

AN ORDINANCE PROVIDING FOR THE REDUCTION OR ELIMINATION OF EXCESSIVE NOISE AND THE ADMINISTRATION THEREOF

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

ARTICLE

Section 1: Declaration of Policy.

Excessive noise must be controlled by the Town of Prospect to protect, preserve, and promote the public health, safety, and welfare.

The Town Council recognizes the fact that people have the right to, and should be ensured an environment free from excessive sound and vibration that may jeopardize their health, safety, and welfare.

Section 2: Definitions.

1. "Background noise" shall mean noise which exists at a point a result of the combination of many distant sources, individually indistinguishable.
2. "Business Zone" shall mean those areas so designated under Art. 2, Sections 220 of the Zoning Regulations of the Town of Prospect.
3. "Construction" shall mean the assembly, erection, substantial repair, alteration, demolition, or site-preparation for or of public or private rights of way, buildings or other structures, utilities, or property.
4. "Day-Time Hours" shall mean the hours between 7 A.M. and 8 P.M., Monday through Saturday, and hours between 9 A.M. and 7 P.M. on Sunday.
5. "Posted Signs" shall mean that a roadside sign showing a noise ordinance is enforced in the Town of Prospect shall be posted at each major highway entrance.
6. "Decibel" shall mean a unit of measurement of the sound level, symbol for which is dB.
7. "Emergency" shall mean any occurrence or set of circumstances involving actual or imminent physical trauma or property damage which demands immediate action.

Mr. Ant. Po. 328-325

8. "Excessive noise" shall mean any sound, the intensity of which exceeds the standards set fourth in Section 6 of this Article.
9. "Impulse noise" shall mean sound of short duration, usually less than one second, with an abrupt onset and rapid decrease.
10. "Intrusion alarm" shall mean a device with an audible signal which, when activated, indicates intrusion by an unauthorized person.
11. "Industrial Zone" shall mean those areas so designated under Art. 2, Section 220 of Zoning Regulations of the Town of Prospect.
12. "Motor Vehicle" shall mean a vehicle as defined in subdivisions 30 of Section 14 - 1, Connecticut General Statutes, Rev. of 1958 as amended.
13. "Night-Time Hours" shall be Monday through Friday from 8 P.M. to 7 A.M.; Saturday from 8 P.M. to 9 A.M.; Sunday from 7 P.M. to 8 A.M.
14. "Noise level" shall mean a frequently weighted sound pressure level as measured with a sound meter using the A-weighting network. The level so read is designated dBA.
15. "Person" shall mean any individual, firm, partnership, association, syndicate, company, trust, corporation, municipality, agency or political or administrative subdivision of the State or other legal intity of any kind.
16. "Premises" shall mean any building, structure, land, or portion thereof, including all appurtenances, owned or controlled by a person.
17. "Property maintenance equipment" shall mean all engine or motor-powered tools and equipment used occasionally in the repair and upkeep of exterior property and including, but not limited to, lawn mowers, riding tractors, wood chippers, power saws, leaf blowers, snow removal equipment.
18. "Public emergency sound signals" shall mean a device either stationary or mobile, producing audible signal associated with a set of circumstances involving actual or imminent danger to persons or damage to property which demands immediate action, or involving the testing of such signals.

19. "Public facility maintenance" shall mean all activity related to the clearing, cleaning, repair, and upkeep of public roads, sidewalks, sewers, water mains, utilities, and publicly-owned property.
20. "Recreational vehicle" shall mean any non-registered internal combustion engine powered vehicle which is being used for recreational purposes.
21. "Residential zone" shall mean those areas so designated under Art. 2, Section 220 of the Zoning Regulations of the Town of Prospect.
22. "Sound" shall mean a transmission of energy through solid, liquid, or gaseous media in the form of vibrations which constitute alterations in pressure or position of the particles in the medium and which, in air, evoke physiological sensations, including, but not limited to, an auditory response when impinging on the ear.
23. "Sound Level Meter" shall mean an instrument used to measure sound levels. A sound level meter shall conform, as a minimum, to the American National Standards Institute's operational specifications for Sound Level Meters SL. 4-1971 (Type S2A).
24. "Sound pressure level" shall mean twenty (20) times the logarithm to the base ten (10) of the ratio of the pressure of sound to the reference pressure of twenty micronewtons per square meter (20×10^{-6} Newtons/m²) and is expressed in decibels (dB).
25. "Mayor" shall mean the duly elected Mayor of the Town of Prospect or his designee.

Section 3: Exclusions.

This article shall not apply to noise emitted by or related to:

- (a) Natural phenomena
- (b) The unamplified sound made by a wild animal
- (c) A bell or chime from any building clock, school or church
- (d) A public emergency sound signal
- (e) Farming equipment or farming activity
- (f) An emergency
- (g) Snow Removal

Section 4: Exceptions.

The following shall be exempt from this article subject to the special conditions noted:

- (a) Noise created by the operation of property maintenance equipment during day-time hours
- (b) Noise generated by any construction equipment operated during day-time hours
- (c) Noise created by any recreational activities which are sanctioned by the Town including, but not limited to, parades, sporting events, concerts, and firework displays
- (d) Noise created by blasting provided that the blasting is conducted between 8 A.M. and 5 P.M. local time and providing, that a permit for such blasting has been obtained from state or local authorities
- (e) Noise created by refuse and solid waste collection, provided that such activity is conducted between 6 A.M. and 10 P.M.
- (f) Noise created by a fire or intrusion alarm which, from time of activation of the audible signal, emits noise for a period of time not exceeding ten minutes when such alarm is attached to a vehicle or thirty minutes when attached to any building or structure
- (g) Noise created by public facility maintenance during day-time hours

Section 5: Noise Level Measurement Procedures.

For the purpose of determining noise levels as set forth in this article, the following guidelines shall be applicable:

- (a) A person conducting sound measurements shall have been trained in the techniques and principles of sound measuring equipment and instrumentation
- (b) Instruments used to determine sound level measurements shall be sound level meters as defined by this article
- (c) The following steps shall be taken when preparing to take sound level measurements:
 - 1. The instrument manufacturer's specific instructions for the preparation and use of the instrument shall be followed.

2. Measurements to determine compliance with Section 5 shall be taken at a point that is located more or less one foot beyond the boundary of the emitter's premises and within the receptor's (a gauge for metering noise) premises.

Section 6: Noise levels.

