

ORDINANCE CONCERNING DEVELOPMENT (April 1, 1947)

For the purposes of this ordinance, a development is a tract of land or acreage subdivided into plots for use as dwelling sites or to be sold to individual owners for various uses.

Any property owner, promoter, agent or persons interested in the subdivision and sale of land wholly or in part in the Town of Prospect shall comply with this ordinance.

The Board of Selectmen may accept any road which connects with any existing town road or with any state road, which shall have been constructed in such manner that the Board of Selectmen shall find it for the interest of the Town of Prospect to accept the same as a town road and it shall thereafter be subject to all provisions governing town roads, subject to such qualifications as may be provided in this ordinance.

The road must have a right of way not less than fifty feet wide with drainage rights where necessary, through or across abutting property so as to provide for the flow of surface water or for subsurface drains.

Maps shall be prepared and must be recorded in the Town records showing grade, elevation, width, and length, by the person or persons wishing to have the town accept same, and the maps must be approved by the Board of Selectmen before recording.

It shall also be required to drain, grade, and install necessary culverts and base, and construct a gravel surface of not less than eighteen feet in width with the cuts properly sloped and shoulders on fills not less than three feet in width. The depth of gravel shall be sufficient to stabilize road so that it will be durable under all weather conditions.

Roads when completed shall be surfaced with two coats of bituminous material either tar or asphalt.

It shall be left with the Board of Selectmen to see that the above articles of this ordinance be complied with before accepting any road in the Town of Prospect.

Nothing herein shall be construed to vary the requirements of law as fixed by the General Statutes of Connecticut for the opening of highways to public use.

AMENDMENT TO ORDINANCE CONCERNING DEVELOPMENT (September 20, 1951)

Nothing herein shall prevent the Town of Prospect, upon the recommendation of the Board of Selectmen from accepting any highway that was in existence prior to the passage of this ordinance.

ORDINANCE CONCERNING SALE OF FIREWORKS (May 10, 1949)

To permit any non-profit organization, having first obtained written permission from the Board of Selectmen to sell fireworks in the said Town of Prospect.

ORDINANCE CONCERNING DRAINING OF PRIVATE PROPERTY ONTO TOWN HIGHWAYS, BUILDING OF PRIVATE DRIVEWAYS CONNECTING TO TOWN HIGHWAYS: PLANTING AND PLOWING IN THE RIGHT-OF-WAY ALONG TOWN HIGHWAYS. (July 8, 1952)

No person shall collect and discharge or drain surface or cellar water from private property on to any Town highway except by ditch, pipe, conduit or other channel, the mouth of which shall empty directly into a public drainage system serving such highway.

No driveway connecting with any Town Highway shall be constructed or established until plans have been submitted to and approved by, the Board of Selectmen, by the owner of the driveway area, which plans shall be so designated that such construction or establishment shall not interfere with the use and effective operation of any public drainage system existing on or in close proximity to the intersection of such driveway and such highway.

No person shall plow, plant, grade or cultivate within the legal limits of any Town highway in such manner as to; (a) Fill up or obstruct the drainage system of such highway; (b) Cast or deposit earth, stones, or debris of any kind on, or encroach upon, the traveled portion thereof; (c) Create a condition within said limits which constitutes a public hazard.

The violation of any provision of the foregoing Ordinances shall be a misdemeanor and any person, upon conviction, shall be fined not more than \$25.00 for each violation.

ORDINANCE CONCERNING SEWAGE DISPOSAL (October 17, 1953)

No sewage disposal system shall hereafter be constructed or rebuilt in the Town of Prospect unless it complies with the State Sanitary Code regulation.

No sewage disposal system shall hereafter be constructed or rebuilt unless a permit is obtained from the health officer or inspector. This permit will be granted upon the fee of \$6.00 which will cover both the preliminary inspection as to plans and the final inspection after work is completed.

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2 ORDINANCE CONCERNING SALE OF FIREWORKS - (May 10, 1949))

To permit any non-profit organization, having first obtained) written permission from the Board of Selectman to sell fire-) works in the said Town of Prospect.)

Delete:

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ORDINANCE CONCERNING DRAINING OF PRIVATE PROPERTY.
(July 8, 1952)

Paragraph 3: Add the word "snow":

No person shall plow, plant, grade or cultivate within the legal limits of any Town highway in such manner as to:

- (a) fill up or obstruct the drainage system of such highway;
- (b) cast or deposit earth, stones, SNOW or debris of any kind on or encroach upon, the traveled portion thereof:

ORDINANCE GOVERNING SESSIONS FOR ADMISSION OF ELECTORS (August 16, 1955)

To adopt an ordinance and regulations governing the sessions for admission of electors as permitted by Section 408C of the 1953 Supplement to the General Statutes.

ORDINANCE AUTHORIZING USE OF STATE GRANTS FOR TOWN ROAD MAINTENANCE
(April 1, 1957)

The Board of Selectmen of the Town of Prospect is authorized to accept grants of the State of Connecticut to the Town of Prospect for the repair, construction, upkeep and maintenance of the Town needs without the necessity of a Special Town Meeting being called by the Board of Selectmen to authorize the acceptance of such funds.

ORDINANCE CREATING A PLANNING COMMISSION (January 11, 1958)

- Sec. 1** - Under and pursuant to the provisions of Chapter 45 of the General Statutes, Revision of 1949, as amended, there is hereby created, within and for the Town of Prospect a Planning Commission, and the provisions of said Chapter 45, being Sections 853 to 862 inclusive of the General Statutes, Revision of 1949, and amendments thereto, are hereby adopted for the Town of Prospect.
- Sec. 2** - The Planning Commission shall consist of five (5) members who shall be electors holding no salaried municipal office, and whose term of office, and method of election shall be fixed by Section 3 of this ordinance, together with ex-officio members as provided by Section 854 of the General Statutes, Revision of 1949. No member shall receive compensation for his services as such.
- Sec. 3** - At the Town Meeting at which this Ordinance is adopted, and immediately following its adoption, there shall be chosen on nomination from the floor, by majority vote of the qualified voters present and voting, the original five (5) members of the Commission, one to serve until the next succeeding Annual Town Meeting; one to serve until the second succeeding Annual Town Meeting; one to serve until the third succeeding Annual Town Meeting; one to serve until the fourth succeeding Annual Town Meeting; one to serve until the fifth succeeding Annual Town Meeting. At each Annual Town Meeting, after the Town Meeting at which this Ordinance is adopted, the Town shall choose on nomination from the floor, by majority vote of the qualified voters present, and voting, one new member to succeed the member whose term shall expire to serve until the fifth succeeding Annual Town meeting, so that the term of one member shall expire in each year.

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Revisions to Present Ordinances as voted March 8, 1971 - Town Council

3 ORDINANCE AUTHORIZING USE OF STATE GRANTS FOR TOWN ROAD MAINTENANCE
Substitute "Town Council" for "Board of Selectmen" April 1, 1957

The TOWN COUNCIL of the Town of Prospect is authorized to accept grants of the State of Connecticut to the Town of Prospect for the repair, construction, upkeep and maintenance of the Town needs without the necessity of a Special Town Meeting being called by the TOWN COUNCIL to authorize the acceptance of such funds.

