and the United States; and in furtherance of this general covenant but without limiting its general application, the LESSEE specifically agrees:

- a. to conduct its operations on the airport for the use and benefits of the public;
- b. to make available for the use and benefit of the public all of its aeronautical facilities and services on fair and reasonable terms and without discrimination on account of race, creed, color or national origin;
- c. to continue its service and operations in common with such other qualified persons desiring to conduct aeronautical operations on the airport in the event the LESSOR provides space therefor.

16. TERMINATION BY LESSOR.

In the event that this lease is terminated by the LESSOR prior to the expiration of the term, for any reason except LESSEE'S default or LESSEE'S breach of this lease, which termination except for such default or breach shall only be made upon an expressed finding by the LESSOR that such termination is required by the public good and necessity, LESSEE shall thereupon be reimbursed by

LESSOR in an amount representing that sum to which LESSEE would be entitled had the LESSOR exercised its power of eminent domain which may result from any termination, interruption or inconvenience to LESSEE'S business, and upon such payments LESSEE shall have no further claim to any such payments nor any such structure or improvements. The term "Lessee's interest" as used in this paragraph shall include the interest of any party having interest in the LESSEE'S personal property or building(s) as mortgagor, lienor or the like.

17. HOLD OVER.

In case the said LESSEE, with the written consent of the LESSOR endorsed hereon, or on the duplicate hereof, at any time holds over the said premises beyond the period above specified as the termination of this lease, then the LESSEE will hold said premises upon the same terms and under the same stipulations and agreements as are in this instrument contained, and no holding over by LESSEE shall operate to renew this lease without such written consent of said LESSOR.

18. ADMINISTRATIVE APPROVALS.

No building(s) or structure(s) will be constructed on the premises without obtaining the prior written permission(s) of the Building Department and Planning Commission and/or the Planning Department, as applicable, of the City of Danbury, which approval(s) and permit(s) shall be a condition precedent to LESSEE'S obligations hereunder. In addition, LESSEE will simultaneously to said permission(s) submit a full set of plans to the Airport Administration.

19. FAA SECTION 308 REFERENCE.

The covenants and provisions herein contained are in no way intended as authorizing the grant of an exclusive right within the meaning of Section 308 of the Federal Aviation Act of 1958, as amended.

20. LESSOR RESERVATION OF RIGHTS.

The LESSOR reserves the right to take any action it considers necessary to protect the aerial approaches, clear zones, transition and turn zones of the airport against obstructions to aircraft, together with the right to prevent the LESSEE from erecting or allowing any additional structures or growth on the leased premises which in the opinion of the LESSOR would limit the usefulness of the airport or otherwise constitute a hazard to aircraft.

21. LESSOR DEVELOPMENT RIGHTS.

The LESSOR reserves the right to develop or improve the airport, or any part thereof, or adjacent thereof, within its discretion regardless of the desires or opinions of the LESSEE and without interference or hindrance by the LESSEE; and to grant operational rights and privileges to others on available space elsewhere on the airport.

22. SUBORDINATION.

This lease will be subordinate to the provisions of any existing or future agreement entered into between the LESSOR and the United States to obtain federal aid for the improvement or operation and maintenance of the airport.

23. COMPLETE AGREEMENT.

This lease is the complete agreement between the parties and may not be waived, changed, modified, amended or terminated orally, but only by a writing signed by the party to be charged.

24. GOVERNING LAWS.

This lease shall be governed by, interpreted and construed under and in connection with the laws of the State of Connecticut.

25. FEES.

During the initial term of this lease and any renewal thereof, the LESSEE shall pay fees in accordance with Exhibit B, as the same is in force as of the date of this lease and as thereafter may be amended.

26. NON-DISCRIMINATION.

The LESSEE agrees not to discriminate on account of age, sex, race, creed, color or national origin in the use of the premises.

27. PERMISSION.

Wherever used herein, the terms "Permission" or "Consent of the LESSOR shall be obtained which shall not be unreasonably withheld", the parties hereto agree that the Aviation Commission of the City of Danbury shall have authority to grant such approval or consent on behalf of the LESSOR on proper application or petition to said Aviation Commission by LESSEE unless otherwise specified in the charter or ordinances of the LESSOR municipality or pursuant to the laws of the State of Connecticut or the regulations of the FAA.

28. MORTGAGE / ENCUMBRANCE.

The LESSEE will not mortgage or otherwise encumber this lease without the prior written consent of the LESSOR, which consent shall not be unreasonably withheld.

29. RIGHT OF FLIGHT / AIRSPACE.

The LESSOR reserves unto itself, its successors and assigns, for the use and benefit of the public, a right of flight for the passage of aircraft in the airspace above the surface of the real property (hereinafter described) together with the right to cause in said airspace such sound as may be inherent in the operation or aircraft, now known or hereafter used for the navigation of or flight in said airspace, together with the emission of fumes or particles incidental to aircraft navigation, and for the use of said airspace for the landing on, taking off from or operating on Danbury Municipal Airport.

30. HAZARDS.

The LESSEE expressly agrees for itself, its successors and assigns to prevent the use of the premises for the purpose which will create or result in hazards to flight such as, but not limited to, purposes which will (a) produce electrical interference with radio communications, (b) make it difficult for pilots to distinguish between airport lights and others, (c) project glare in the eyes of pilots, (d) impair visibility in the vicinity of the airport, or (e) otherwise endanger the landing, take-off or maneuvering of aircraft.

31. HEIGHT RESTRICTIONS.

The LESSOR retains the continuing right in the subject property to prevent the erection or growth of any building, structure, tree or other object extending into the airspace above the limits set forth in the overlay map as amended from time to time entitled "FAA Part 77 Surfaces" drawing No. 7 prepared by Edwards & Kelcey, Inc. Dated June 17, 1985 on file with LESSOR, and to remove from said airspace, at the LESSEE'S expense or at the sole option of the LESSOR, as an alternative, to mark and light as obstructions to air navigation, any such building, structure, tree, or other object now upon, or which in the future may be upon the property together with the right of ingress to, passage over, and egress from LESSEE'S property for the above purpose.

32. COVENANTS RUNNING WITH LAND.

The LESSEE expressly agrees for itself, its successors and assigns, that the reservations and restrictions set forth in this instrument shall run with the land which shall be the servient tenement, it being intended that the lands now and hereafter comprising the airport shall be the dominant tenement; excepting, however, that such reservations and restrictions shall become void and of no force and effect on such date as the lands comprised in the aforesaid airport shall cease to be used for airport purposes.

33. SPONSOR ASSURANCE.

The LESSEE for itself, its personal representatives, successors in interest and assigns does hereby agree that if any aeronautical services or activities are to be offered, performed or conducted upon the Premises that:

In the exercise of the rights and privileges granted for the furnishing of aeronautical services to the public, LESSEE will:

(1) furnish said service on a fair, equal, and not unjustly discriminatory basis to all users thereof, and

(2) charge fair, reasonable, and not unjustly discriminatory prices for each unit or service; provided that the LESSEE may be allowed to make reasonable and non-discriminatory discounts, rebates or all other similar types of price reductions to volume purchasers.