(a) Noise levels:

It shall be unlawful for any person to emit or cause to be emitted any noise beyond the boundaries of his/her premises in excess of the noise levels established in this article

(b) Noise level standards:

1. No person shall emit noise exceeding the levels stated herein:

SOURCE	Zone in which SOURCE is located		Zone in which LISTENER is located	
	Industrial	Business	Residential Day - Time Hours	Residential Night - Time Hours
Industrial	70dBA	66dBA	61dBA	51dBA
Business	62dBA	62dBA	55dBA	45dBA
Residential	62dBA	55dBA	55dBA	45dBA

(c) Background noise and impulse noise:

1. In those individual cases where the background noise levels caused by sources not subject to this article exceed the standards contained herein, a source shall be considered to cause excessive noise is the noise emitted by such source exceeds the background noise levels by 5dBA, provided that no source subject to this shall emit noise in excess of 80dBA at any time, and provided that this Section shall not be interpreted as decreasing the noise level standards of Section 6 of this article.
2. No person shall cause or allow the emission of impulse noise in excess of 80dBA peak sound pressure level during night-time hours.

3. No person shall cause or allow the emission of impulse noise in excess of 100 dB peak sound pressure level at any time.

(d) Motor Vehicle noise:

1. All motor vehicles operated within the limits of the Town of Prospect shall be subject to the noise standards and decibel levels as set forth in the regulations of the State of Connecticut Department of Motor Vehicles, Section 14-80a (9 A) entitled "Maximum Permissible Noise Levels for Vehicles."
2. No sound amplifying devices on or within motor vehicles shall emit noise in excess of the noise levels as specified in Section 6 of this article.

(e) Non-Registered Recreational Vehicle Noise:

1. No person shall create or cause to be created any unreasonably loud or disturbing noise due to the operation of a non-registered recreational vehicle. A noise shall be deemed to be unreasonably loud and in violation of this Ordinance when the noise so generated exceeds the noise level standards of Section 6.

Section 7: Penalties.

Any person in violation of any of the provisions of this Article shall be deemed to have committed a civil infraction shall be fined in an amount of not to exceed fifty (\$50) dollars. In lieu of arrest and issuance of a summons, a police officer may serve upon a violator an infraction notice which shall be known as a noise ticket. Payment of the fine prescribed by such noise ticket within the time limit specified thereon shall constitute a plea of nolo contendere and shall save the violator harmless from prosecution for the offense cited. Each day a violation continues after the time for correction of the violation has been given in an order, shall constitute a continuing violation and the amount of the fine shall be doubled for each day said violation continues, said fine not to exceed four hundred (\$400) dollars per day.

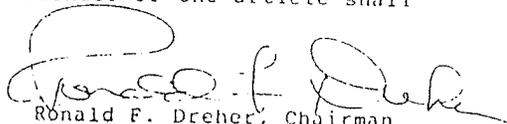
Section 8 Variance.

- (a) Any person residing or doing business in Prospect may apply to the Mayor for a variance from one or more of the provisions of this article which are more stringent than the Connecticut Department of Environmental Protection's regulations for the control of noise, provided that the Applicant supplies all of the following information to the Mayor at least twenty (20) days prior to the start of said activity:
 - 1. The location and nature of activity
 - 2. The time period and hours of operation of said activity
 - 3. The nature and intensity of the noise that will be generated, and,
 - 4. Any other information required of the Mayor
- (b) No variance from these regulations shall be issued unless it has been demonstrated that:
 - 1. The proposed activity will not violate any provisions of the Connecticut Department of Environmental Protection regulations
 - 2. The noise levels generated by the proposed activity will not constitute a danger to public health, and
 - 3. Compliance with this article constitutes an unreasonable hardship on the applicant
- (c) The application for variance shall be reviewed and either approved or rejected at least five (5) days prior to the proposed start of said activity. The approval or rejection shall be in writing and shall state the condition of approval, if any, or the reasons for rejection.
- (d) Failure to rule on the application in the designated time shall constitute approval of the variance.

Section 9: Severability.

All provisions of the Zoning Regulations of the Town of Prospect which are more stringent than those set forth herein, shall remain in force. If, for any reason, any word, clause, paragraph, or section of this article shall be held to make the same unconstitutional or superceded by any State Law or Regulation, this article shall not thereby be invalidated and the remainder of the article shall remain in effect.

Effective date: March 30, 1987


 Ronald F. Dreher, Chairman
 Prospect Town Council

Received for record March 4, 1987 by Patricia M. Vaillancourt, CMC
Town Clerk



ORDINANCE
Dog Control

Section 1. Prohibition Against Roaming Dogs

No person owning, keeping or having custody of any dog shall permit such dog to roam or wander on any street, sidewalk, or the property of other person within the Town of Prospect and not under the control or attended by the owner of the dog or his representative. Notwithstanding the foregoing, this ordinance shall not apply to the use of hunting dogs, which are attended by their owners or representative, during open hunting or training season. Any person who violates this section shall be fined ten dollars (\$10.00) for the first offense, and fifteen dollars (\$15.00) for the second and twenty dollars (\$20.00) for each subsequent offense within one calendar year. Any such roaming dog shall be impounded by the canine officer for the Town of Prospect.

Section 2. Dog Fees

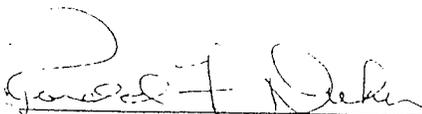
Any dog impounded by the Town of Prospect pursuant to Section A hereof shall be redeemed by the owner or his representative upon payment of (a) a redemption fee not to exceed fifteen dollars (\$15.00), (b) the cost of any advertising which may be incurred by the Town of Prospect to locate the owner and (c) if the owner fails to redeem such dog within twenty-four (24) hours after notification or publication if the owner is unknown, the full cost of detention and care of such dog, all as set from time to time by the Town Council for the Town of Prospect.

Section 3. Dog Pound Fees and Fines

Dog Pound fees and fines generated by this ordinance shall be retained by the Prospect Town Dog Fund.

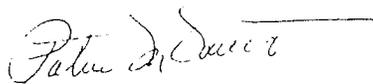
Section 4. Dog Barking

Owners of dogs shall restrain their pets from continuous excessive noise created by barking. Fines in Sections #1 and #2 shall apply. This ordinance shall become effective on the twenty-first (21st) day after publication in accordance with Section 3.8 of the Charter of the Town of Prospect.


Ronald F. Dreher, Chairman
Prospect Town Council

Effective Date: March 30, 1987

Received for record March 4, 1987 by Patricia M. Vaillancourt, CMC
Town Clerk



#49-03-03-87

ORDINANCE

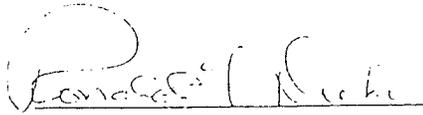
To Control On-Street Parking
During Snow Removal Operations

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 ice storm or within forty- eight (48) hours thereafter.
- Section 2. The Mayor, State Police, Prospect Police and/or the Assistant Director of Public Works 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 by the owner or operator of such vehicle to the towing service of a towing and storage fee.

Said towing fee schedules are set up by the Department of Motor vehicles, State of Connecticut.