Sec. 4 - All rights and powers conferred, and duties and obligations imposed by the provisions of Chapter 45 of the General Statutes, Revision of 1949, as the same shall from time to time be amended, or by any other General Statutes upon Municipal Planning Commissions, shall be conferred or imposed upon the Planning Commission established by this Ordinance.

Sec. 5 - This ordinance shall take effect upon its adoption.

Adopted on January 11, 1958 with the exceptions of Sections 390D and 391D.

ORDINANCE CONCERNING BAZAARS AND RAFFLES (November 4, 1958)

Ordinance for allowing bazaars and raffles was voted on by the townspeople of Prospect in the election held on November 4, 1958.

The question of adopting Sections 291D to 307D of the 1955 supplement to the General Statutes, pursuant to the provisions of Public Law 378.

The question on the voting machine will be: "For allowing the operation of bazaars and raffles", "Yes" or "No".

ORDINANCE CONCERNING CONSTRUCTION OF ROAD BUILDING (August 27, 1959)

Any private individual Company or Corporation who shall build, or cause to be built, a road in the Town of Prospect shall furnish the Town of Prospect with a performance bond equal to the cost of the construction of the road, the installation of storm sewers, catch basin, or any other condition set forth by the Board of Selectmen in the construction and maintenance of said road. The bond must remain in force one year(1) from the date that the road is completed. Any condition which exists during this time, must be repaired by said contractor. If the contractor does not comply after a ten (10) day notice, the bond will then be forfeited, and the Town will then perform the maintenance.

ORDINANCE CONCERNING SANITATION FACILITIES (August 27, 1959)

Sec. 1 - No dwelling, apartment, boarding house, hotel or commercial building shall be constructed in the Town of Prospect unless the sewerage facilities are approved by the Health Officer or an inspector appointed by the Board of Selectmen. The sewerage facilities must meet the requirements of the Sanitary Code of the State of Connecticut

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Revisions to Present Ordinances as voted March 8, 1971 - Town Council

ORDINANCE CONCERNING BAZAARS AND RAFFLES (November 4, 1958)

Change "voted on" to "adopted":

Ordinance for allowing bazaars and raffles was (voted on) ADOPTED by the townspeople of Prospect in the election held on November 4, 1958.

Delete "The question of adopting" and add "adopted":

(The question of adopting) Sections 291D to 307D of the 1955 Supplement to the General Statutes, pursuant to the provisions of Public Law 378 ADOPTED.

Delete the following:

(The question on the voting machine will be: "For allowing the operation of bazaars and raffles". "Yes" or "No".)

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Revisions to Present Ordinances as voted March 8, 1971

page 4 ORDINANCE CONCERNING SANITATION FACILITIES (August 27, 1959)

Change "Board of Selectmen" to "Health Officer"

Sec. 1

No dwelling . . . unless the sewage facilities are approved by the Health Officer or an inspector appointed by the (Board of Selectmen) HEALTH OFFICER.

page 5 Change "Board of Selectmen" to "Health Officer"

Sec. 4

The sufficiency of the sanitation facilities shall be determined by the local health officer or an inspector appointed by the (Board of Selectmen) HEALTH OFFICER.

PUBLIC HEALTH CODE -

The Town of Prospect accepts Public Health Code Regulations in accordance with Sections 19-13-G2 through 19-13-G8 and adopts same as local ordinance. Penalty for violation of the same shall be a minimum of \$15.00 and a maximum of \$100.00.

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- Sec. 2 - All applications for approval shall be accompanied by a plan of the proposed sewerage facilities.
- Sec. 3 - Any owner or agent of any building or trailer who shall violate any provision of this ordinance shall be fined not more than \$25.00 on each count.
- Sec. 4 - No trailer, or trailers shall be allowed to remain parked without having sanitary facilities sufficient to take care of proper sanitation. The sufficiency of the sanitation facilities shall be determined by the local health officer or inspector appointed by the Board of Selectmen.

* ORDINANCE ACCEPTING PROVISIONS OF REGIONAL PLANNING (August 27, 1959)

To consider and act upon the adoption of an ordinance upon which the Town of Prospect would accept the provisions of the Regional Planning Enabling Legislation of the State of Connecticut, Chapter 127 of the 1958 Provisions of the General Statutes, and would join in the creation of the Regional Planning Authority for the Central Naugatuck Planning Region.

ORDINANCE CONCERNING LICENSING OF PEDDLERS IN THE TOWN OF PROSPECT
(August 27, 1959)

- Sec. 1 - No person, firm, or corporation except those exempt by the Statutes of the State, shall sell or offer for sale, within the town, any groceries, provisions, fruits or any article of food, or any goods, ware or merchandise, unless he shall have obtained a license to do so from the First Selectman. This section, however, shall not apply to occupants of stores or shops within the town. Nothing in this ordinance shall be construed to prohibit, or to require a license for, the sale of merchandise of butchers, dairymen, bakers, grocers, or other tradesmen having an established place of business in the Town of Prospect.
- Sec. 2 - The fee for such license shall be payable to the Treasurer, Town of Prospect, and proper credentials will be provided by the First Selectman.
- Sec. 3 - The fee for residents for such license shall be Five (5.00) dollars for each year; for non-residents, the fee shall be fifteen (\$15.00) dollars per year.
- Sec. 4 - The word "Residents" for the purpose of this Ordinance shall be construed to mean and include all persons both principals and agents who shall have actually resided in the State of Connecticut one year and the Town of Prospect six months next before application is made for such license.
- Sec. 5 - Penalty--Any person, firm, or corporation, upon conviction for a violation of this Ordinance shall be punished by a fine of not more than Twenty-five (\$25.00) dollars or imprisonment not exceeding ten (10) days or both.

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Revisions to Present Ordinances as voted March 8, 1971

page 5 ORDINANCE CONCERNING LICENSING OF PEDDLERS IN THE TOWN OF PROSPECT

Sec. 3 - Change \$15.00 to \$25.00

. . . for non-residents, the fee shall be Twenty-five dollars (\$25.00) per year.

Sec. 5 - Change \$25.00 to \$50.00

Penalty - - Any person, firm or corporation, upon conviction for a violation of this ordinance shall be punished by a fine of not more than Fifty (\$50.00) dollars or imprisonment not exceeding ten (10) days or both.

ORDINANCE CONCERNING BUILDING PERMITS (September 24, 1959)

Any person, company, or corporation who shall construct or alter a building must apply to the Board of Selectmen for a Building Permit.

Building permits shall be required for all construction or alterations whose costs shall exceed \$200.00.

The application of said Building Permit shall state the cost, size and type of construction.

This Building Permit shall not, in any way, regulate the size, location or the type of construction.

Building Permits shall also be required for the removal or demolition on any building whose assessed value is \$200.00 or more.

The cost of this building permit shall be \$1.00 per building unit or alteration.

