

**Town of Weston, Connecticut  
Code Adoption Ordinance**

**Schedule A  
Specific Revisions at Time of Adoption of Code**

**Chapter 10, Alcoholic Beverages.**

**Article I, Consumption by Minors on Public Property.**

In § 10-2, Definitions, the definition of "minor" is amended by changing 20 years of age to 21 years of age.

Section 10-3 is amended by deleting the existing penalty of a fine of not to exceed \$90 for each offense and adding the following language:

*A. Any person to whom the sale of alcoholic liquor is by law forbidden who purchases or attempts to purchase such liquor or who makes any false statement for the purpose of procuring such liquor shall be fined not less than \$200 nor more than \$500.*

*B. Any minor who possesses any alcoholic liquor on any public street or highway, or in any other public or private location, shall, for a first offense, have committed an infraction and for any subsequent offense, be fined not less than \$200 nor more than \$500.*

**Chapter 18, Boards, Committees and Commissions.**

**Article II, Historic District Commission.**

Section 18-3 is amended to update the Charter reference from Section 7.11 to Section 8.2.

**Article III, Commission on Aging.**

Section 18-6, Establishment; composition; qualifications of members, is amended by deleting "appointed by the Board of Selectmen."

Original § 2-44, Appropriations for Commission, is repealed.

**Article IV, Board of Police Commissioners.**

Section 18-14 is amended to update the Charter reference from Section 5.10 to Section 6.2.

**Article VI, Parks and Recreation Commission.**

Section 18-28, Establishment; composition, is amended as follows:

*There is hereby established a Parks and Recreation Commission of the Town consisting of seven members, ~~no more than four of whom shall be members of the same political party~~ as provided in Section 8.2 of the Charter.*

**Chapter 23, Building Construction.****Article I, Building Code and Stop Order Violations.**

Section 23-1, Violation of Building Code or conditions of permit, is amended as follows:

*Any person who shall violate any provision of the Building Code of the state, as the same has been adopted as the Building Code of the Town, or who shall fail to comply with any of the requirements thereof, or who shall erect, construct or alter or repair any structure in violation of any approved plan or permit issued by the Building Official Inspector of the Town or of any permit or certificate issued under the provisions of the Building Code, shall be ~~guilty of an offense and shall be subject to a fine of not less than \$25 nor more than \$100 or by imprisonment not exceeding 30 days, or both such fine and imprisonment subject to a penalty as prescribed in § 29-254a of the General Statutes.~~ Each day that a violation continues shall be deemed a separate offense under the provisions of this Code.*

Section 23-2, Violation of stop order, is amended as follows:

*Any person who shall continue any work in or about any building or premises after having been served with a validly issued stop order by the Building Official Inspector of the Town shall be ~~guilty of an offense and shall be subject to a fine of not less than \$25 nor more than \$100 or by imprisonment not exceeding 30 days, or both such fine and imprisonment subject to a penalty as prescribed in § 29-254a of the General Statutes.~~ Each day that a violation continues shall be deemed a separate offense under the provisions of this code.*

**Article II, Building Permits Withheld for Delinquent Taxes.**

Sections 23-4 and 23-5 are amended by changing "Building Official" to "Building Inspector." Section 23-5 is further amended as set forth below:

*The Building Official Inspector may grant a building permit on properties upon which taxes are delinquent if he certifies in writing to the Tax Collector that an emergency exists affecting the health or safety of the occupants of a building upon which the building permit is sought, provided that the construction ~~permit~~ to be undertaken, pursuant to the building permit, is for the purpose of correcting the emergency affecting the health or safety of the occupants only.*

**Chapter 29, Bulky Printed Material.**

Section 29-4A is amended to update the Charter reference from Section 4.1 to Section 5.1.

**Chapter 39, Citations.**

Section 39-5 is amended to revise the list of sections to read as follows:

§ 240-9A, Buildings, uses and lots
§ 240-9B, Structures and projections within setback areas and additional restrictions
§ 240-11, Two-Acre Residential and Farming District
§ 240-12, Neighborhood Shopping Center District
Article IV, Special Permit Approval
Article V, Additional Special Permit Standards and Requirements
§ 240-32, Limited home occupation
§ 240-33, Keeping of roomers or boarders
§ 240-34, Apartments
Article VI, Disturbance of Soil
Article VII, Signs
Article VIII, Off-Street Parking and Loading
Article IX, Nonconforming Uses and Structures
§ 240-67, Zoning permits
240-68, Certificate of zoning compliance

**Chapter 51, Driveways.**

Original § 12-38.1, View of road; car length platform, added 7-23-1986, is repealed. See § 51-16D and E.

**Chapter 61, Emergency and Disaster Planning.**

Section 61-3A is amended to correct the reference to § 28-89(a) of the Connecticut General Statutes to § 28-8(a).