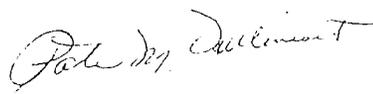
This ordinance as amended shall become effective on the twenty-first (21st) day after publication in accordance with Section 3.8 of the Charter of the Town of Prospect.



Ronald F. Dreher, Chairman
Prospect Town Council

Effective Date: March 30, 1987

Received for record March 4, 1987 by Patricia M. Vaillancourt, CMC
Town Clerk



AMENDMENT TO ORDINANCE NO. 34-03-19-74
and Ordinance No. 40-05-09-80 A

It is hereby resolved that the Town of Prospect amend Section 3 of the Town of Prospect Ordinance No. 34-03-19-74, "THE ESTABLISHMENT OF A PROSPECT WETLANDS COMMISSION TO REGULATE INLAND WETLAND AND WATER COURSE AREAS" and amendment No. 40-05-09-80 A amendment to ordinance 34-03-19-74

Section 3.

so as to read as follows:

There shall be an Inland Wetlands Commission comprised of five (5) regular members and three alternates, appointed by the Town Council. Terms of the regular members shall be three years, and the terms of alternates shall be two years. The Inland Wetlands Commission shall have all the powers and duties prescribed by the General Statutes of the State and Town ordinance.

The Town Council shall appoint three (3) alternate members to the Inland Wetlands Commission for two (2) year terms. They shall have the powers and duties prescribed by law.

The existing seven member Commission shall be reduced to a five member Commission by appointing one regular member to a term commencing March 1, 1988, two regular members to terms commencing March 1989 and two regular members to terms commencing March 1, 1990.

Ronald F. Dreher
Ronald F. Dreher, Chairman
Prospect Town Council

Approved: November 10, 1987

Effective: December 8, 1987

Received for record: November 13, 1987 by Patricia M. Vaillancourt CMC/AE
Town Clerk

Prospect
Town Clerk
Patricia M. Vaillancourt

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PROSPECT TOWN CLERK

AN ORDINANCE OF THE TOWN OF PROSPECT, PROVIDING THAT THE CODE OF ORDINANCES, TOWN OF PROSPECT, BE AMENDED BY ADDING A SECTION TO BE NUMBERED #51-12-15-87 PROVIDING FOR COLLECTION AND DISPOSAL OF SOLID WASTE:

BE IT HEREBY ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPECT THAT the Code of Ordinances of the Town of Prospect be amended by adding a section to read as follows.

Section 1. Definitions. For purposes of this ordinance:

(a) "Acceptable Solid Waste" means the type of Solid Waste normally collected and disposed of in the Town, including, but not limited to: garbage, trash, rubbish, refuse, offal, beds, mattresses, sofas, bicycles, baby carriages, automobile or small vehicle tires, as well as processible portions of commercial and industrial Solid Waste, and logs if no more than four (4) feet long and/or (6) inches in diameter, branches, leaves, twigs, grass and plant cuttings, excepting, however, unacceptable Waste and Hazardous Waste.

(b) "Disposal Charge" means that amount of money to be charged for each Ton of Solid Waste delivered to the Bristol Resource Recovery Project, as established by the procedures authorized in the Service Agreement.

(c) "Hazardous Waste" means that portion of Solid Waste which by reason of its composition or characteristics is (a) hazardous waste as defined in the solid Waste Disposal Act, 42 U.S.C. Sections (690) et seq., and the regulations thereunder, or in Sections 22a-209-1 of the Regulations of Connecticut State Agencies, and any succeeding legislation or regulations or amendments to the foregoing; or (b) any other materials which any

governmental agency or unit having appropriate jurisdiction shall determine from time to time is harmful, toxic or dangerous, or otherwise ineligible for disposal through resource recovery facility.

(d) "Person" means a natural person, corporation, trust, estate, partnership, association, joint venture, government, governmental subdivision or agency, or any other legal or commercial entity.

(e) "Service Agreement" means the Resource Recovery Agreement dated as of December, 1987, among the Town of Prospect, Ogden Martin Systems of Bristol, Inc., and the member towns of the Bristol Resource Recovery Facility Operating Facility.

(f) "Solid Waste" means all discarded materials or substances including but not limited to garbage, refuse, sludges from air or water pollution control facilities or water supply treatment facilities, rubbish, ashes, contained gaseous materials, incinerator residue, demolition and construction debris, offal and other discarded materials and substances resulting from industrial, commercial, mining, and agricultural operations and from community activities, but not including sewage and other highly diluted water-carried materials or substances and those in gaseous form or solid or dissolved materials in irrigation return-flows or industrial discharges, or source, special nuclear or by-product materials within the meaning of the Atomic Energy Act of 1954, as amended.

(g) "Solid waste collector" means a person engaged in the business of collecting, transporting or disposing of solid waste generated within the boundaries of the Town.

(h) "Town" means the Town of Prospect.

(i) "Transfer Station" shall mean that facility constructed pursuant to the Service Agreement and located at the Middle Street Industrial Park in Bristol, Connecticut.

(j) "Unacceptable Waste" means that portion of Solid Waste, excluding Hazardous Waste, but including without limitation, explosives, pathological and biological waste, radioactive materials, ashes, foundry sand, sewage sludge (unless processed to permit incineration), cesspool and other human waste, human remains and animal carcasses, motor vehicles, including such major motor vehicle parts as automobile transmissions, rear ends, springs and fenders, agricultural and farm machinery and equipment, marine vessels and major parts thereof, any other large machinery or equipment (including white goods), liquid wastes, or nonburnable construction materials and/or demolition debris, that (a) may present a substantial endangerment to public health or safety, (b) may cause applicable air quality or water effluent standards to be violated by the normal operation of a resource recovery facility, or (c) has a reasonable possibility of adversely affecting the operation of a resource recovery facility, unless such Unacceptable Waste is delivered in minimal quantities and concentrations as part of normal collections in which case it shall constitute Acceptable Waste.

Section 2. Obligation to Obtain License. Any person who operates or wishes to operate as a solid waste collector in the Town shall apply for licence as a solid waste collector with the Town in the manner prescribed by this ordinance. Any person operating as a solid waste collector within the Town thirty days after the effective date of this ordinance will be subject to the requirements and penalties provided in this ordinance.

Section 3. License Forms and Fees.

(a) all persons desiring to be licensed as solid waste collectors must apply to the Director of Public Works on forms provided by him. Those forms shall require the licensee to furnish all information requested, including but not limited to:

- (1) the name of the business;
- (2) the names of all partners, officers or proprietors of the business;
- (3) a listing and description of the vehicles to be used for solid waste hauling in the Town;
- (4) the names and addresses of all customers presently served, if any; within the Town;
- (5) the approximate tonnage of solid waste expected to be collected each week; and
- (6) the names of all other communities serviced by the licensee.
- (7) evidence of liability insurance in the minimum amount of: \$1,000,000.00

(b) A licensed solid waste collector shall update the information required by subsection (a) at least once each year at the time license is renewed.