ORDINANCE CONCERNING CIVIL DEFENSE

Section 28-5 General Statutes State of Connecticut
1958 Revision

Section (c) - In accordance with the state civil defense plan and program, the director shall institute such training programs and public information programs and shall take all other preparatory steps, including the partial or full mobilization of civil defense forces in advance of actual disaster as may be necessary to the prompt and effective operation of the state civil defense plan in time of emergency. He may from time to time, conduct such practice blackouts or radio silences as may be authorized by the United States army or its duly designated agency, and may conduct such practice air raid alerts or other civil defense exercises as he may deem necessary.

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Revisions to Present Ordinances as voted March 8, 1971

page 6 ORDINANCE CONCERNING BUILDING PERMITS (September 24, 1959)

Change "Board of Selectmen" to "Building Inspector"

Any person, company or corporation who shall construct or alter a building must apply to the (Board of Selectmen) BUILDING INSPECTOR for a Building Permit.

TRAILER ORDINANCE FOR THE TOWN OF PROSPECT, CONNECTICUT

PREAMBLE: This ordinance is enacted according to authority granted in Chapter 98 of the Connecticut General Statutes, 1958 Revision, as amended, for the maintenance of safe and sanitary trailer housing and to insure the protection of the health, peace and welfare of the residents of the Town of Prospect.

SECTION 1: DEFINITIONS

As used in this ordinance, the following words shall have the following respective definitions:

- A. "Trailer," "trailer coach" or "mobile home" shall be deemed to be any vehicle which is used as sleeping or living quarters, which is or may be mounted on wheels, and is or may be propelled either by its own power or by another power-driven vehicle to which it may be attached.
- B. "Trailer park" shall be deemed to be any lot or parcel of land which is used or permitted to be used for the parking of an occupied trailer or trailers.
- C. "Individual trailer" shall be any trailer which is the only one on a lot or parcel of land at least one-half acre in size.
- D. "Trailer space" shall be deemed to be that section of ground in a trailer park used or designed for use as a location for a single automobile and trailer, trailer coach or mobile home.
- E. "Permittee" shall be deemed to be any person, firm or corporation receiving a permit to conduct or maintain a trailer park.

SECTION II ISSUANCE OF PERMITS

- A. After passage of this ordinance, no person, firm or corporation shall establish, maintain, conduct or operate any trailer park within the limits of the Town of Prospect without having first obtained a permit. All trailer parks in existence upon the effective date of this ordinance shall within ninety(90) days thereafter obtain such permit, and shall comply with the requirements of this ordinance, except that the licensing authority shall, upon application of a park operator, waive all "Requirements" in Section III of this ordinance except Subsections A(2, 3, 4), E, F, G, H, I, J, L, M, N, O, P and Q. Any increase of number of trailer spaces in existing trailer parks shall not be granted such waiver.
- B. Procedure: 1) Application to conduct or maintain a trailer park shall be made on a blank form furnished for that purpose by the Town Clerk. The applicant shall file with this application proof of ownership of the premises or of a lease or written permission from the owner thereof, together with a complete plan, drawn to scale of 1" = 40' - 0", by a licensed engineer, showing the proposed trailer park, the location and dimensions of the trailer spaces, the location of streets, the location of water supply, the location of septic tanks and seepage fields, and the location of the service building or buildings.
2) No application shall be approved until the following steps have been completed:
 - a) Approval of the plan by the Prospect Planning Commission.

- b) Approval as to sanitary facilities must be given by the Health Officer of the Town of Prospect or his designated agent; as to roads, drainage and layout by the Planning Commission; and as to fire safety by the local Fire Marshal. The Board of Selectmen, with the Health Officer and/or Fire Marshal if necessary, may, if deemed necessary by the Board of Selectmen, hold a public hearing upon such application.
 - c) Upon determination that the proposed trailer park would meet all the requirements of this ordinance if constructed according to the plan, the hereinbefore named officers shall give conditional approval to the application together with a written statement to the applicant to proceed with site improvements.
 - d) Upon completion of site improvements, inspection by the hereinbefore named officers, and their determination that all requirements of this ordinance have been met, said officers shall give final approval to the application and shall certify in writing to the Town Clerk that the requirements of this ordinance have been met.
 - e) An operator's permit shall be issued by the Town Clerk.
- C. Permit obtained from the Town Clerk shall be for the calendar year or any part thereof, ending December 31 of each calendar year. Renewal permits shall be obtained during the month of December for the next year following.
- D. The permittee shall pay to the Town Clerk the following as the annual fee, or the proper proportionate part thereof, for a permit to operate a trailer park:
- 1) For the first fifteen thousand (15,000) square feet of area upon which such trailer park is to be operated: \$50.00.
 - 2) For each additional five thousand (5,00) square feet or fraction thereof upon which such trailer park is to be operated: \$6.00.
- One dollar (\$1.00) of the permit fee is to be retained by the Town Clerk, the balance to be paid to the Town Treasurer each month.
- E. Posting of Permit: The permit which shall be issued pursuant to the provisions of this ordinance shall be at all times posted in a conspicuous place on the premises at which any trailer park is operated.

SECTION III: REQUIREMENTS

A. Limitations

- 1) A site proposed for a trailer park shall be at least 5 acres. No trailer or trailer park shall be permitted within 300 yards of a church, school, public library, fire station, theater, or other place of public assembly.
- 2) No person, firm or corporation permitted to operate a trailer park shall allow the parking of trailers in excess of the number specified in the application and permit under which the trailer park is operated, until space and sanitary facilities approved by the Health Officer are provided.

- 3) The permittee shall not admit trailers to trailer parks nor permit the parking of trailers if the population per trailer jeopardizes public health, in the opinion of the Health Officer.
- 4) No trailer shall be permitted to be occupied as a dwelling unless it is equipped with running water and sanitary facilities, bath and toilet.
- B. Trailer Space: No trailer shall be:
- 1) Parked within thirty-five (35) feet of any trailer space line.
 - 2) Parked on any trailer space less than ten thousand (10,000) square feet in area, no dimension of which shall be less than eighty (80) feet.
- C. Roads: All trailer spaces shall be grouped in blocks abutting roads which shall be at least 50' - 0" wide and shall conform in all respects to specifications required by the Board of Selectmen for roads. All trailer park roads shall be open to duly authorized officers and officials of the Town or State on official business. The maximum speed on all roads in trailer parks shall be ten (10) miles per hour.
- D. Parking: Off-street parking shall be provided in the amount of at least 450 square feet per trailer space. The space may be provided anywhere off the traveled portion of roads within the trailer park.
- E. Lighting: Street lights of not less than 2,500 lumens each shall be installed not more than 300 feet apart.
- F. Grading and Drainage: The park shall be located on a site graded to insure drainage of surface water, sub-surface water, and sewage, and freedom from stagnant pools.
- 1) Provisions shall be made to dispose of surface water which now drains naturally into the park from adjoining properties, with proper allowance for the increased flow due to future developments.
 - 2) A complete storm drainage system shall be installed, including head-walls, piping, catch basins and man-holes with outfall to a natural watercourse or existing storm drainage system.
- G. Water Supply: An adequate, safe and potable supply of water under a minimum of 25 pounds per square inch pressure at all times shall be provided for each trailer space. The water source shall be capable of producing at least 125 gallons per trailer per day. Each trailer space shall be provided with a separate water outlet. Tank storage facilities of at least 50 gallons per trailer shall be provided in the water system. The water system shall be installed in compliance with the Sanitary Code of the Connecticut Department of Health.
- H. Sewage Disposal: Each trailer space shall be provided with sewerage connection to a system which meets the requirements of the Sanitary Code of the Connecticut Department of Health.