34. NON-DISCRIMINATION; D.O.T.

The LESSEE for itself, its personal representatives, successors in interest and assigns, as a part of the consideration hereof, does hereby covenant and agree as a covenant running with the land that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this lease or a purpose for which a D.O.T. program or activity is extended or for another purpose involving the provisions of similar services or benefits, the LESSEE shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to 49 CFR Part 21, Nondiscrimination in Federally Assisted Programs of the Department of Transportation, as said Regulations may be amended.

35. NON-DISCRIMINATION / FEDERAL; 49 CFR PART 1.

The LESSEE for itself, its personal representatives, successors in interest, and assigns as a part of the consideration hereof, does hereby covenant and agree as a covenant running with the land that:

(1) no person on the grounds of race, color, or national origin shall be excluded from participation in,

denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over, or under such land and in the furnishing of services thereon, no person on the grounds of race, color, or national origin shall be excluded from participation in, denied the benefits of, or otherwise be subjected to discrimination, (3) that the LESSEE shall use the premises in compliance with all other requirements imposed by or pursuant to 49 CFR Part 21, Nondiscrimination in Federally Assisted Programs of the Department of Transportation, and as said Regulations may be amended.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals on the date and year first above written.

*Signed, sealed and delivered
in the presence of:*

CITY OF DANBURY

By: _____
Mark D. Boughton
Its Mayor

RELIANT AIRCRAFT SERVICE, INC.

By: _____
Wayne Toher, President

RELIANT AIRPORT LEASE

A certain piece or parcel of land containing 49,182 square feet (1.1291 Acre), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at Wibling Road bounded and described as follows:

Commencing at a monument located on the southerly side of Wibling Road said monument being the northeasterly corner of land herein described, thence running southeasterly along the westerly boundary line now or formerly of Seth E. Wibling and Mildred E. Wibling S. 24° 42' 26" E. a distance of 305.55 feet to a point, thence turning and running southwesterly through the land now or formerly of the Danbury Municipal Airport S. 51° 13' 43" W. a distance of 39.01 feet to a point, thence S. 22° 56' 09" W. a distance of 11.82 feet to a point, thence turning and running northwesterly through the land now or formerly of the Danbury Municipal Airport N. 60° 12' 40" W. a distance of 88.96 feet to a point, thence N. 73° 30' 46" W. a distance of 109.18 feet to a point, thence N. 63° 00' 12" W. a distance of 50.80 feet to a point, thence N. 42° 07' 34" W. a distance of 51.04 feet to a point, thence N. 19° 23' 57" W. a distance of 52.25 feet to a point, thence turning and running northeasterly through the land now or formerly of the Danbury Municipal Airport N. 55° 34' 34" E. a distance of 25.03 feet to a point on the southerly side of Wibling Road, thence continuing northeasterly along the southerly side of Wibling Road N. 55° 34' 34" E. a distance of 200.54 feet to the point or place of beginning.

Bounded:

Northerly : By Wibling Road and land now or formerly of Seth E. Wibling and Mildred E. Wibling, each in part.

Easterly : By land now or formerly of Seth E. Wibling and Mildred E. Wibling and by other land of the Danbury Municipal Airport, each in part.

Southerly : By other land of the Danbury Municipal Airport.

Westerly : By Wibling Road.

For a more particular description reference is made to a map entitled "Map showing A Portion of Property at Danbury Municipal Airport Danbury, Connecticut Scale 1" = 40' Sept. 29, 1998" certified substantially correct by Ireneo H. Despojado P.E. & R.L.S. # 12050 and which map is to be filed in the Danbury Land Records.

BOOK 932 PAGE 419

EXHIBIT B

MINIMUM STANDARDS FOR
LEASE AND/OR USE
OF
DANBURY MUNICIPAL AIRPORT
EFFECTIVE MAY 10, 1988

The purpose of the Rules and Regulations is to promote the general welfare of the Airport, have it operate as a viable entity, insure the safety of all persons living and working contiguous to and all persons using the Airport, protect all property on and adjacent to the Airport and benefit the CITY OF DANBURY and the region by enhancing aviation, air transportation and aeronautical activities.

2. DEFINITIONS:

2.0. The Airport Administrator will be the designated agent of the Aviation Commission with the authority to enforce these Minimum Standards for the purposes stated in section 1.

2.1. The CITY OF DANBURY, CONNECTICUT is hereinafter referred to as the "CITY".

2.2. The Danbury Aviation Commission is hereinafter referred to as the "COMMISSION".

2.3. The Federal Aviation Administration is hereinafter referred to as the "F.A.A.".

2.4. The Danbury Municipal Airport is hereinafter referred to as the "AIRPORT". It includes:

(a) All City-owned land, defined on map entitled, "DANBURY MUNICIPAL AIRPORT, property of the town of Danbury, Hiry Brook District, Town of Danbury, Connecticut," originally prepared by Sydney A. Rapp, L.S., dated July 30, 1955, and revised and updated by John F. Green, C.E., July, 1968, and filed in the Town Clerk's Office of the City of Danbury, and approximately five (5) acres of land acquired by the City Of Danbury from Lena Mauck Lee, by warranty deed dated February 18, 1959, and recorded in Volume 340, page 215 of the Danbury Land Records.

(b) All land acquired in the future by the City for the Airport;

(c) All of the rights, title and interest of the City in and to aviation easements now in existence, or acquired in the future, for the benefit of the Airport;

- (d) All of the right, title and interest of the City in and to pole line easements to Airport hazard beacons now in existence, or acquired in the future, for the benefit of the airport, which easements are, or may be located both in the City of Danbury and Town of Ridgefield.