(c) A license shall be effective until the following June 30th, and shall be renewed on an annual basis during the month of June of each year.

(d) License fees for initial license and for renewals shall be \$ 25.00 , for each annual registration period of July 1 to June 30 of the following year, and registration fees shall not be prorated.

Section 4. Administrative Enforcement.

(a) The Director of Public Works shall mail written notice of the approval or denial of an application for license as a solid waste collector to the applicant within twenty (20) days after submission of the application. Any such license shall be deemed effective as of the date of mailing of notice of approval.

(b) The Director of Public Works may refuse to grant a license to any applicant, or may suspend the license of any licensed solid waste collector, if that person violates any provision of this ordinance. A denial or suspension of license may not exceed a period of 180 days for any one violation; provided, that repeated or willful violations of this ordinance may result in permanent refusal or revocation of license. The Director of Public Works may refuse to grant license to any applicant who is not insurable in accordance with this ordinance or who is otherwise deemed to be unsuitable.

(c) No denial, suspension or revocation notice is effective until the person adversely affected has been notified in writing of that decision and the reasons for it, and has been afforded a prompt opportunity to appear at an informal hearing before the Director of Public Works for the purpose of responding to those reasons.

(d) Any person aggrieved by an initial denial, suspension Or revocation of license may appeal that decision to the Town Council of the Town of Prospect by filing a notice of appeal with the Town Clerk within fifteen days after either (1) notice of the initial decision is mailed to that person, or (2) the informal provided under subsection (c) of this section is held and the decision affirmed by that official. The clerk shall immediately notify the Town Council of that appeal.

(e) A hearing shall be scheduled before the Town Council of the Town of Prospect for a date not more than thirty days after the notice of appeal is filed. The hearing may be postponed Or continued to a later date not more than one time, and the later date must be no more than two weeks after the original date. Written notice of the hearing shall be given by the clerk to the person taking the appeal and to any person who requests notice of the hearing. The hearing may be at a regular or special meeting of the Town Council.

(f) At that hearing, the person aggrieved shall be permitted to present evidence and cross-examine witnesses. No formal rules of evidence shall apply, but the Town Council may exclude irrele-

vant or duplicative evidence. The Town Council shall make its decision within forty-five days of the date the notice of appeal is filed. That period may, but need not be, extended by any period of postponement which is requested for the convenience of the person bringing the appeal. The decision may (1) uphold the decision denying, suspending or revoking the license, (2) reverse the decision and order the license granted or reinstated, or (3) order the license granted or reinstated with modifications. The decision of the Town Council shall be final.

Section 5. Penalty. Every person who violates any provision of this Ordinance shall be guilty of a violation, as defined in 53a-27, of the Connecticut General Statutes and subject to a maximum fine Of Two Hundred Dollars (\$200.00) for each day that the violation continues.

Section 6. Prohibition on Collection, Transportation and Disposal by Unlicensed Collectors. Beginning thirty days after the effective date of this ordinance, all unlicensed solid waste collectors and all solid waste collectors whose license has been suspended or revoked are prohibited from engaging in the business of collecting, transporting or disposing of solid waste generated within the Town.

Section 7. Location for Disposal. Every Solid Waste Collector shall dispose of Solid Waste as follows:

(a) Until one or more sites have been designated for disposal of the Town's Acceptable Solid Waste in accordance with the procedures of Section 22a-220a, C.G.S., and until notice has

been given under subsection (c) requiring use of any such disposal site, all solid waste shall be disposed of in accordance with the Town's existing solid waste plan and existing agreements, as those plans and agreements may be modified from time to time.

(b) After the Transfer Station or any other disposal site has been designated, and after the Town has been notified in accordance with its contracts that the site is available for use, the Director of Public Works shall give notice of those facts as provided in subsection (c). After the notice is published, all persons disposing of acceptable solid waste in the Town must comply with the requirements of that notice not later than the date specified for compliance in the notice.

(c) Notice that a designated disposal site for acceptable solid waste is available for either partial or full use shall be published in the same manner as is required for hearings before ordinances are adopted by the Town. In addition, individual notice of those facts shall be mailed to every person who is registered in the Town as a solid waste collector. The notice shall specify the date after which all persons disposing of acceptable solid waste in the Town must use that disposal site, and shall generally state any other necessary requirements for that disposal, such as limitations on the amount of acceptable solid waste which may or must be delivered, or the dates or times at which delivery must be made.

(d) In addition to designating a disposal site for acceptable solid waste, the Town may from time to time designate

or identify additional sites for disposal of unacceptable waste, hazardous waste, or acceptable solid waste in excess of the amount to be disposed of at the primary designated site. Those sites may include transfer stations for the convenience of residents, landfills, or any other type of facility deemed appropriate by the Town. If any person will be required to use a particular site, that site shall be designated in the manner provided in Section 22a-220a of the Connecticut General Statutes.

Section 8. List of rates. Each Solid Waste Collector shall furnish to his customers, upon request, a list of rates for the various services he provided.

Section 9. Collector's Responsibilities and Obligations.

9-1 Place of delivery; bills. Each Solid Waste Collector shall deliver all Acceptable Solid Waste, and not unacceptable Waste collected within the territorial limits of the Town to the Transfer Station or any other designated disposal site under Section 7 of this Ordinance, and provide receipts or bills to the Town as received. All other Solid Waste shall be delivered to such place as the Director of Public Works may from time to time designate and any applicable charge shall be paid by the Solid Waste Collector.

9-2 Prohibition on delivery. No Licensee shall deliver any Solid Waste to any place other than the Transfer Station or other designated disposal site under this ordinance unless the same is incapable of accepting such Solid Waste at the time of delivery,

in which event such Solid Waste shall be delivered to the place designated by the Director of Public Works.

9-3 Construction and maintenance of vehicles and Containers.

All vehicles registered to collect and transport Solid Waste shall be automatic unloading vehicles of a watertight construction and shall be maintained free of obnoxious odors and accumulated Solid Waste. Any such vehicle with a capacity in excess of ten (10) cubic yards shall be of a closed construction. A container utilized primarily for non-liquid Solid Waste need not be of watertight construction, but shall be completely enclosed. If any such vehicle shall have a capacity of less than ten (10) cubic yards, it may have an open top, provided that it be covered when it is in motion, to prevent the escape of Solid Waste.

9-4 Spilled Solid Waste. Refuse Collectors shall immediately clean up Solid Waste that may spill when being carried or transferred.

9-5 Permit Fees. The Solid Waste Collectors shall bear the expense of any permit fees required by any designated disposal area or any other governmental authority.