**Chapter 64, Ethics, Code of.**

Section 64-3A is amended to update the Charter reference from Section 9.1 to Section 10.1.

**Chapter 70, Fees.**

Section 70-1 is amended as follows: "Pursuant to Connecticut General Statutes § 8-1c, as it may be amended from time to time, ~~to~~ the following schedule of fees is hereby adopted. (Connecticut General Statutes § 22a-27j imposes a fee of ~~\$30~~ on certain land use applications. The fees listed herein are in addition to the state fee, where applicable.)"

**Chapter 129, Officers and Employees.****Article I, Justices of the Peace.**

Section 129-1 is amended by changing the number of Justices of the Peace from 15 to 10.

**Chapter 140, Peddling and Soliciting.**

Section 140-2, Permit required; exemptions, is amended by adding the following as Subsection D:

- D. Any sales by farmers and gardeners of the produce of their farms, gardens and greenhouses, including fruit, vegetables and flowers, or the sale, distribution and delivery of milk, teas, coffees, spices, groceries, meats and bakery goods, sales on approval, conditional sales of merchandise, or the taking of orders for merchandise for future delivery when full payment is not required at the time of solicitation.*

Section 140-5, Fees, is amended to read as follows: "At the time the application is filed with the Police Department, a fee, as set forth by the Permit Fee Schedule on file in the Chief of Police's office, shall accompany each permit request. The fee may be waived for charitable nonprofit organizations. A veteran qualified as provided in § 21-37 of the Connecticut General Statutes shall not be required to pay the permit fee."

Section 140-18, Penalties for offenses, is amended by changing \$100 to \$90 in Subsection A.

**Chapter 164, Solid Waste.**

Section 164-15, Hours of collection, is amended as follows:

*Collection of refuse from residences within the Town may be carried out only between the hours of 6:00 a.m. and 4:00 p.m., Monday through Friday established by the Board of Selectmen in regulations promulgated pursuant to this chapter.*

Section 164-32, Regulation by Selectmen, is amended by deleting the reference to § 7-194(8) and (14) of the Connecticut General Statutes.

Section 164-36, Prohibited activities; penalties for offenses, the last sentence, is amended as follows:

*Any person who violates the provisions of this ~~chapter~~ section shall, in addition to other legal remedies available to the Town, be fined ~~not more than \$100~~ as provided in § 164-5 of this chapter for each offense, and each act of collecting, transporting, or disposing of solid waste shall be a separate violation.*

Section 164-45, Collectors, is amended by changing "shall register with the Town" to "shall obtain a license from the Town."

## **Chapter 167, Southwest Regional Planning Agency.**

Section 167-1, Adoption of statute, is amended by changing the reference to the "former Connecticut Development Commission and/or by the Commissioner of Economic Development" to the "Secretary of the Office of Policy and Management or his designee."

## **Chapter 169, Streets, Sidewalks and Public Places.**

### **Article II, Excavations and Obstructions.**

Section 169-5, Form of permit, is amended by deleting the actual permit form and revising the wording to read as follows: "*The form of the permit issued under this article shall be prescribed by the Board of Selectmen.*"

## **Chapter 179, Taxation.**

### **Article III, Solar, Wind and Water Energy Equipment.**

Section 179-5, Exemption granted; time frame, is amended as follows:

*Any building or addition to a building, the construction of which is commenced on or after October 1, 1976, and before October 1, 1991, which is equipped with a solar energy heating or cooling system, shall be exempt from taxation to the extent of the amount by which the assessed valuation of such real property equipped with such solar heating or cooling system exceeds the assessed valuation of such real property equipped with the conventional portion of the heating or cooling system, exclusive of any portion of such*

*system related to solar energy, provided that this exemption shall only apply to the first 15 assessment years following construction of such building or addition.*

## **Chapter 195, Vehicles and Traffic.**

### **Article I, Tow-Away Zones and Vehicle Impoundment.**

Section 195-1 is amended to change "traffic authority" to "Board of Police Commissioners."

Section 195-2, Causes for impoundment, is amended so as to combine original Subsections (a) and (b) so that it reads as follows:

*Whenever any motor vehicle shall be found parked illegally in an area designated as a tow-away zone by the ~~traffic authority~~ Board of Police Commissioners, or whenever a motor vehicle shall be found abandoned thereby constituting a menace to traffic, such vehicle may be removed at the direction of the officer in charge of the Police Department to any motor vehicle pound established hereunder.*

### **Article II, Parking Regulations.**

Section 195-12, Regulations not to affect deliveries, is amended as follows:

Under no circumstances is ~~the subsequent addenda~~ any regulation adopted pursuant to this article to interfere with the delivery of essential services and materials to any ~~homestead~~ residence within the Town.