2.5. A fixed-base operator, hereinafter referred to as an "F.B.O.", is any person, firm, corporation or other entity (i) located on either City-owned property or on privately-owned property contiguous to the Airport runway-taxiway system to which access or free access, granted by deed, may be granted by the Commission under terms of these Rules and Regulations and (ii) performing services in two or more of the following categories:

- (a) Sale of aviation petroleum by products and ramp service, hereinafter referred to as "Category A";
- (b) Flight instruction for either fixed-wing aircraft or rotocraft, aircraft rental, aircraft charter or nonschedule air taxi service, operation of a flying club hereinafter referred to as "Category B";
- (c) Aircraft sales, hereinafter referred to as "Category C";
- (d) Repair and Maintenance of all aircraft, engines, propellers, and accessories, hereinafter referred to as "Category D";
- (e) Avionic sales, repairs and maintenance, hereinafter referred to as "Category E";

2.6. An AIRPORT TENANT is any person, firm, corporation or other entity, located on City-owned property performing a service in one of the following categories:

- (a) Fuel sales - Excluded
- (b) Flight instruction for either fixed-wing aircraft or rotocraft, aircraft rental, aircraft charter or non-schedule air taxi service, operation of a flying club;
- (c) Aircraft sales;
- (d) Repair and Maintenance of aircraft, engines, propellers, and accessories;
- (e) Avionic sales, repairs and maintenance;

c. 3. AIRPORT USE

No persons, firms, corporations or other entities not otherwise exempt from the provisions of these rules and regulations shall use the Airport as a direct or an indirect means for carrying on any business or commercial activity, except as follows:

- 3.1 An FBO operating under a lease from the City who possesses a permit issued by the Commission;
- 3.2 An FBO who is not a lessee of the City, but who possesses a permit issued by the Commission;
- 3.3 A sublessee or licensee of an FBO as described in subsection of 3.1 above, (1) whose sublessee or licensee, if said sublessee or licensee is engaged in a permit related activity as described in section 7 hereof, has been approved by the Commission, or (2) whose sublease, or license, if said sublessee or licensee is not engaged in a permit related activity as described in section 7 hereof, contains a provision that all activities of said sublessee shall be aeronautically related, as defined or construed in these Rules and Regulations and in the "Sponsor Assurances Agreement" between the Commission and the F.A.A.
- 3.4 A sublessee or licensee of an FBO as described in subsection 3.2 above, (1) whose sublease or license, if said sublessee or licensee is engaged in a permit related activity as described in section 7 hereof, has been approved by the Commission, or (2) whose sublease or license, if said sublessee or licensee is not engaged in a permit related activity as described in section 7 hereof, contains a provision that all activities of said sublessee shall be aeronautically related, as defined or construed in these Rules and Regulations and in the "Sponsor Assurances Agreement" between the Commission and the F.A.A.
- 3.5 Any person or entity providing a specialized service as specified in Section 6 hereof and operating under a permit issued by the Commission.
- 3.6 An Airport Tenant operating under a lease from the City who possesses a permit issued by the Commission.

c. 4. EXCLUSIONS

The following operations are excluded from and covered by these Rules and Regulations:

- 4.1 any operation by the Federal Government or one of its departments or agencies;

- 4.2 any operation by the State Government or one of its departments or agencies;
- 4.3 any operation by the City or by one of its departments or agencies;
- 4.4 scheduled air carrier operations;
- 4.5 scheduled air taxi operations, or commuter airlines, or the equivalent thereof.

c. 5. STATEMENTS OF POLICY:

- 5.1 No permit shall be issued or renewed by the Commission for any FBO commencing its operations on or after September 01, 1969, unless it has fully complied with these Rules and Regulations. However, the Commission may issue permits to any persons or entity listed in subsections 3.3, 3.4, 3.5 above without requiring full compliance with the portions of these Rules and Regulations relating to the number of categories and to the minimum physical requirements for land and buildings. All permittees, however, are required to fully comply with the portion of these Rules and Regulations dealing with fees. In the event that an FBO and another operation operating under either Sec. 3.3 or 3.4, on land controlled by said FBO, both performing services under any category listed in Sec 7.4., then each shall be liable for fees generated by its own operations. Subject to the approval of the Commission, lessees or licensees of an FBO or others operating pursuant to an agreement with an FBO and the FBO involved may apportion their liability for use fees by agreement. The issuance of permits to persons or entities listed in subsection 3.3 and 3.4 shall not relieve any F.B.O. from the obligation to perform at least 2 categories of service; as required pursuant to subsection 2.5.
- 5.2. Any persons or entity having a permit issued by the Commission in effect as of August 31, 1969 shall be allowed to operate at the Airport with out fully complying with the portions of these Rules and Regulations relating to the number of categories and to the minimum physical requirements for land buildings if the Commission determines that the continuation of such an operation is in the public interest or if the Commission determines it would be an extreme hardship, financial, or otherwise, for such a person or entity to fully comply with said portions of these Rules and Regulations. All such persons or entities, however, are required to fully comply with the portion of these Rules and Regulations dealing with fees.

5.3. In addition to the requirements of the FAA and pursuant to subsection 11.5 hereof, the Commission may establish such Rules and Regulations as are necessary for Safe and Orderly operation of the Airport. Any Rules and Regulations so established shall be appended hereto.

5.4. It is the policy of the Commission to prohibit non-aeronautical operations at the Airport.

ec. 6. RULES AND REGULATIONS PERTAINING TO CERTAIN SPECIALIZED SERVICES:

6.1. FLYING CLUBS. No flying club not operated by an FBO shall be based at the Airport until it has obtained a permit from the Commission. A flying club shall require equal ownership in the club's aircraft by all members, each of whom shall possess, at a minimum, a current FAA medical certificates. It must not consist of less than five (5) and not more than twentyfive (25) members. Flight instruction in club aircraft may be given only to club members and only by a certified flight instructor.

6.2. All other specialized services relative to aviation as defined and approved by the Commission.

ec. 7. RULES AND REGULATIONS PERTAINING TO FBO'S AND OTHER PERMITTEES

7.1. No persons, firm, corporation or other entity described in Sec. 3. hereof shall conduct activities at the Airport until receipt from the Commission of a permit to so act. A duly executed lease from the City shall not be considered a permit. Any permit issued to a lessee shall remain in effect during the term of the lease between the parties unless such permit is suspended, revoked or surrendered pursuant to Sec. 10. of these Rules and Regulations.

7.2. Prior to issuance of a permit, an applicant shall submit, at the request of the Commission, a report satisfying the Commission the it is technically and financially able to perform the proposed categories of service and is able to meet the insurance requirements of these Rules and Regulations.

7.3. In order to satisfy the Commission as may be required in subsection 7.2. above, each applicant shall allow the commission or its designee to inspect its financial backround and any other records that are relevant to the requirements of subsection

7.4. Any information obtained by the Commission pursuant to this section shall be kept in strictest confidence. In addition to the requirements of subsection 7.2., the Commission may require each applicant to furnish evidence of its credit, or information relating to the experience, character or ability of the applicant to perform the proposed services.

7.5. Subject to the provisions of Sec. 5., permittees operating under categories defined in subsection 2.5 shall conform to the following requirements.

(a) CATEGORY A (FUEL). Permittees performing operations under Category A shall:

(i) Provide and maintain below-ground, fiberglass, storage tanks (in the case of new or replacement of existing installations) for AVGAS, REGULAR GAS and may, at the discretion of the permittee, also provide and maintain a below ground storage tank for JET FUEL. All such fiberglass storage shall have at least a 4,000 gallon capacity. No permittee shall obtain title to any such below-ground fiberglass storage tanks or accessories without the prior written consent of the Common Council of the City of Danbury, Connecticut and the Commission. Provided however, that the below-ground fiberglass storage tanks shall not be required if the permittee obtains a permit from the Commission authorizing the use of tank trucks for such purpose. Authorized mobile operations shall comply with all applicable Federal, State, and Local laws, rules and regulations.