9-6 Record-Keeping. Each Solid Waste Collector will keep reasonable and accurate records, which shall be subject to inspection on request by the Town at any reasonable time regarding the number of vehicles, weights, delivery times and any tickets or bills from the delivery of Solid Waste to the final disposal area.

9-7 Each Solid Waste Collector must comply with all rules, regulations or procedures of any disposal site designated for use under the provisions of this Ordinance.

Section 10. Severability. If any provision of this ordinance is declared invalid, that decision shall not effect the remaining provisions of this ordinance, which shall continue in full force and effect.

Section 11. Effective Date. This ordinance shall become effective 21 days after publication as required.

Douglas B. Merriman, Chairman
Douglas B. Merriman, Chairman
Prospect Town Council

December 15, 1987

I hereby certify that the foregoing is a true copy of record in this office.

Patricia M. Vaillancourt CMC/AE
Town Clerk

Patricia M. Vaillancourt

Approved Date: December 15, 1987

Effective Date: January 10, 1987

ORDINANCE #52-06-07-88

JUSTICES OF THE PEACE

WHEREAS, Section 9-183a of the Connecticut General Statutes provides that the number of Justices of the Peace for each town shall be equal to one-third the number of jurors to which such town is by law entitled, and

WHEREAS, Section 9-183a of the Connecticut General Statutes provides that a town may, by ordinance, provide for the election of a lesser number of justices of the peace for such town,

NOW, THEREFORE BE IT RESOLVED, that, the number of justices of the peace for the Town of Prospect is fixed at sixty (60).

Douglas B. Merriman
Douglas B. Merriman, Chairman
Prospect Town Council

APPROVED DATE: June 7, 1988
EFFECTIVE DATE: July 3, 1988

RECEIVED FOR RECORD: June 9, 1988

Patricia M. Vaillancourt
PATRICIA M. VAILLANCOURT CMC/AE

I hereby certify that the foregoing is a true copy of record in the office of the Town Clerk.

Patricia M. Vaillancourt
Town Clerk of Prospect

ORDINANCE #52-06-07-88
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WHEREAS, Section 9-183a of the Connecticut General Statutes provides that a town may, by ordinance, provide for the election of a lesser number of justices of the peace for such town,
NOW, THEREFORE BE IT RESOLVED, that, the number of justices of the peace for the Town of Prospect is fixed at sixty (60).
Douglas B. Merriman, Chairman
Prospect Town Council
APPROVED DATE: June 7, 1988
RECEIVED FOR RECORD: June 9, 1988
EFFECTIVE DATE: July 3, 1988
I hereby certify that the foregoing is a true copy of record in the office of the Town Clerk.
PATRICIA M. VAILLANCOURT
CMC/AE, Town Clerk of Prospect
R-06/13/88

ORDINANCE IMPLEMENTING
RECYCLING WITHIN THE TOWN OF PROSPECT

Section 1. Purpose. This ordinance is adopted by the Town of Prospect _____ as part of a long term plan for safe and sanitary disposal of solid waste, and to establish measures to assure compliance of persons within the town boundaries and of collectors with the requirements of state statute for separation, collection, purchasing and marketing of recyclable solid waste.

Section 2. Definitions. For the purposes of this Ordinance:

(a) "Solid Waste" means all discarded materials or substances, including but not limited to garbage, refuse, sludges from air or water pollution control facilities or water supply treatment facilities, rubbish, ashes, contained gaseous materials, incinerator residue, demolition and construction debris, offal and other discarded materials and substances resulting from industrial, commercial, mining, and agricultural operations and from community activities, but not including sewage and other highly diluted water-carried materials or substances and those in gaseous form or solid or dissolved materials in irrigation return flows or industrial discharges, or source, special nuclear or by-product materials within the meaning of the Atomic Energy Act of 1954, as amended.

(b) "Recyclable Solid Waste" means the type of Solid Waste normally generated, collected or disposed of in the Town, which is or has been designated by the Commissioner of Environmental Protection to be recycled including, but not limited to: cardboard, glass food and beverage containers, metal food and

beverage containers, newspapers, plastic food and beverage containers, waste oil, leaves and storage batteries, excepting Unacceptable Waste and Hazardous Waste.

(c) "Hazardous Waste" means that portion of Solid Waste as defined in the Service Agreement for the operation of the Bristol trash-to-energy plant.

(d) "Unacceptable Waste" means that portion of Solid Waste as defined in the Service Agreement for the operation of the Bristol trash-to-energy plant.

(e) "Town" means the Town of Prospect.

(f) "Person" means an individual, natural person, corporation, trust, estate, partnership, association, joint venture, government, governmental subdivision or agency, or any other legal entity.

(g) "Collector" means any person who holds himself out for hire to collect, haul, transport or dispose of solid waste or recyclable solid waste from residential, business, commercial or other establishments.

(h) "Residential Property" means real estate containing one or more dwelling units but shall not include hospitals, motels or hotels.

(i) "Center" means the Tunxis Regional Processing Center located in the Town of Berlin.

(j) "Residue" means solid waste remaining after any recycling facility holding a permit has processed the waste, but excluding wastes which are toxic or hazardous.

Section 3. Registration of Collectors. Any person who intends to operate as a Collector in the Town shall register in advance with the Town in the manner prescribed by this ordinance. Any person who operates as a Collector without proper registration within the Town thirty days after the effective date of this ordinance will be subject to the penalties provided in this ordinance.

Section 4. Registration: Forms, Fees and Frequency.

(a) All persons intending to act as Collectors shall apply for registration before July 1 of each year with the Director of Public Works on forms provided.

These forms shall require the applicant to furnish all information requested, including but not limited to:

- (1) the name of the business and whether a corporation, partnership or sole proprietorship;
- (2) the names of all stockholders (if Corporation not publicly held), directors, partners, officers or proprietors of the business;
- (3) a listing and description of the vehicles to be used for hauling Solid Waste or recyclable Solid Waste;
- (4) the names and addresses of all customers presently served, if any, within the Town;
- (5) the approximate tonnage of Solid Waste and recyclable Solid Waste expected to be collected each week;
- (6) the names of all other communities served by the applicant; and

(7) evidence of insurance in an amount of at least \$1,000,000.00 Dollars or such other amounts as the

Town Council shall determine.

(8) whether the applicant plans to collect Recyclable Solid Waste generated from Residential Property or from commercial, business, municipal and other sources within the Town, or both.

(b) A registered Collector shall update the information required by subsection (a) at least once each year at the time of registration renewal.

(c) Once approved the registration shall be effective until the following June 30, and, unless properly renewed, shall lapse.

(d) The initial registration fee shall be (\$50.00) and each annual renewal fee shall be (\$ 50.00) Dollars. Registration fees shall not be prorated.

Section 5. Administrative Enforcement.