Seepage tests, made in accordance with the procedures recommended by the Connecticut Department of Health, shall be required in areas served by sub-surface sewage disposal systems. A statement showing the results of these tests, and the soil conditions, signed by a professional engineer licensed by the State of Connecticut, shall be submitted in triplicate with the application.

- I. Refuse Disposal: The storage, collection and disposal of refuse in the trailer park shall be so managed by the permittee as to create no health hazards, rodent harborage, insect-breeding areas, accident hazards or air pollution.
- J. Electricity: Each trailer space shall be provided with an electrical outlet fed by underground wires, separately metered. All electrical work shall be in conformity with the National Fire Protection Association National Electrical Code, pamphlet No. 501, edition of 1952, as amended.
- K. Fire Protection: Fire extinguishers shall be provided as required by the local Fire Marshal. No open fires shall be permitted except in specified areas approved by the local Fire Marshal.
- L. Service Building: Each trailer park shall be equipped with one or more service buildings containing therein at least one flush-type toilet for each sex, one lavatory for each sex and suitable laundry facilities, and may contain indoor recreation space.
- M. Recreation Area: Suitable outdoor recreation area shall be provided, which shall be approved by the Planning Commission.
- N. Communicable Diseases: Every owner, operator, attendant or other person operating a trailer park shall notify the Health Officer immediately of any suspected communicable or contagious disease within the trailer park.
- O. Registration: Each permittee shall keep a written record which shall contain the date of arrival, State and license number of automobile and trailer; make, year, serial number and length of trailer; and name of occupant.
- P. Taxation: Each permittee shall keep a written record which shall contain taxation information. Said record shall be filed with the Board of Assessors of the Town of Prospect under oath, between the first and the thirty-first day of October each year, giving the State and license number of each motor vehicle and each trailer, and the make, year, serial number and length of each trailer parked and registered at the trailer park on the first day of October of that year. The permittee shall require that a trailer owner whose trailer was parked in his trailer park on October 1 next preceding shall present a receipted bill before leaving the park.
- Q. Posting of Ordinance: Each permittee operating a trailer park shall cause a legible copy of this ordinance to be posted and kept posted at all times in a conspicuous place at such park.
- R. Certificate of Occupancy: Whether located in a trailer park or as a single trailer on a single lot, it shall be unlawful to use or permit the use of any trailer, hereinafter located in the Town of Prospect, until a Certificate of Occupancy shall have been issued showing that such trailer is in conformity with the provisions of this ordinance. A Certificate of Occupancy shall be issued by the Health Officer, or his duly authorized agent upon the satisfactory compliance with the provisions of this ordinance.

SECTION IV. INDIVIDUAL TRAILERS

- A. The owner of an individual trailer shall be granted a temporary permit for one month. The Board of Selectmen may also authorize the issuance of a temporary permit for a single trailer used in connection with a construction job only, requiring the use of such temporary facility. Such temporary permit shall not be granted for a period to exceed six months. The permit

whether issued for a one or six months period shall be granted only upon satisfaction of the requirements of Section III, Subsections A(1,3,4), B(1), G (with the exception of the water storage requirement), H and I of this ordinance.

- B. The fee for a one month permit for an individual trailer shall be ten dollars(10.00)and for a six months permit shall be twenty dollars(20.00)
- C. On and after the effective date of this ordinance, no single trailer shall be permitted in the Town except upon the temporary basis as hereinabove written, provided that, any owner of a trailer being used for dwelling purposes under a lawfully issued permit on the effective date of this ordinance, may renew said permit to maintain said trailer as then located, for further periods of one(1) year each, upon paying an annual license fee of Twenty-five dollars (\$25.00) and presenting a certificate signed by the Health Officer of the Town of Prospect, or his duly authorized representative, certifying that all applicable sanitary and sewage disposal regulations have been satisfied by the applicant for the renewal permit.

SECTION V. PENALTIES

- A. Any person who shall violate any provision of this ordinance, or any provision of any regulation adopted by the Health Officer pursuant to authority granted by this ordinance, shall upon conviction be punished by a fine of not more than one hundred dollars (\$100.00); and each day's failure to comply shall constitute a separate violation.
- B. The Board of Selectmen of the Town of Prospect shall revoke any permit to maintain a trailer park when the permittee has been found guilty by court of competent jurisdiction of violating any provision of this ordinance. Said Board shall recommend that such permit be reissued upon evidence that the circumstances leading to the conviction has been remedied.

SECTION VI. SEPARABILITY

- A. Each and every provision of this ordinance shall be deemed a separate, distinct and independent provision, and the invalidity of any provision or section thereof shall not affect the validity of the remaining sections or provisions of this ordinance.

SECTION VII. EFFECTIVE DATE

- A. This ordinance shall take effect upon its passage.

ORDINANCE CONCERNING CUTTING OF BRUSH ON HIGHWAY (February 16, 1961)

The ordinance passed at a Town Meeting on October 4, 1920 that "all property owners be compelled to cut brush on the Highway according to law" is repealed.

ORDINANCE CONCERNING THE PLANNING COMMISSION (August 1, 1961)

The Planning Commission of the Town of Prospect is designated The Prospect Planning and Zoning Commission, having the powers and duties of both a planning and zoning commission, in accordance with Chapter 124, Section 8-4A of the Connecticut General Statutes.

ORDINANCE CONCERNING ZONING BOARD OF APPEALS (August 1, 1961)

The Zoning Board of Appeals of the Town of Prospect is created in accordance with Chapter 124 of the General Statutes of the State of Connecticut.

ORDINANCE CONCERNING SALE OF ALCOHOLIC LIQUOR AND BEER
(August 3, 1961)

Ordinance permitting the sale of alcoholic liquor and beer (in accordance with Section 30-10 of the General Statutes of Connecticut, revision of 1958) was voted by the townspeople at the Special Election held August 3, 1961.

ORDINANCE CONCERNING THE SALE OF ALCOHOLIC LIQUOR ON SUNDAYS
(December 18, 1961)

Whereas the sale of alcoholic beverages is permitted in the Town of Prospect and whereas the General Statutes of Connecticut permit upon certain action the sale of beverages on Sunday; Now therefore be it ordained by the Town Meeting of the Town of Prospect that the sale, dispensing and consumption of alcoholic liquor in places operating under hotel, restaurant and club permits be and hereby is lawful on Sunday between the hours of twelve o'clock noon and nine o'clock in the evening.

ZONING REGULATIONS (September 26, 1962)

Pursuant to the provisions of Section 8-3 of the General Statutes of the State of Connecticut, the Prospect Planning and Zoning Commission at its meeting on September 19, 1962 adopted the Zoning Regulations for the Town of Prospect. Effective date of said regulations is September 26, 1962, 12:00 noon.