(ii) Provide and maintain pumping equipment capable of servicing all aircraft normally using the Airport. The pumping equipment shall meet all applicable safety requirements;

(iii) Provide and maintain a building having a minimum size as specified in subsection 7.10 below. Said buildings shall provide a separate area conveniently located and comfortably heated for public use, including, but not limited to, a waiting room for passengers and crew of itinerant (non-scheduled) aircraft, office space, sanitary rest rooms and public telephones;

(b) CATEGORY B. (INSTRUCTION, RENTAL, CHARTER OR TAXI AND FLYING CLUBS:

A. Permittees providing flight instruction services shall conform to the following requirements:

- (i) Provide a minimum of one certified instructor pilot on a fulltime basis;
- (ii) Provide and at all times maintain a minimum of two aircraft properly equipped, licensed and certified for flight instruction;
- (iii) Provide and maintain a building having a minimum size as specified in subsection 7.10 below. Said buildings shall provide a separate area consisting of classroom, office space, sanitary rest rooms and public telephones;

B. Permittees providing aircraft rental services shall conform to the following requirements:

- (i) Provide and at all times maintain a minimum of two aircraft properly equipped, licensed and certified for rental;

C. Permittees providing charter services shall conform to the following requirements:

- (i) Provide a minimum of one certified pilot who satisfies the relevant FAA ratings for charter services;
- (ii) Provide and at all times maintain at least one aircraft certified and airworthy for air charter service, owned or leased by and under the absolute control of the permittee.

D. Permittees providing non-scheduled air taxi service shall conform to the following requirements:

- (i) Provide a minimum of one certified pilot who satisfies the relevant FAA ratings for the type of air taxi service offered;
- (ii) Provide and at all times maintain at least one aircraft certified and airworthy for air taxi service that is owned or leased by and under the absolute control of the permittee;

- (c) CATEGORY C. (SALES). Permittees performing operations under Category C shall:
- (i) Provide a minimum of one full-time qualified demonstrator pilot;
 - (ii) Provide and maintain a building having a minimum size as specified in subsection 7.10 below. Said building shall provide separate area for suitable office space and adequate sanitary facilities.
- (d) CATEGORY D (REPAIRS). Permittees performing operations under Category D shall:
- (i) Provide and maintain a hangar having a minimum size as specified in subsection 7.10 below. Said hangar shall provide a separate area for suitable office space and adequate sanitary facilities.
 - (ii) Furnish facilities and equipment for air frame and power plant repairs with at least one certified mechanic. In the case of a certified FAA repair station a licensed repairman shall be allowed. Such facilities shall provide for both major and minor repairs in the types of aircraft normally utilizing the Airport.
- (e) CATEGORY E. (AVIONICS SALES AND SERVICE): Permittees performing operations under Category E shall:
- (i) Provide and maintain a building having a minimum size as specified in subsection 7.10. below. Said building shall provide separate areas with adequate space for office, shop, storage, avionics, aircraft repair, and sanitary facilities;
 - (ii) Provide a technician having appropriate FCC and FAA certification who shall conduct complete aircraft transmitter, receiver, and antenna repair and installation;
- 7.6 Prior written approval from the Commission shall be required before commencement of any construction on City property or on adjacent property with respect to which a permit exists or is under consideration by the Commission. Such approval shall shall not be unreasonable withheld; provided, however, that approval shall not be granted, if said construction is inconsistent with the Master Plan for development

of the Airport. FAA form 7460-1 "Notice of proposed construction or Alteration", or its equivalent shall be submitted to the FAA through the Commission and approved by the FAA before approval is granted by the Commission.

- 7.7. All permittees shall adopt procedures acceptable to the Commission to insure that all personnel operating aircraft owned, leased, or under the control of said permittees have appropriate FAA ratings and current FAA Medical Certificates.
- 7.8 All permittees located on, or contiguous to, Airport property shall provide a concrete or flexible asphalt accessway to existing runways or taxiways. Such access-ways shall be designed and constructed in accordance with specifications approved by the Commission in writing. Said specifications shall require such width and strength as is necessary to service the class and weight of aircraft expected to use the particular access-way.
- 7.9 All permittees and aircraft owners shall be responsible for promptly removing damaged aircraft owned, leased or controlled by them from the runway, taxiway or public use area of the Airport, in accordance with applicable FAA regulations.
- 7.10 All permittees shall abide by all rules and regulations promulgated by the Commission or the FAA necessary for the safe operation of the Airport including, but not limited to, flight and ground operations on, or in the vicinity of, the Airport
- 7.11 All FBO's shall provide a minimum of combined building and hangar space equal to or greater than 9,000 square feet.
- 7.12 All FBO's shall be responsible for the maintenance and repair, including snow removal, of all ramps and access-ways on or leading from Airport runways or taxiways to their leased or owned premises.
- 7.13 Each permittee shall agree to protect the public generally, their customer or clients, the City of Danbury and the Commission from any and all lawful damages, claims, or liability arising out of its use of the Airport by carrying comprehensive general liability insurance with a reputable company, licensed with the State of Connecticut, for bodily injury and property

damage liability combined single limit \$1,000,000.00 each occurrence. All permittees shall name the City of Danbury as an additional insured and furnish a certificate of insurance to the Airport Administrator or his designee. It is further understood that as circumstances in the future dictate, the Commission may require an increase in reasonable amounts in bodily injury liability and or property damage liability insurance.

7.14. All FBO'S shall comply with the provisions of sec. 18-13 of the Danbury Code of Ordinances. In addition, all other permittees who own, lease or control aircraft at the Airport shall comply with said provisions of Sec. 18-13.

7.15. (a) All FBO's shall provide a minimum of 5 acres of land regardless of the number of categories of service provided. Excluded from this provision are the properties of less than 5 acres presently occupied by existing FBO's at Danbury Municipal Airport. Any property consisting of 5 acres or less may not be subdivided for FBO operations.

(b) The maximum land for the Airport Tenant shall be one acre.

7.16 No permittees shall assign or sublicense rights granted under a permit issued by the Commission, or allow any other person, firm, corporation or entity to operate or conduct any business venture at the Airport without prior written approval of the Commission.

7.17 All F.B.O.'s operating under category "A" shall notify the Airport Administrator of deliveries of fuel to be used in any aircraft or rotocraft at least 72 hours prior to said deliveries. All F.B.O.'s receiving fuel under this category shall supply a copy of the tank truck delivery ticket to the Airport Administrator's Office within 72 hours after the delivery.

The Comptroller's Office shall bill the FBO's and payment shall be within 30 days of the billing date. Interest to be charged at the current rate of 1 1/2 % on the unpaid balance per month.