(a) The Director of Public Works or designee shall mail written notice of the approval or denial of an application for registration as a Collector to the applicant within sixty days after the submission of the completed application. Registration is effective only upon approval and issuance of the notice of approval.

(b) The Director of Public Works may refuse to grant registration to any applicant, or may suspend the registration of any registered Collector, if that person (i) has violated or does violate any provision of state statute pertaining to Solid Waste or Recyclable Solid Waste, (ii)

violates this ordinance, (iii) is not insurable in accordance with this ordinance, or (iv) is otherwise deemed unsuitable as a collector. A suspension of registration may not exceed a period of 180 days for any one violation; provided, that repeated or willful violation of this ordinance may result in permanent revocation of registration without right to reapply.

(c) No denial, suspension or revocation notice will be effective until the person adversely affected has been notified in writing of that decision and the reasons for it, and has been afforded a reasonable opportunity to appear at an informal hearing before the Director of Public Works to respond.

(d) Any person aggrieved by an initial denial, a suspension or revocation of registration may appeal that decision to the Town Council by filing a notice of appeal with the Town Clerk within fifteen days after either (i) notice of the initial decision is mailed to that person, or (ii) the informal hearing provided under subsection (c) of this section is held and the decision affirmed by the Director of Public Works or designee. The Town Clerk shall immediately notify the Town Council of any appeal.

(e) A hearing shall be scheduled before the Town Council for a date not more than thirty days after the notice of appeal is filed. The hearing may be postponed or continued to a later date not more than one time, and the later date must be no more than two weeks after the original date. Written notice of the hearing shall be given by

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the Town clerk to the person taking the appeal and to any person who requests notice of the hearing. The hearing may be held at a regular or special meeting of the Town Council

(f) At the hearing, the person aggrieved shall be permitted to present evidence and cross-examine witnesses. No formal rules of evidence shall apply, but the

Town Council may exclude irrelevant or duplicative evidence. The Town Council shall make its decision within forty-five days of the date the notice of appeal is filed. That period may, but need not be, extended by any period of postponement which is requested for the convenience of the person bringing the appeal. The decision may (1) affirm the decision denying, suspending or revoking the registration, (2) reverse the decision and order the registration granted or reinstated, or, (3) order the registration granted or reinstated with modifications or conditions. The decision of the Town Council shall be final.

Section 6. Prohibition of Unregistered Collectors.
Beginning thirty days after the effective date of this ordinance, all persons not properly registered as collectors and all Collectors whose registrations have been suspended or revoked are prohibited from engaging in collecting, hauling, transporting or disposing of Solid Waste generated within the Town.

Section 7. Scavenging Prohibited.

(a) It shall be a violation of this ordinance for any

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person, other than the generator of the Solid Waste or a registered collector, to scavenge solid waste for pecuniary gain. Scavenging shall include collecting, recovering, hauling, storing or disposing of solid waste other than as authorized by this ordinance.

(b) Each occurrence of scavenging in violation of this ordinance shall constitute a separate offense.

Section 8. Residential Recyclable Solid Waste.

(a) On and after January 1, 1991, any person who generates solid waste from residential property shall separate from the other solid waste items designated for recycling by the Commissioner of Environmental Protection.

(b) Notwithstanding Section 8(a), the following items shall be separated from other solid waste generated from Residential property and recycled:

- (1) cardboard;
- (2) glass food and beverage containers;
- (3) leaves;
- (4) metal food and beverage containers;
- (5) newspaper;
- (6) storage batteries;
- (7) waste oil; and
- (8) plastic food and beverage containers.

(c) All Residential recyclable solid waste shall be separated by the generator and placed in containers or packaged for collection at the curb or designated location for solid waste pick up.

(d) [Need paragraph on procedures for separation and presegregation of recyclable waste.]

Section 9. Other Recyclable Solid Waste.

(a) On and after January 1, 1991, any person who generates solid waste from other than a residential property shall make provisions for the separation from other solid waste of the items designated for recycling by the Commissioner of Environmental Protection.

(b) Notwithstanding Section 9(a), the following items shall be separated from other solid waste and recycled:

- (1) cardboard;
- (2) glass food and beverage containers;
- (3) leaves;
- (4) metal food and beverage containers;
- (5) newspapers;
- (6) storage batteries;
- (7) waste oil; and
- (8) plastic food and beverage containers.

(c) [Need paragraph on procedures for separation.]

Section 10. Location for Disposal.

(a) Every Collector and every other person disposing of Recyclable Solid Waste generated within the Town shall dispose of Recyclable Solid Waste as follows:

- (1) The Town shall from time to time designate and publish which items of Recyclable Solid Waste shall be disposed of at the Center and which items shall be disposed of at other sites.

(2) Any Collector who is requested or contracted to transport Residue remaining after the Center or other Recyclable Solid Waste disposal area has processed any portion of the Town's Recyclable Solid Waste shall transport such Solid Waste to the Solid Waste disposal facility designated by the Town. The Collector shall comply with all reporting and record keeping requirements of the Center and of any other Recyclable Solid Waste disposal facility designated by the Town.

(3) Until one or more sites have been designated for disposal of the Town's Recyclable Solid Waste in accordance with the procedures of Section 22a-220a, C.G.S., and until notice has been given under subsection (b) requiring the use of any such disposal site, all Recyclable Solid Waste shall be disposed of in accordance with the Town's existing solid waste plan and existing agreements, as those plans and agreements may be modified from time to time.

(4) After a disposal site for the Town's Recyclable Solid Waste has been designated, and after the Town has been notified in accordance with its contracts that the site is available for use, the Town Clerk or designee shall give notice of the requirements for solid waste disposal. After the notice is published, all persons collecting, transporting or disposing of Recyclable Solid Waste in the Town shall comply with the requirements of that notice not later than the date specified for compliance in the notice.

(5) Notice that a designated disposal site for Recyclable Solid Waste is available for either partial or full use shall be published in the same manner as is required for hearings before ordinances are adopted by the Town. In addition, individual notice of those requirements shall be mailed to every person who is registered in the Town as a Collector. The notice shall specify the date after which all persons disposing of Recyclable Solid Waste in the Town must use that disposal site, and shall generally state any other necessary requirements for that disposal, such a limitations on the amount of Recyclable Solid Waste which may or must be delivered, or the dates or times at which delivery must be made.

(6) In addition to designating a disposal site for Recyclable Solid Waste, the Town may from time to time designate or identify additional sites for disposal of Unacceptable Waste, Hazardous Waste, or Recyclable Solid Waste in excess of the amount to be disposed of at the primary designated site. Those sites may include transfer stations or drop-off sites for the convenience of residents, landfills, or any other type of facility deemed appropriate by the Town. If any person will be required to use a particular site, that site shall be designated in the manner provided in Section 22a-220a, C.G.S.