ORDINANCE CONCERNING BUILDING PERMITS (December 3, 1962)

Amendment to ordinance adopted September 24, 1959 concerning building permits. Any building permit issued shall be valid for one (1) year from the date of issue. Building permits issued before the effective date of this amendment shall be valid for one (1) year from the effective date of this amendment.

ORDINANCE CONCERNING ROAD BUILDING (April 13, 1964)

Amendment to the ordinance concerning construction of road building adopted August 27, 1959. Any private individual Company or Corporation who shall build or cause to be built, a road in the Town of Prospect shall furnish the Town of Prospect with a performance bond equal to the cost of the construction of the road, the installation of storm sewers, catch basin, or any other condition set forth by the Board of Selectmen in the construction and said maintenance of said road. Ten (10) percent of the bond must remain in force one (1) year from the date that the road is accepted by the Town of Prospect. Any condition which exists during this time, must be repaired by said contractors. If the contractor does not comply after a ten (10) day notice, the bond will then be forfeited, and the Town will then perform the maintenance.

SPECIAL ACT 231 - Vol. XXX Page 168, 1961 SESSION OF THE
GENERAL ASSEMBLY

AN ACT VALIDATING CERTAIN PROPERTY TAX PAYMENTS IN THE TOWN OF PROSPECT.

All payments on delinquent property taxes for the list year of October 1957, and all prior list years, accepted, on or before the effective date of this act, by the Tax Collector of the Town of Prospect as payment in full for taxes accruing in such list years, which property tax payments should have included interest for delinquent payment, shall be validated, and all claims of the Town of Prospect to such interest are void and unenforceable, provided a majority of the voters of said Town present and voting at a Town Meeting warned for the purpose to approve such action. Approved June 14, 1961.

ORDINANCE CONCERNING BUILDING CODE

(April 26, 1966)

The Town of Prospect adopted The Basic Building Code of the State of Connecticut in accordance with Revision of 1958 of the Connecticut State Statutes, Chapter 354, Section 19-395.

ADYENDMENT TO BASIC BUILDING CODE

(April 26, 1966)

The Town of Prospect adopted the Admendment to Basic Building Code Adopted April 26, 1965 to read, "The requirement of the heating system will include control of Fahrenheit degrees between 0 and 80.

ORDINANCE CONCERNING CREATING OF REGIONAL COUNCIL OF ELECTED OFFICIALS

ADOPTED BY THE PROSPECT TOWN COUNCIL

(August 3, 1970)

The Town of Prospect does hereby join with such of the Towns, Cities, within its planning region as defined by the director of the office of state planning, as may enact a similar ordinance, to create a REGIONAL COUNCIL OF ELECTED OFFICIALS as said Council is defined by Sections 32-7a, 32-7b, 32-7c and 32-7d of the General Statutes of Connecticut.

The representative to said Regional Council shall be the Chief Administrative Officer.

The Regional Council shall have such powers, purposes, responsibilities and duties as stated in Section 32-7a, 32-7b, 32-7c and 32-7d of the General Statutes of Connecticut.

PUBLIC HEALTH CODE REGULATIONS
Adopted by the Clean Air Commission,

3, 8/71

GOVERNING OPEN BURNING

Sec. 19-13-G2. As used in sections 19-13-G2 to 19-13-G8, inclusive, "open burning" is burning done under such conditions that the products of combustion are emitted directly into the ambient air space. "Open burning" shall include burning done in simple outdoor structures, receptacles or other devices which are designed principally to contain the materials being burned or to minimize the risk of fire and which do not provide effective control of the air pollutants generated.

Sec. 19-13-G3. Subject to the provisions of sections 19-13-G6, 19-13-G7 and 19-13-G8, no person, including industrial and commercial establishments, shall initiate open burning in any public or private area outside any building without first acquiring a permit from the appropriate local authority enforcing air pollution control standards, hereinafter referred to as the "local authority". A permit shall be applicable only for the occasion or circumstance, as the case may be, for which the application is approved; a new permit shall be required for all contemplated open burning not sanctioned by an existing permit. Open burning initiated in violation of this regulation shall be promptly extinguished by the individual or individuals responsible for the same upon notice from the local authority.

Sec. 19-13-G4. Each local authority shall establish its own procedures for applying for an open burning permit. Permits shall not be issued if the local authority determines that (1) a hazardous health condition will be created by such burning, (2) a salvage operation by open burning will be conducted, or (3) a practical alternate method is available for the disposal of the material to be burned.

Sec. 19-13-G5. Permits may be issued by the local authority subject to any written conditions which either it or the appropriate state authority deems necessary (1) to prevent the creation of excessive smoke, (2) to protect property, or (3) to protect the health, safety or comfort of the public.

Sec. 19-13-G6. Subject to the provisions of section 19-13-G8, open burning may be conducted under the following circumstances without first acquiring a permit as required by section 19-13-G3, provided local governmental authorities may enact ordinances or issue regulations controlling any one or more of such conditions: (1) Open burning for the instruction of public fire fighters or industrial employees under the supervision of a properly designated training officer; (2) open burning required in the performance of an official duty of any public office if fire is necessary to thwart or prevent a hazard which cannot be properly managed by any other means or is necessary for the protection of public health; (3) open burning used for the cooking of food, provided no smoke violation or other nuisance is created; (4) open burning used for recreational purposes, e.g., campfires, provided no smoke violation or other nuisance is created; (5) open burning in salamanders or other devices used by construction or other workers for heating purposes, provided no smoke violation or other nuisance is created, and small fires kindled by contractors essential to street installation or paving activities, the repairing of utilities, or other similar work.

Sec. 19-13-G7. Subject to the provisions of section 19-13-G8, private individuals residing in communities of less than five thousand, according to the most recent federal census, shall be exempt from the requirements of sections 19-13-G2 to 19-13-G6, inclusive.

Sec. 19-13-G8. During the existence of an air pollution alert declared by the State Commissioner of Health, and irrespective of whether a permit is then in existence, only open burning of the type described in subdivision (2) of section 19-13-G6 may be done without the written permission of the commissioner or his designated agent.

Approved by the Clean Air Commission on June 1, 1970.
Effective Date - October 22, 1970.

Add: "Penalty for violation of the above ordinance shall be not less than \$15.00 nor more than \$100.00"

Approved by the Prospect Town Council, March 8, 1971

September 14, 1971

ORDINANCE CONCERNING SOLICITATION

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPECT:

Section 1.

It shall be unlawful for any person over 16 years of age to solicit orders of purchase for future delivery of any goods, wares or merchandise, including magazines and other printed matter, from door to door or on any street or highway within, or by telephone from and within the Town of Prospect, without first registering with the Chief of Police of the Town of Prospect and having his credentials stamped as provided in Sections 2 and 3 hereof. Registration shall not constitute a permit to enter privately policed areas.

Section 2.

An applicant for permission to solicit orders hereunder shall complete an application blank provided by such Chief of Police, which application blank shall contain the following information:

- (a) Name, home address and local address, if any, of the applicant;
- (b) Physical description of the applicant, setting forth applicant's age, height, weight, color of hair and eyes;
- (c) Name and address of the person, firm or corporation for whom or through whom orders are to be solicited or cleared;
- (d) Nature of the goods, wares or merchandise for which orders are to be solicited;
- (e) A statement as to whether the applicant has been arrested or convicted of any crime or misdemeanor, and if so, what;
- (f) A statement as to the period during which the applicant intends to solicit orders.