7.18 All permits issued by the Commission hereunder shall be subject to the provisions of any "sponsor assurances" provided to the Federal Government by the City in connection with any grants received by the City from the Federal Government in effect now or in the future.

7.19 Permits issued by the Commission shall at all times be displayed in a conspicuous place on the premises of the permittee.

8. RULES AND REGULATIONS PERTAINING TO THE CITY AND THE COMMISSION

The City will provide the following services:

- (a) security services to patrol the runways, taxiways, ramps areas and Airport roadways;
- (b) maintenance and operation of runway lights, rotating light beacon and lighted wind sock to permit night flying operations at all times, as well as maintenance of such navigation or landing aids as may hereinafter be installed;
- (c) maintenance of runways, taxiways, and ramp areas open for use of the general public, including snow removal service for such areas.

9. USE FEES

9.1. Each permittee shall pay to the City the fees indicated below for each category of service performed or type of permit obtained.

- (a) All F.B.O.'s operating under Category "A" shall pay to the City a fuel flowage fee of \$0.05 per gallon.

9.2 The following minimum annual Airport use fees shall apply to all FBO's and their lessees and licensees and others operating pursuant to a permit issued hereunder for each category of service provided. The total minimum annual fee shall be the sum of all minimum annual fees for all categories of service for which a permit has been issued. The following are minimum permit fees.

A. Fuel	\$500.00 Annual
B. Instruction, Rental, Charter, Taxi or Flying Club	\$2,000.00 for 1988 \$3,000.00 for 1989
C. Sales	\$2,000.00 for 1988 \$3,000.00 for 1989
D. Repairs	\$2,000.00 for 1988 \$3,000.00 for 1989
E. Avionics Sales and Service	\$2,000.00 for 1988 \$3,000.00 for 1989

For the quarter ending March 31, June 30, September 30, and cember 31, respectively, the fees due to the City shall be paid or before January 1, April 1, July 1, and October 1, spectively. Interest shall accrue on the unpaid balance of all es at a rate of 1.5% per month.

9.3 The fees payable to the City under subsection 9.2. shall be paid to the City quarterly.

9.4 Lease fees are the responsibility of the Common Council.

9.5 In order to ensure that the City of Danbury is receiving all fees and payments to which it is entitled under these minimum standards, all fixed base operators, their tenants and all other permittees shall allow the Comptroller of the City or his designee to inspect their records, books of account and all other pertinent records for the current calendar year and for three (3) preceding calendar years. Said inspection shall be made subject to the following guidelines:

1. All inspections shall be made at reasonable times with ten (10) days advance notice given to the FBO, tenant or other permittee.
2. The FBO, tenant or other permittee shall at the time of inspection, make available and have available all documents as indicated above.
3. All information regarding the above matter shall be kept in the strictest confidence by the City of Danbury, unless such information becomes germane to litigation.

Sec. 10. REVOCATION, SUSPENSION AND SURRENDER

10.1 The Commission may suspend or revoke any permit which it has issued:

- (a) for false statement knowingly made in either the application or in any statement of fact by the applicant to the Commission;
- (b) for willful or repeated violation of or repeated failure to comply with any requirement of these Rules and Regulations, subject to the provisions of subsection 5.1 and 5.2 above;
- (c) for default in payment of all fees and taxes due the City of Danbury (15) fifteen calendar days or more past due, unless said payment is legally contested in a court of law of competent jurisdiction.

- 10.2 Before suspending or revoking a permit, the Commission shall serve upon the permittee an order to show cause why said permit should not be suspended or revoked. The order to show cause shall contain a statement of the permittee's violation and shall also contain notice of the date, time and place of the hearing to be held by the Commission at which the permittee may present evidence relevant to the alleged violation.
- 10.3 Notwithstanding the provisions of subsection 10.2 hereof, where the protection of life or property is involved, the Commission may suspend a permit pending the result of a hearing held no later than ten (10) days after said suspension.
- 10.4 Any permit may be surrendered to the Aviation Commission by the holder thereof at any time by filing written notice with the Commission. Upon surrender of any permit issued hereunder the Commission shall make a pro rate adjustment to any fees charged for the year in question.
- 10.5 Whenever the Commission shall revoke or suspend any permit issued hereunder the permit shall be physically returned to the Commission within two (2) working days.

cc. 11. GENERAL PROVISIONS:

- 11.1 No permit issued pursuant to these Rules and Regulations shall be transferable without the prior written consent of the Commission.
- 11.2 These Rules and Regulations shall be deemed to be incorporated into any permit issued by the Commission pursuant to these Rules and Regulations.
- 11.3 Except in the case of existing FBO's, the Commission prior to the issuance of a permit, may require the applicant to submit a plot plan.
- 11.4 When a transfer of the majority or controlling interest in the stock of a corporation holding a permit is proposed, the management of the corporation shall satisfy the Commission that it is able to meet the requirements for subsections 7.2 and 7.3 above. Failure to so satisfy the Commission shall be a ground for revocation. Prior to Aviation Commission approval of such a proposed transfer, the management shall submit written proof that all current and outstanding fees and overriding percentages have been paid to the City.

11.5 Prior to the amendment of these Rules and Regulations, or prior to the adoption of any additional Rules and Regulations, the Commission shall hold a public hearing at which all interested parties shall have a right to be heard. Notice of said hearing shall be published in a newspaper having a daily circulation in Danbury at least (7) days prior thereto. Said notice shall state the time and place of said hearing and shall state the location where copies of the proposed Rules and Regulations and amendments thereto shall be available for inspection.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 6, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Affordable Housing Contract**

The Common Council Committee appointed to review an affordable housing contract met on July 10, 2002 in the Third Floor Caucus Room in City Hall. In attendance were committee members Furtado, Neptune and Dittrich. Also in attendance were Assistant Corporation Counsel Les Pinter, Council President Warren Levy and Council Member Pauline Basso, ex-officio, Attorney Steven Olivo, Joseph DaSilva and Jihad Sabbagh, as well as members of the public.

Mr. Furtado asked Attorney Pinter to give a history of the contract. He said the request is to amend a contract that the Common Council previously approved. He outlined the legal description changes and stated that they are also asking for a change in price to \$158,500. This contract was approved based on State Statute, it has been in effect for two years and the modifications are being requested now. Mr. Furtado noted that the City had given a road to Mr. DaSilva for building purposes. He was allowed to build eight additional units. The Council approved the sale price at \$138,500.

Mr. Furtado asked Attorney Olivo to explain why the price increase is being requested. Attorney Olivo explained that when the project began in 1998 they had ideas as to what the project would be like. As they went through the process, Mr. Sabbagh was emphatic that the market could bear a more upscale product. They decided to upgrade the project and offer more amenities. The increased price is still within the affordable limits. Mr. Dittrich asked if the developer decided to do the upgrades after the City agreed on the contract and price. Attorney Olivo said that was correct. Mr. Furtado said he disagreed with the committee changing policy. It is not the right thing to do. It would lessen the pool of individuals that would qualify.