Section 11. Reporting Requirements.

(a) Every Collector shall obtain and utilize reporting forms provided by the Director of Public Works.

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(b) Every Collector shall keep and maintain accurate records.

(c) All information requested, including but not limited to, the following:

(1) The amount of recyclable solid waste derived from each municipality recorded by truckload;

(2) The disposal facility to which the waste is taken and the total tonnage disposed of at such facility(ies); and

(3) The amount of solid waste derived from a recycling facility which has processed the Town's Recyclable Solid Waste, transported from that facility to the Bristol trash-to-energy facility.

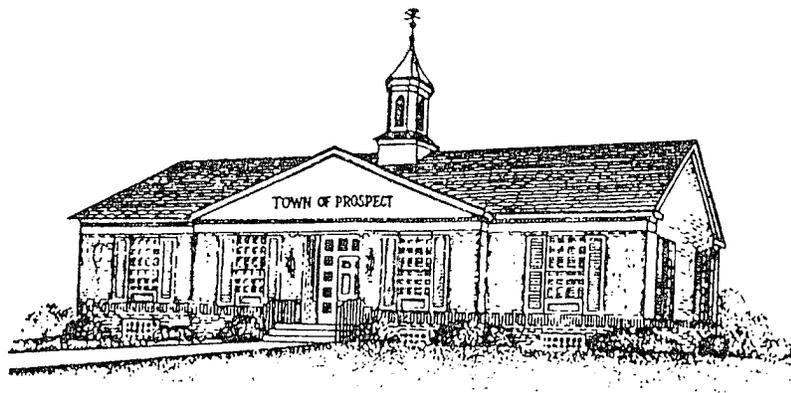
Section 12. Penalty. Every person who violates any provision of this ordinance shall be guilty of a violation, as defined in Section 53a-27(a), C.G.S. and shall be subject to a maximum fine of Two Hundred and 00/100 (\$200.00) Dollars for each violation. Every day that a person continues in violation of this ordinance shall be deemed a separate violation.

Section 13. Severability. If any provision of this ordinance is declared invalid, that decision shall not affect the remaining provisions of this ordinance, which shall continue in full force and effect.

Section 14. Effective Date. This ordinance shall become effective 21 days after publication as required by law.
Approved: December 4, 1990 Douglas B. Merriman, Chairman Prospect Town Council

Publication Date: December 6, 1990
Effective Date: December 27, 1990
Received for record: December 5, 1990

Douglas B. Merriman
Patricia M. Vaillancourt CMC/AEE
Town Clerk of Prospect



TOWN COUNCIL - TOWN OF PROSPECT, CONNECTICUT 06712-1699
36 CENTER STREET (203) 758-4461

TOWN OF PROSPECT

ORDINANCE 54-06-25-91

Property Tax Exemption for Motor Vehicles that are specially equipped for Disabled Veterans and for certain Ambulance Type Motor Vehicles.

Sec. 1A - Property Tax Exemption for Motor Vehicles that are specially equipped for Disabled Veterans.

Pursuant to Sec. 12-81h of the General Statutes of the State of Connecticut, the Town of Prospect hereby adopts and authorizes the property tax exemption for any one motor vehicle that is specially equipped for a disabled veteran as set forth in said statute. The tax exemption shall be 100% of the assessed value of such motor vehicle and shall be effective for the October 1, 1990, Grand List.

Sec. 1B - Property Tax Exemption for the Dwelling House and Lot for Residence of a Disabled Veteran who has received Assistance for Special Housing under Title 38 of the United States Code.

Pursuant to Sec. 12-81(21) of the General Statutes of the State of Connecticut, the Town of Prospect hereby adopts and authorizes the property tax exemption for the dwelling house and lot whereupon the same is erected for residence of a disabled veteran who has received assistance for special housing under Title 38 of the United States Code and has applied such assistance towards the acquisition of such dwelling house and subject to the conditions as set forth in said Statutes. This shall be effective for the October 1, 1990, Grand List.

Sec. 2A - A Personal Property Tax Exemption for certain Ambulance Type Motor Vehicles.

Pursuant to Sec. 12-81c of the General Statutes of the State of Connecticut, the Town of Prospect hereby adopts and authorizes the personal property tax exemption for any ambulance-type motor vehicle which is used exclusively to transport any medically incapacitated individual, except any such vehicle used to transport any such individual for payment, as said exemption is set forth in said General Statutes.

Sec. 2B - Definitions:

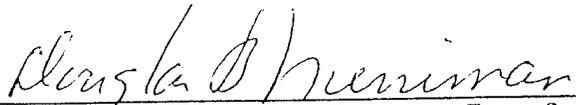
Ambulance-type motor vehicle means any motor vehicle specially equipped or modified in a significant way for the purpose of being operated by a physically disabled individual or for transporting medically incapacitated individuals. This specially equipped or modified vehicle may include but not be limited to, vehicles which include lifts, braking or accelerating mechanisms for manual

ORDINANCE 54-06-25-91

operation or other such devices designed to provide physically disabled persons to use or operate motor vehicles, are equipped with stretchers, beds or other special seating.

Sec. 3 - Procedure:

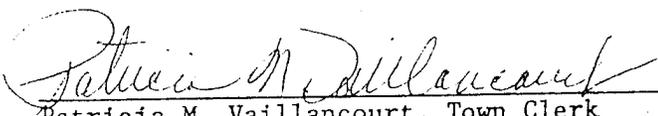
Applications for such exemption shall be filed annually with the Chief Assessor of the Town of Prospect, in such manner and requiring such information as required by the Chief Assessor, not later than November 1 following the assessment date with respect to which such exemption is claimed or, for vehicles purchased on or after September 1 and on or before July 31 of the assessment year for which such exemption is requested, not later than sixty (60) days after such purchase.



Douglas B. Merriman, Prospect Town Council
Chairman

APPROVED DATE: June 25, 1991
PUBLICATION DATE: July 1, 1991
RECEIVED FOR RECORD: June 28, 1991

EFFECTIVE DATE: July 22, 1991



Patricia M. Vaillancourt, Town Clerk

ORDINANCE CONCERNING HOUSE NUMBERING

Section 1 - It is the intent and purpose of this ordinance to establish an effective and easily recognizable system of the exact location of any building unit by emergency personnel.

Section 2 - The owner of any building used for residential or commercial purposes shall affix thereto a building unit number, designating the town approved street number of such building. Such number shall be no less than three (3) inches in height, a color contrasting to the area to which it is affixed, shall be visible from the street to which the number relates, and shall be located on the top, bottom, or side of the main entrance of the building facing said street. In the case of a building more than 50 feet from said street, the owner shall, in addition to the number on the building, display a building unit number meeting the specifications set forth herein, on a mailbox, fence or post located at the property line reasonably adjacent to said street or at the side of the driveway or sidewalk in such a manner as to make said number visible from the street. If the building unit number is placed upon a mailbox adjacent to the street, said building unit number shall be placed on each side of the mailbox in a location visible from the street.