The applicant, at the time of executing such application blank, shall also submit identification satisfactory to the Chief of Police which shall contain a specimen of the applicant's signature.

Section 3.

Upon compliance by the applicant with the provisions of Section 2 hereof and the payment of a license fee of \$5.00 for residents and \$25.00 for non-residents in advance by the licensee to the Chief of Police of the Town of Prospect, said Chief of Police shall thereupon stamp the credentials of the applicant, which credentials shall set forth the name and address of the applicant and of his employer, if any, the nature of the goods, wares or merchandise for which orders are to be solicited and the period during which the applicant may solicit orders, which shall not exceed one year, provided, however, that the Chief of Police shall not be required to grant such permission to any person who shall have been convicted of any crime or misdemeanor involving moral turpitude or of any violation of this ordinance.

Section 4.

Stamped credentials shall be non-transferable and shall entitle the holder thereof, for the period indicated therein, unless revoked, to solicit orders within the Town of Prospect for the purchase of the goods, wares or merchandise specified in his application, provided that the holder shall have his stamped credentials in his possession at all times while soliciting orders and shall exhibit the same at any time upon request by any Peace Officer of the Town of Prospect or any purchaser or prospective purchaser.

Section 5.

Any person soliciting within the Town of Prospect, whether or not required to register under the provisions of this ordinance, shall conform to the following regulations:

- (a) The solicitor shall conduct himself at all times in an orderly and lawful manner;
- (b) The solicitor shall give a written receipt for all orders taken within the Town of Prospect, which receipt shall be signed by the solicitor and shall set forth a brief description of the goods, wares or merchandise ordered, the total purchase price thereof and the amount of the down payment received by the solicitor from the purchaser.

Section 6.

Any person violating any of the provisions of this ordinance or making any false statements or misrepresentations of fact for the purpose of obtaining permission to solicit orders shall, upon conviction thereof and in addition to other penalties provided by law, be subject to a fine not to exceed Fifty Dollars (\$50.00) or imprisonment not to exceed ten (10) days or both, each solicitation or sale being deemed a separate offense, and pending trial therefor the Chief of Police shall suspend such permission to solicit.

Upon any registered person being convicted of any crime or misdemeanor under this ordinance or involving moral turpitude, the stamped credentials of such person shall be delivered to the Chief of Police and his stamp thereon shall be cancelled and such person shall not thereafter solicit orders in the Town of Prospect.

Section 7.

This ordinance shall not apply to salesmen selling goods to retail or wholesale stores for resale or to wholesalers selling and delivering their wares and goods to the merchants of the Town of Prospect, or to goods, merchandise or food stuffs sold and delivered by the merchants of the Town of Prospect, or to vendors of newspapers or periodicals, or to the sales of goods by students of the schools of the Town of Prospect, providing said sales have been approved by the Board of Education, nor shall this ordinance apply to anyone conducting a regular place of business within the Town of Prospect for one year.

Section 8.

This ordinance shall not apply to those persons exempted by the Statutes of the State of Connecticut; and further, the provisions of this ordinance shall not apply to civic, service, church or fraternal groups regularly organized and/or functioning in the Town of Prospect. However, such groups shall obtain one permit, without fee, for any activity which comes within the scope of this ordinance. Such group shall have been in existence in Prospect for a period of at least twelve (12) months prior to application for such permit.

Section 9.

No person as defined hereinbefore in this ordinance shall solicit orders of purchase for future delivery of any goods, wares or merchandise, including magazines and other printed matter, from door to door, or on any street or highway, within or by telephone from and within the Town of Prospect, before the hour of sunrise or after the hour of sunset.

Section 10.

This Ordinance shall take effect twenty-one days after

TOWN COUNCIL. PROSPECT, CONNECTICUT

ORDINANCE

Providing penalties to implement Sections 122.3 and 123.2 of the State Building Code.

Date: April 24, 1972

Be it ordained by the Town Council
of the Town of Prospect.

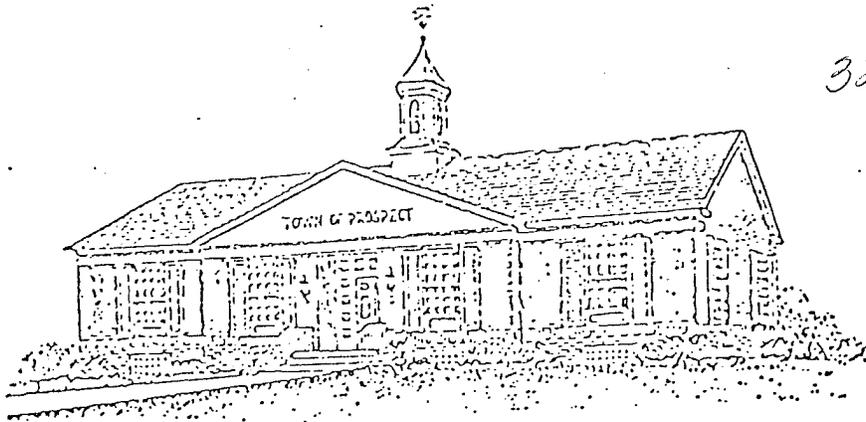
1. Any person who shall violate a provision of the State Building Code or shall fail to comply with any of the requirements thereof or shall erect, construct, alter or repair a building or structure in violation of any approved plan or directive of the building official, or of a permit or certificate issued under the provisions of the Code shall be guilty of a misdemeanor, punishable by a fine of not more than \$500 or by imprisonment not exceeding one (1) year, or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

2. Any person who shall continue any work in or about the building after having been served with a stop order, except such work as he is directed to perform to remove a violation or unsafe conditions, shall be liable to a fine of not less than \$25 or more than \$500. Each day that a violation continues shall be deemed a separate offense.

Robert Cranney
Robert Cranney, Chairman
TOWN COUNCIL OF PROSPECT

Dated at Prospect, Connecticut this 24th day of April, 1972

Appear:
4/29/72 - A



TOWN COUNCIL. PROSPECT, CONNECTICUT
ORDINANCE

THE ESTABLISHMENT OF A CONSERVATION
COMMISSION FOR THE TOWN OF PROSPECT

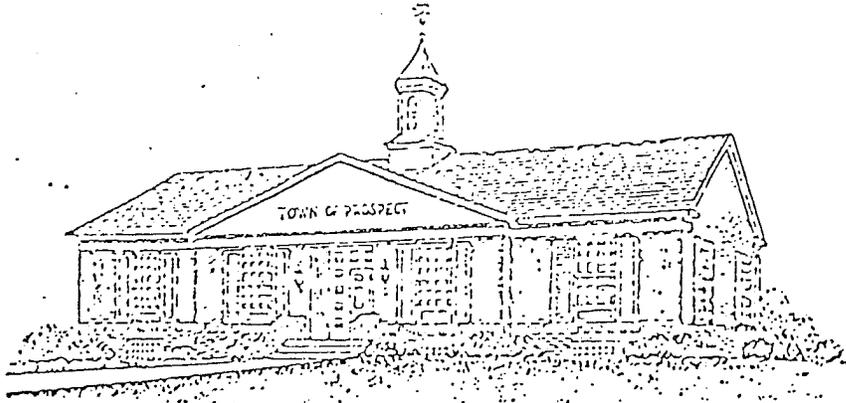
It is hereby RESOLVED that the Town of Prospect adopt the following ordinance

Section 1. A Conservation Commission for the Town of Prospect is hereby created, for the development, conservation, supervision and regulation of natural resources, including water resources, within the Town of Prospect. The Commission shall have all the powers and privileges and be subject to the duties and limitations as set forth in Section 7-131a of the General Statutes of Connecticut, Revised to 1966, as amended.