Mrs. Neptune made a motion to deny the price increase and approve the scrivener changes. Seconded by Mr. Dittrich. Motion carried unanimously.

Respectfully submitted,

MANNY FURTADO, Chairman

SHERRI NEPTUNE

CHRISTIAN DITTRICH



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 6, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Open Space Acquisition – Terre Haute**

The Common Council Committee appointed to review open space acquisition on Terre Haute met on July 29, 2002 at 7:10 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Gallagher, Moore and Nolan. Also in attendance were Coordinator of Environmental Services Jack Kozuchowski, Executive Director of Tarrywile Park Sandy Moy, Chairman of the Tarrywile Park Authority Gerald Daly, Bill Lewis of Tarrywile Park, Council Members Levy and Basso, ex-officio and members of the public.

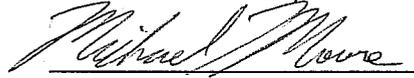
Mr. Gallagher asked Mr. Kozuchowski for the background on this request. Mr. Kozuchowski stated that late last year the previous administration asked him to put together a proposal for this property owned by Richard Lynn. The purchase of this property would allow the City to move forward in accordance with the Plan of Development to expand the park across the southern tier of Danbury. He said that the property transfer is pending until the City appropriates its share of the purchase price which will be \$76,880.00. The Department of Environmental Protection will pay 50% of the acquisition price.

Mr. Gallagher stated that the Planning Director had given a positive recommendation on the purchase of this property. Mr. Moore asked if an application of this type could be submitted at any time. Mr. Kozuchowski said applications could be submitted in the spring and the fall. Mr. Nolan asked what would happen if the Common Council fails to authorize the funds from the contingency account at this time? Mr. Kozuchowski said he could not answer that question but it would be his opinion that if the DEP saw the project moving forward they might be comfortable with the appropriation coming from next year's budget.

Mr. Moore made a motion to recommend appropriation of the necessary funding as per the certification of funds. Seconded by Mr. Nolan. Motion carried unanimously.

Respectfully submitted,

MATT GALLAGHER, Chair

A handwritten signature in cursive script, appearing to read "Michael Moore", written over a horizontal line.

MICHAEL MOORE

VINCENT NOLAN



34

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
ACTING DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

July 1, 2002

MEMO TO: Mayor Mark D. Boughton via
the Common Council

FROM: Dominic A. Setaro, Jr.
Acting Director of Finance

RE: Terre Haute Road

CERTIFICATION #4

Per Item #34 on the Common Council agenda, I hereby certify the availability of \$76,880 to be transferred from the Contingency Fund to a new Capital line item entitled, "Terre Haute Road Property" as the City's share to this land purchase per the attached request.

Should you need any additional information, feel free to give me a call.

Balance of Contingency	\$630,000
Less pending requests	- 31,000
Less this request	- <u>76,880</u>
Balance	\$522,120


Dominic A. Setaro, Jr.

DAS/jgb

Attach.



CITY OF DANBURY
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525
(203) 797-4586 (FAX)

July 30, 2002

To: Mayor Mark Boughton
Members of Common Council

From: Planning Commission

Re: 8-24 Referral – July C.C. Agenda Item 34 – Open Space Acquisition for property at Terre Haute Rd.

The Planning Commission has received a request from the Common Council for a report pursuant to CT General Statutes/Sec 8-24, regarding the above referenced item.

At the July 17, 2002 meeting, the Planning Commission made a motion to give a positive recommendation for the above referenced request based on the Planning Director's report dated July 17, 2002 this is in compliance with the Plan of Conservation & Development as it is part of the plans to expand the wilderness area at Tarrywile and is necessary for the expansion of the Ives Trail.

Sincerely,

Joseph Justino
Chairman

JJ/jr

Attachment

c: Corporation Counsel
Engineering Dept.



CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

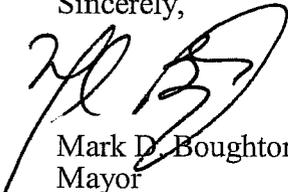
I hereby submit for your confirmation the appointment of the following individual to the Airport Commission to fill the un-expired term of Thomas Prunty with a term to expire July 1, 2003:

Paula Mirabile-Baker (R)
7 Short Lane
Danbury, CT 06810

Ms. Mirabile-Baker is a long term resident of Danbury and active in the community. She and her family live in the neighborhood above Danbury Airport.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



54

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

(203) 797-4511
FAX (203) 796-1666

July 29, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

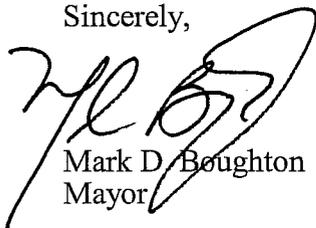
I hereby submit for your confirmation the appointment of the following individual as an Alternate Member of the Environmental Impact Commission to fill the un-expired term of Thomas P. Grace with a term to expire December 1, 2002:

Thomas Pinkham, Jr. [R]
18 Smith Street
Danbury, CT 06810

Mr. Pinkham is active in the Danbury community and is affiliated with Goodfellow-Ashmore Real Estate.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



RECEIVED

JUL 15 2002

ENGINEERING DEPT.

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

July 15, 2002

Councilman John Esposito
City Hall, 155 Deer Hill Avenue
Danbury, CT 06810

RE: Sewer Extension – 48 Woodside Avenue

Dear Councilman Esposito,

I am writing to you as Chairman of the ad hoc committee reviewing a request for sewer extension to 48 Woodside Avenue.