Section 3 - The owner or association in control of each existing apartment complex, similar multi-building complex or mobile home park shall place upon the outside of each building and/or unit in said complex, in a location and format approved by the Town, the number and name of each such building.

Section 4 - This ordinance shall apply to both existing buildings as well as those erected hereafter.

Section 5 - Any person who violates this ordinance shall be first warned and thereafter fined \$50. For the purposes of this ordinance, it shall be considered a separate violation for each calendar year of non-compliance.

Douglas B. Merriman
DOUGLAS B. MERRIMAN, CHAIRMAN
PROSPECT TOWN COUNCIL

Received for record: Sept. 3, 1992
Approved Date: Sept. 1, 1992
Publication Date: Sept. 8, 1992
Effective Date: Sept. 29, 1992

Patricia M. Vaillancourt
PATRICIA M. VAILLANCOURT, TOWN CLERK

PROSPECT CORN
TOWN CLERKS OFFICE
RECEIVED FOR RECORD
92 SEP - 3 PM 2:13
Patricia M. Vaillancourt
TOWN CLERK

Approved by Council 9-1-92

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#56-09-01-92

TOWN ORDINANCE REGULATING THE USE OFTOWN OF PROSPECT PARKS

ARTICLE I: DEFINITIONS

For the purposes of the Ordinances, the following terms, phrases, words and their derivations shall have the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- 1.1 - Board is the Board of Recreation of the Town of Prospect.
- 1.2 - Chairman is the Chairman of the Board of Recreation, Town of Prospect.
- 1.3 - Director is the Director of Public Works.
- 1.4 - Park is a park, playground, playing field or any other area in the Town, owned or leased by the Town and devoted to active or passive recreation excluding all those areas in the Town designated as "open space" areas that are under the supervision of any other town commission and/or board.
- 1.5 - Person is any person, firm, partnership, association, corporation, company or organization of any kind.
- 1.6 - Town is the Town of Prospect.
- 1.7 - Vehicle is any conveyance, whether motor-powered, animal-drawn or self-propelled. The term shall include any trailer in tow of any size, kind or description. Exception is made for baby carriages and vehicles in the service of town parks.

ARTICLE II: PARK OPERATIONS

- 2.1 - Hours: All parks shall be open to Prospect residents and their guests every day of the year from dawn to one hour after sunset with the exception of those lighted facilities which shall be open from dawn to 11:00 P.M. The opening and closing hours for each individual park shall be posted therein for public information.
- 2.2 - Closed Areas: Any section or part of any park may be declared closed to the public by the Chairman or Director at any time and for any interval of time, either temporarily or at regular or stated intervals and either entirely or merely to certain uses, as the Chairman or Director shall find reasonably necessary.

ARTICLE III: TRAFFIC

- 3.1 - No person in a park shall drive any vehicle, excluding bicycles, upon any area except park roads or parking areas or such other areas as may on occasion be specifically designated as temporary parking areas by the Chairman or Director.

- 4.1 - Designated Areas: All vehicles shall be parked in established or designated parking areas. Such parking shall be in accordance with any posted directions at such area and with the instructions of any attendant who may be present.
- 4.2 - No parking shall be permitted in any of the parking areas of any park after closing.

ARTICLE V: ALCOHOLIC BEVERAGES

- 5.1 - The drinking, selling or possession of alcoholic beverages in any park is prohibited. No person shall enter into or remain in a park while intoxicated.

ARTICLE VI: NOISE

Reference #47-03-03-87 Noise Ordinance

- 6.1 - The noise levels established by reference ordinance for industrial levels shall apply to any park for both day time and night time.

ARTICLE VII: DOG CONTROL IN PARKS

- 7.1 - No person owning, keeping, or having custody of any dog shall permit such dog to roam or wander in any park in the Town of Prospect. Animals should be restrained at all times on an adequate leash. Further, any person shall be responsible for the cleaning up of their dog's waste products should said products be deposited on normal walking/running areas.

ARTICLE VIII: FIREARMS/WEAPONS

- 8.1 - No weapons as defined by Town of Prospect Police and Connecticut State Police are allowed in town parks. Weapons include but are not limited to guns, pistols, airguns, rifles, knives and archery equipment.

ARTICLE IX: FIRES

- 9.1 - No person shall light, kindle, build, attempt to build, or use any fire in any park, except in such areas under such regulations as may be established by the Board.

ARTICLE X: SAFETY

- 10.1 - Persons using or attending functions in town parks shall do so in a manner so as to respect the safety and general well being of others in the parks. Activities such as driving golf balls, the operation of model airplanes or other flying objects which may be hazardous to pedestrian traffic will not be allowed in areas of pedestrian traffic.

ARTICLE XI:

- 11.1 - Any exceptions to the listed park ordinances can be obtained by obtaining written permission from the Chairman or Director.

ARTICLE XII: BICYCLING

- 12.1 - Bicycling shall be permitted in all parks, unless otherwise designated by the Director. The operation of bicycles in a manner or place which disrupts, or otherwise interferes with other activities in or use of the park is prohibited.

ARTICLE XIII: SANITATION

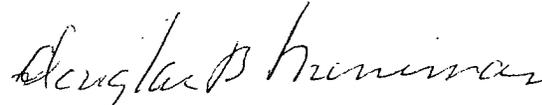
- 13.1 - No person shall discard, cast or leave any litter, refuse, paper, cans, bottles, broken glass, ashes or any other trash in or upon any park, except in the containers designated for those purposes by the Board.

ARTICLE XIV: BUILDINGS & OTHER PROPERTY

- 14.1 - No person in any park shall wilfully mark, deface, disfigure, injure, tamper with, displace or remove any buildings, bridges, tables, benches, fireplaces, railings, paving or paving material, waterlines or other public utilities or parts or appurtenances thereof, signs, notices, or plaques, whether temporary or permanent, monuments or stakes, or other boundary markers or other structures or equipment, facilities, or park property or appurtenances whatsoever, either real or personal.

ARTICLE XV: NATURAL RESOURCES

- 15.1 - No person shall cut, dig, damage, disturb, deface or remove any sand, soil, rock, stones, trees, shrubs, plants, flowers, foliage, grass, timber or other wood or materials, or make any excavation by tool, equipment, blasting or other means or agency in or of a park, except as otherwise provided herein. The picking of flowers and foliage and the collecting of rocks and minerals may be allowed by special permit of the Director.



DOUGLAS B. MERRIMAN, CHAIRMAN
PROSPECT TOWN COUNCIL

Received for recording: Sept. 3, 1992
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PATRICIA M. VAILLANCOURT, TOWN CLERK