Section 2. The Commission shall consist of seven members, who shall be electors of the Town of Prospect and who shall be appointed by the chief administrative officer. Two of said members of said commission shall serve for a period of one year, two members shall serve for a period of two years, and three members shall serve for a period of three years. Upon the expiration of the terms of the original period of the appointment of each member, the chief administrative officer shall appoint a replacement or reappoint said member to serve for a term of three years. The chief administrative officer may remove any member for cause and may fill any vacancy. Commission members shall serve without compensation except for reimbursement of expenses incurred in the performance of their duties.

Section 3. The Commission shall conduct research into the utilization and possible utilization of land areas in Prospect and may coordinate the activities of unofficial bodies organized for similar purposes and may advertise, prepare and distribute books, maps, charts, plans and pamphlets as necessary for its purposes.

Section 4. The Commission shall keep an index of all open areas, publicly or privately owned, including open marshlands, swamps and other wetlands, for the purpose of obtaining information on the proper use of such areas and may recommend plans and programs for the development of such areas to the chief administrative officer, the Planning and Zoning Commission, and the Town



TOWN COUNCIL. PROSPECT, CONNECTICUT

Section 5. The Commission may, with the approval of the Town Council, acquire land and easements in the name of the Town and promulgate rules and regulations for any of its purposes as set forth in this ordinance and in Section 7-131a of the General Statutes of Connecticut, Revised to 1966, as amended, including but not limited to the establishment of reasonable charges for the use of land and easements.

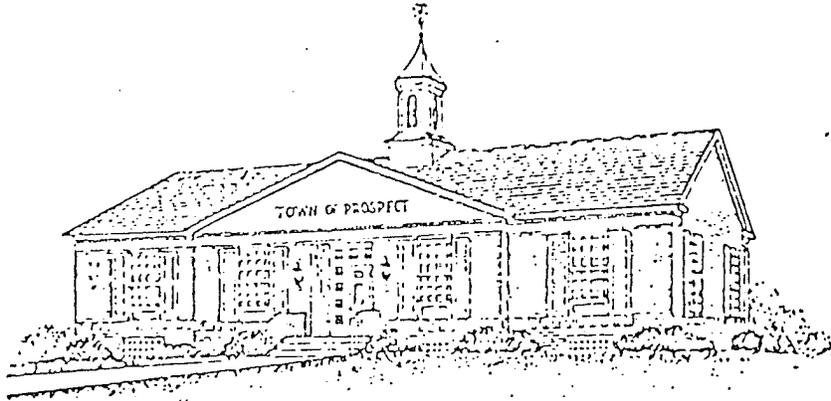
Section 6. The Commission shall keep records of its meetings and activities and shall make an annual report to the first selectman and or the chief administrative officer of the Town of Prospect.

Section 7. The Commission may receive any gift, devise, or bequest in the name of the Town for any of its purposes and shall administer the same for such purposes, subject to the terms of said gift, devise, or bequest.

Section 8. The Commission may exchange information with the Commissioner of Environmental Protection.

Robert Cranney
Robert Cranney, Chairman
TOWN COUNCIL OF PROSPECT

Dated at Prospect, Connecticut this 6th day of June, 1972

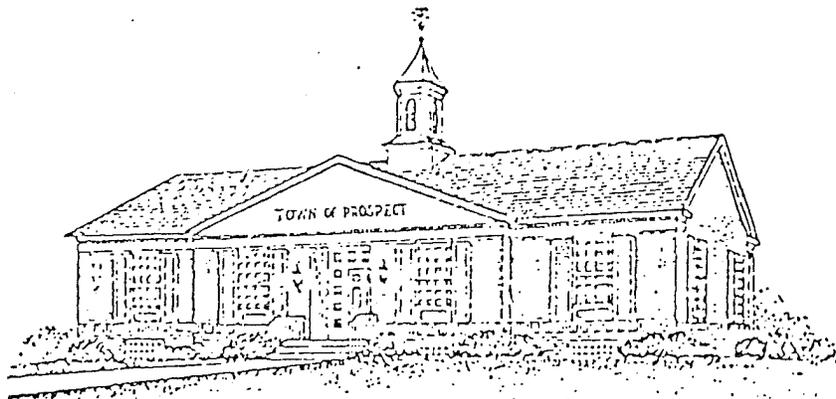


TOWN COUNCIL. PROSPECT, CONNECTICUT
ORDINANCE

A COMMITTEE TO STUDY THE NEEDS OF AND COORDINATE
 PROGRAMS FOR THE AGING FOR THE TOWN OF PROSPECT

It is hereby RESOLVED that the Town of Prospect adopt the following ordinance:

- Section 1. There shall be a committee to study the needs of and coordinate programs for the aging for the Town of Prospect, consisting of the 1st Selectman, the Chairman of Public Welfare, Director of Health, all ex-officio, and other members to be appointed by the First Selectman, two of whom shall represent the voluntary agencies in the Town, one of whom shall be representative of the age group concerned, all shall be electors of the Town. The members so appointed shall be persons interested in the consideration and solution of the problems of aging.
- Section 2. The committee shall study continuously the conditions and needs of elderly persons in the community in relation to housing, economic, employment, health, recreation and other matters. It shall analyze the services for the aged provided by the community, both by public and private agencies, and shall make recommendations to the First Selectman and the municipal governing body regarding the development and integration of public and private agencies; in cooperation with State and other services to the extent possible.
- Section 3. The members of the committee so appointed shall serve without compensation, but shall be reimbursed for their necessary expenses.
- Section 4. The members of the committee shall serve until their successors are designated and appointed in accordance with Section 1 above.
- Section 5. The committee may organize itself in whatever manner it may determine in order to carry out to the fullest extent possible the duties set forth in Section 2 above.