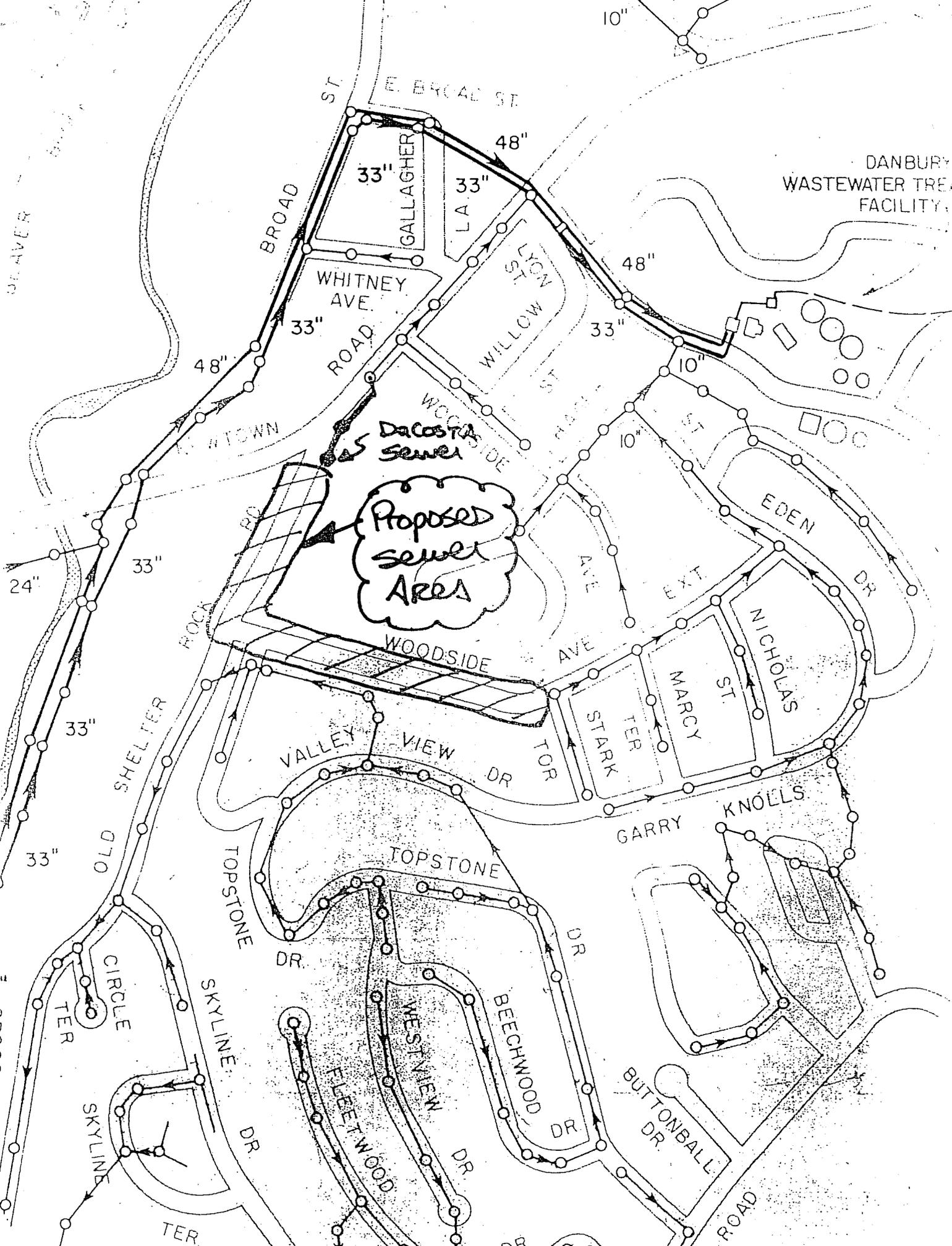
As Director of Health, I am aware of three failing sub-surface sewage in the immediate area. One is at 3 Old Shelter Rock Road and the other two are at 39 and 48 Woodside Avenue. These failures have created a public health hazard in the area bounded by Old Shelter Rock Road and Woodside Avenue that is not currently sewered. I am requesting that this area be given priority for sewer extension in order to effectively eliminate the public health hazard that is currently present.

Please also be aware that this area has a history of sewage failures combined with site conditions that make repairs difficult. The extension of public sewers will prevent what is likely to be an ongoing public health hazard.

Sincerely yours,

William Campbell
Director of Health

cc: Mark D. Boughton, Mayor
Councilwoman Pauline Basso
William Buckley, Jr., Director of Public Works
Dennis Elpern, Director of Planning
Councilman Manny Furtado
Joseph Justino, Chairman Planning Commission



DANBURY
WASTEWATER TREATMENT
FACILITY

Proposed
sewer
Area

Dacosta
Sewer

E. BROAD ST

BROAD ST

GALLAGHER

LA

WHITNEY
AVE.

LYON
ST

WILLOW
ST

WOODSIDE
ST

EDEN
DR

NICHOLAS
ST

WOODSIDE
AVE

WATER
AVE

MARCY
ST

VALLEY
VIEW
DR

TOP
DR

STARK
TER

KNOLLS

GARRY
DR

TOPSTONE
DR

TOPSTONE
DR

DR

CIRCLE
TER

SKYLINE
DR

WESTVIEW
DR

BEECHWOOD
DR

BUTTONBALL
DR

ROAD

OLD SHELTER
DR

SKYLINE
DR

TER

24"

33"

33"

33"

33"

33"

33"

33"

48"

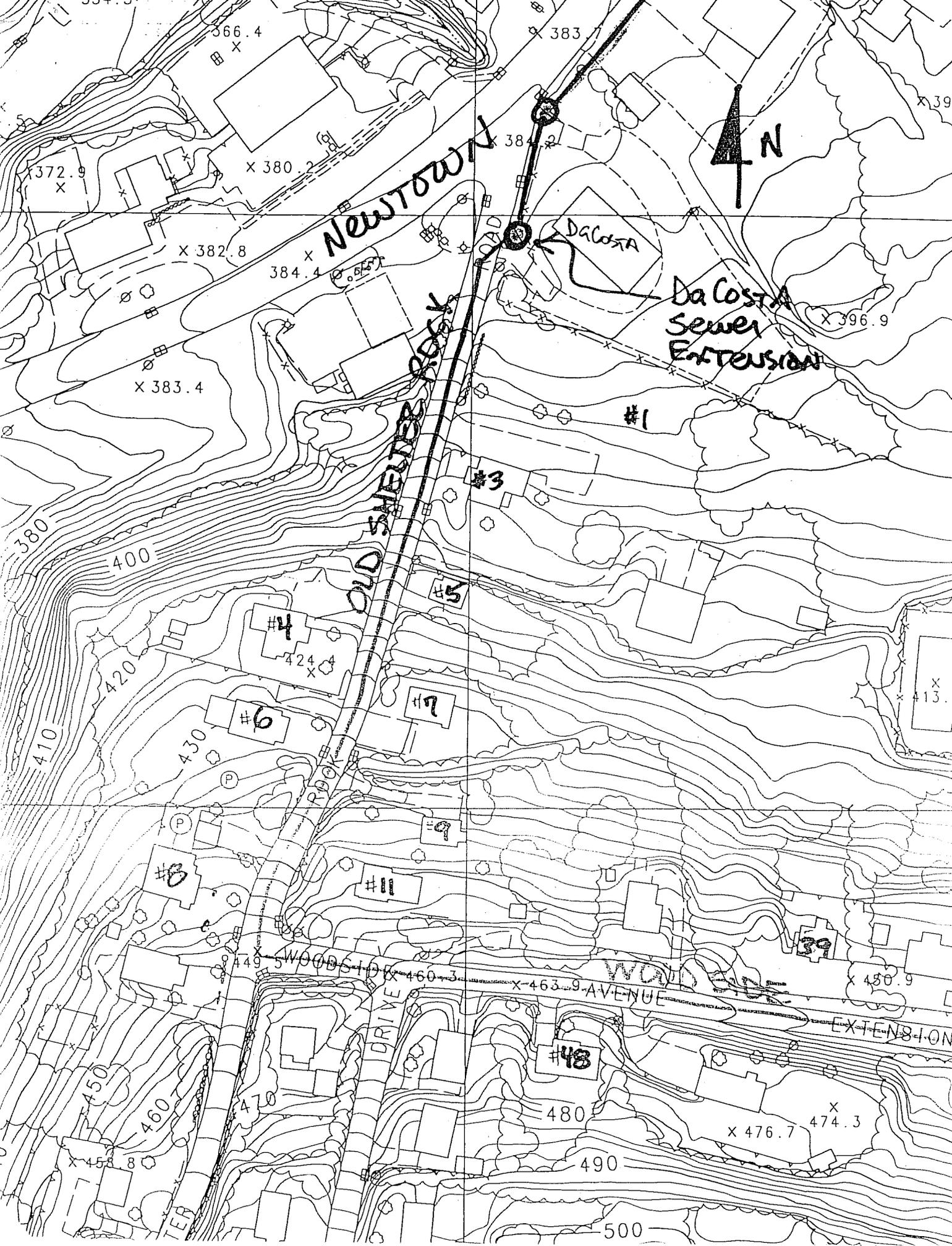
48"

48"

10"

10"

10"



NEWTOWN

OLD SHERBEE

DACOSTA

Da Costa Sewer Extension

X 380.2

X 383

X 372.9

X 382.8

X 384.4

X 383.4

X 396.9

380

400

420

410

430

424.4

X 413.

#8

#6

#7

#3

#1

#11

#9

WOODS LANE

WOODS LANE AVENUE

EXTENSION

DRINK

#48

480

X 476.7

474.3

490

500

X 458.8

460

470

TER



EXISTING
Sewer

INV
439.4

WOODSIDE

EXTENSION

DRIVE

VALLEY
VIEW

DRIVE

GARR

AVENUE

AVENUE

N 207000 N 207000

N 206500 N 206500

407.3

410

420

430

450.9

X 446.5

440

X 476.7

474.3

X 453.5

WOODSIDE Ex 452.3

470

460

500

510

X 515

510

X 518.5

X 500.4

P

P



CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

July 15, 2002

Councilman John Esposito
City Hall, 155 Deer Hill Avenue
Danbury, CT 06810

RE: Sewer Extension – 48 Woodside Avenue

Dear Councilman Esposito,

I am writing to you as Chairman of the ad hoc committee reviewing a request for sewer extension to 48 Woodside Avenue.

As Director of Health, I am aware of three failing sub-surface sewage in the immediate area. One is at 3 Old Shelter Rock Road and the other two are at 39 and 48 Woodside Avenue. These failures have created a public health hazard in the area bounded by Old Shelter Rock Road and Woodside Avenue that is not currently sewered. I am requesting that this area be given priority for sewer extension in order to effectively eliminate the public health hazard that is currently present.

Please also be aware that this area has a history of sewage failures combined with site conditions that make repairs difficult. The extension of public sewers will prevent what is likely to be an ongoing public health hazard.

Sincerely yours,

William Campbell
Director of Health

cc: Mark D. Boughton, Mayor
Councilwoman Pauline Basso
William Buckley, Jr., Director of Public Works
Dennis Elpern, Director of Planning
Councilman Manny Furtado
Joseph Justino, Chairman Planning Commission

June 10, 2002

Mr. Warren Levy
Common Council
155 Deer Hill Avenue
Danbury, CT 06810

21
J. Johnson
30590

Dear Mr. Levy,

**SUBJECT: REQUEST FOR SEWAR CONNECTION TO OLD SHELTER ROCK
ROAD PROPOSAL**

We are sending this letter in regard to the current proposal to bring city sewer to residents on Old Shelter Rock Road and our dire need to connect to this line. Our home, constructed in 1962, was built with insufficient fields to support its septic system and after a thorough examination (by Pembroke Septic), repair of this system is not an option.¹ More importantly, as a result of the failing septic system, it can become hazardous.

In view of the fact that my property has no room to create more fields and being very close to the projected sewer line with a resident in between that is also willing to connect, I reiterate the severe need to connect to the proposed line.

Should you have any questions or concerns, please feel free to call me at 798-6424 and thank you for your attention to this matter.

Sincerely,



Julius Johnson

cc: Peter Dunn
William Campbell
William Buckley, Jr., P.E.

¹ Pembroke Septic meticulously inspected all repair scenarios.

21-July
John Espo
Furtado
Basso



CITY OF DANBURY
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525
(203) 797-4586 (FAX)

July 30, 2002

To: Mayor Mark Boughton
Members of Common Council

From: Planning Commission

Re: 8-24 Referral – July C.C. Agenda Item 21 – Request for Water Extension for Old Shelter Rock Rd.

The Planning Commission has received a request from the Common Council for a report pursuant to CT General Statutes/Sec 8-24, regarding the above referenced item.

At the July 17, 2002 meeting, the Planning Commission made a motion to give a positive recommendation for the above referenced request based on the Planning Director's report dated July 17, 2002 provided the extension is constructed in a manner satisfactory to the City

Sincerely,

Joseph Justino
Chairman

JJ/jr

Attachment

c: Engineering Dept.

24 July
John Espo
Furtado
Bassu



CITY OF DANBURY
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525
(203) 797-4586 (FAX)

July 30, 2002

To: Mayor Mark Boughton
Members of Common Council

From: Planning Commission

Re: 8-24 Referral – July C.C. Agenda Item 2⁴₃ – Request for Sewer Extension at 4 Old Shelter
Rock Rd

The Planning Commission has received a request from the Common Council for a report pursuant to CT General Statutes/Sec 8-24, regarding the above referenced item.

At the July 17, 2002 meeting, the Planning Commission made a motion to give a positive recommendation for the above referenced request based on the Planning Director's report dated July 17, 2002 provided the extension is constructed in a manner satisfactory to the City

Sincerely,

Joseph Justino
Chairman

JJ/jr

Attachment

c: Engineering Dept.



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

(203)797-4652
FAX: (203)796-1526

M E M O R A N D U M

TO: Hon. Mark D. Boughton via the Common Council
FROM: Dena Diorio, Director of Finance
DATE: August 9, 2002
RE: SEWER EXTENSION – 48 WOODSIDE AVENUE CERTIFICATION #5

As per Common Council approval at its August 6, 2002 meeting, I hereby certify the availability of \$12,000 to be transferred from the Contingency Fund to the Engineering Department, "Professional Services & Fees" line item, Account #3040.5311.

Balance of Contingency	\$522,120
Less this request	<u>-12,000</u>
Balance	\$510,120

Dena Diorio

DD/jgb