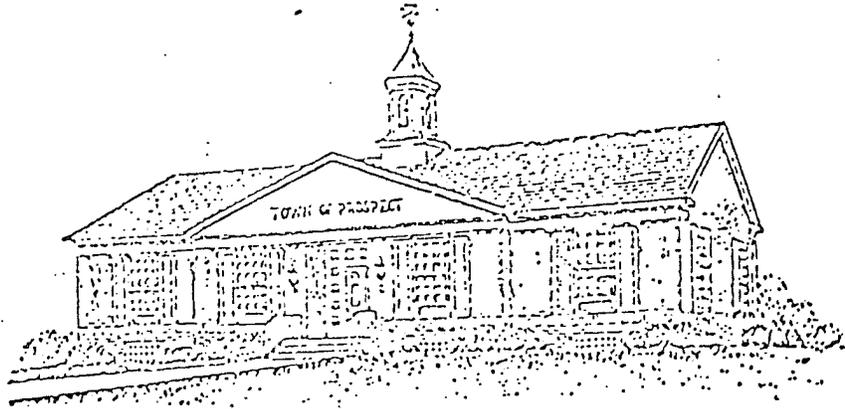
TOWN COUNCIL. PROSPECT, CONNECTICUT

Section 6. The municipal governing body may make appropriations to cover the expenses of the committee, including reasonable clerical services.

Pursuant to Chapter 97, Title 7, Section 7-127A; General Statutes of the State of Connecticut (1963 P.A. 540).

Robert Cranney
Robert Cranney, Chairman
TOWN COUNCIL OF PROSPECT

Dated at Prospect, Connecticut this th day of June, 1972



TOWN COUNCIL. PROSPECT, CONNECTICUT

ORDINANCE

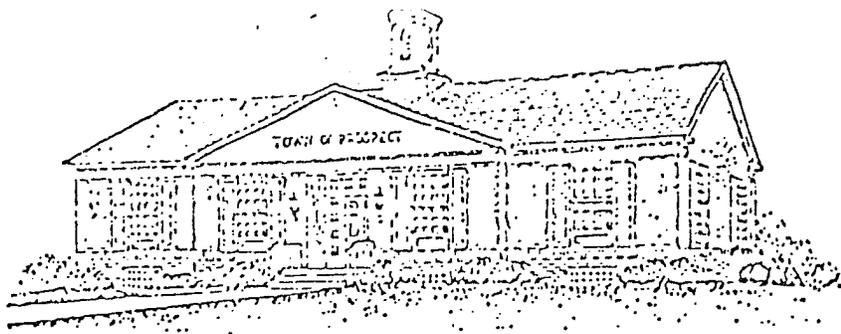
THE ESTABLISHMENT OF A PROSPECT WETLANDS COMMISSION
TO REGULATE INLAND WETLAND AND WATER COURSE AREAS

It is hereby RESOLVED that the Town of Prospect adopt the following ordinance:

Section 1. A Prospect Wetlands Commission for the Town of Prospect is hereby created and shall have all the powers and privileges and be subject to the duties and limitations authorized under Public Act #155 of 1972, and as amended.

Section 2. The inland wetlands and water courses are an indispensable and irreplaceable, but fragile natural resource with which the citizens of the Town of Prospect have been endowed. The wetlands and water courses are an interrelated web of nature essential to an adequate supply of surface and underground water; to hydrological stability and control of flooding and erosion, and to the existence of many forms of animal, aquatic and plant life.

It is the purpose of this act to protect the citizens of the Town of Prospect by making provisions for the protection, preservation, maintenance and use of the inland wetlands and water courses by minimizing their disturbance and pollution; maintaining and improving water quality in accordance with the highest standards set by federal, state or local authority; preventing damage from erosion, turbidity or siltation; preventing loss of fish and other beneficial aquatic organisms, wildlife and vegetation and the destruction of the natural habitats thereof; deterring and inhibiting the danger of flood and pollution; protecting the quality of the wetlands and water courses for their conservation, economic, aesthetic, recreational and other public and private uses and values; and protecting the Town's potable fresh water supplies from the dangers of drought, overdraft, pollution, misuse and mismanagement by providing an orderly process to balance the need for the economic growth of the Town and the use of its land with the need to protect its environment an ecology in order to forever guarantee to the people of the Town of Prospect the safety of such natural resources for their benefit and enjoyment and for the benefit and enjoyment of generations yet unborn.



TOWN COUNCIL. PROSPECT, CONNECTICUT

Section 3. The Commission shall consist of seven (7) members, who shall be electors of the Town of Prospect and who shall be appointed by the Chief Administrative Officer.

The Commission shall be composed of representation from the Conservation Commission, the Planning and Zoning Commission and additional representatives who may be drawn from the citizens at large or from other boards or commissions in the Town.

The initial membership of the Commission shall serve as follows: Two (2) members for terms ending March 1, 1975, two (2) members for terms ending March 1, 1976, and three (3) members for terms ending March 1, 1977. Upon expiration of said terms, subsequent members shall be appointed for three (3) year terms. The Chief Administrative Officer shall fill all vacancies on the Commission and may remove any member for cause. All members shall serve their terms of office, and until their successors are appointed, and have qualified.

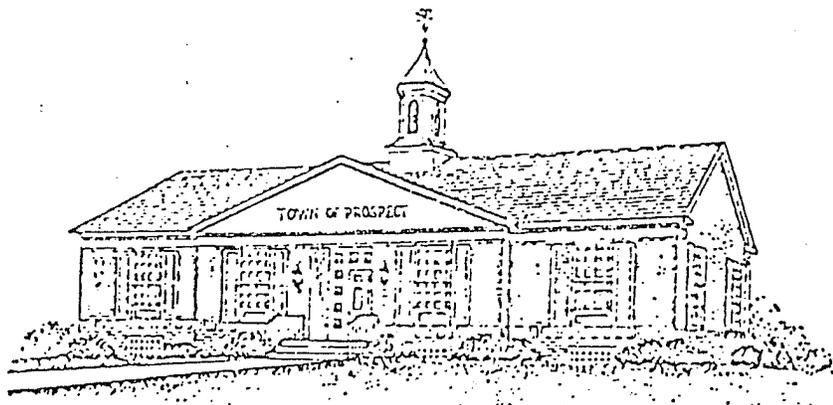
Commission members shall serve without compensation except for reimbursement of expenses incurred in the performance of their duties.

Section 4. The effective date of this ordinance shall be as provided for in Chapter 3, Section 8 of the Town Charter.

Robert O'Brien
 ROBERT O'BRIEN, CHAIRMAN
 TOWN COUNCIL OF PROSPECT

at Prospect, this 19th day of March, 1974

appear - 3/27/74 - A



TOWN COUNCIL. PROSPECT, CONNECTICUT
ORDINANCE

To Control On-Street Parking During Snow Removal Operations

It is hereby resolved that the Town of Prospect adopt the following ordinance:

- SECTION 1. It shall be unlawful to park any vehicle on any public street in the town during a snow fall or within thirty-six (36) hours thereafter.
- SECTION 2. The Chief of Police, members of the Police system and the Town Road Foreman are hereby authorized to have removed and towed away by a commercial towing service any vehicle parked in violation of Section 1.
- SECTION 3. Vehicles towed away in accordance with Section 2 shall be stored on the premises of the towing service and shall be restored to the owner or operator of such vehicle upon payment to the towing service of a towing and storage fee. Said towing and storage fee is to be determined by the Chief Administrative Officer through an annual contractual agreement between the town and the towing service.

Robert O'Brien
 Robert O'Brien, Chairman
 TOWN COUNCIL OF PROSPECT

Dated at Prospect, Connecticut this 7th day of January, 1975

appear:
 5 - A