



Town of
North Stonington, Connecticut

A special town meeting of the electors and citizens qualified to vote in town meetings of the Town of North Stonington, Connecticut, will be held on the date indicated at the time and location noted below for the following purposes:

LOCATION: North Stonington Elementary School Multi -Purpose Room

DATE: January 24, 2011

TIME: 7:00 p.m.

1. To hear and act upon An Ordinance Authorizing the Water Pollution Control Authority to Adopt Regulations for the Use of Sewerage Systems
2. To hear and act upon an exception to the Town Ordinance dealing with the Consumption of Alcoholic Liquor within the public highways, parks, grounds, and beaches as follows:

There shall be exempted from Section 3-1, Code of Ordinances, Town of North Stonington, entitled, "Consumption of alcoholic liquor with the public highways, parks, grounds and beaches", the restaurant building and patio at 386 Norwich Westerly Road, North Stonington, Connecticut, Assessor's Tax Parcel 9642, Account M 148000, tax assessment list of October 1, 2010".

3. To review and accept an Agreement between the Town of Groton and the Town of North Stonington regarding provision of Emergency Dispatching Services.
4. To consider and act upon a resolution to provide that pursuant to a resolution adopted at the Special Town Meeting held December 15, 2011, which resolution is reauthorized, ratified and confirmed, the Town increase by \$434,122 the appropriation for the boiler installation and conversion project at the school facilities included in the capital budget for the Fiscal Year ending June 30, 2011, for an aggregate appropriation of \$546,122; that the Town issue its bonds or notes and temporary notes, in an amount not to exceed \$434,122 to finance, in part, the boiler installation and conversion project; that the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes to finance the project; to authorize the First Selectman and the Treasurer of the Town to determine the amounts, dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes, and to perform all other acts which are necessary or appropriate to issue the bonds or notes; to authorize the First Selectman and the Treasurer to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by the resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years; to authorize the First Selectman and the Treasurer to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes; to authorize the Board of Education to apply for and accept state grants for the project and act as a building committee to complete the project, to file applications with the State Board of Education, to execute grant agreements for the project, and to file such documents as may be required by the State Board of Education to obtain grants for the costs of financing the project; and to authorize the Board of Selectmen, the First Selectman, the Treasurer, the Board of Education and other proper officers and officials of the Town to take all other action which is necessary or desirable to complete the project and to issue bonds and notes to finance the aforesaid appropriation.
5. To hear and act upon three petitioned questions regarding the \$60 fee at the Transfer Station
 - Shall the Town of North Stonington, repeal the annual sticker fee (\$60), for using the Transfer Station, (AKA the dump)?
 - Shall the residents who have already paid the fee in 2010 be given a refund?
 - In the event of the passage of question #2, shall the Selectmen have the option to refund fee-payers by deducting \$60 from their next property tax bill?

Dated at North Stonington this 14th day of January, 2011.

BOARD OF SELECTMEN

Nicholas H. Mullane II
Nicholas H. Mullane, II

Shawn P. Murphy
Shawn P. Murphy

L. William Briscoe
L. William Briscoe

Item #7

Water Pollution Control Authority
Ordinance Revision

**AN ORDINANCE AUTHORIZING THE WATER POLLUTION CONTROL AUTHORITY
TO ADOPT REGULATIONS FOR THE USE OF SEWERAGE SYSTEMS**

Be it ordained by the legal voters and electors of the Town of North Stonington, acting in lawful Town Meeting duly assembled, that:

1. The power to adopt and amend regulations for the supervision, management, control, operation and use of sewerage systems within the town of North Stonington shall be vested exclusively in the Water Pollution Control Authority of the Town of North Stonington to the extent allowed by state law, including, but not limited to, Chapter 103 of the Connecticut General Statutes, as it may be amended.
2. Any regulations adopted or amended, whether before or after the effective date of this ordinance, by the Water Pollution Control Authority of the Town of North Stonington acting under its lawful scope of authority pursuant to Chapter 103 of the Connecticut General Statutes, as it may be amended, shall be deemed to supersede any contrary regulations previously adopted by Town ordinance, including, but not limited to, the ordinance adopted by Town Meeting on September 25, 2000.
3. Nothing in this ordinance shall be deemed to authorize the Water Pollution Control Authority of the Town of North Stonington to regulate sewerage systems except to the extent such authority is expressly delegated to water pollution control authorities by Chapter 103 of the Connecticut General Statutes, as it may be amended.
4. This ordinance shall take effect fifteen days after publication, in accordance with the Connecticut General Statutes.

Public Hearing Date:

Adoption Date:

Publication Date:

Effective Date:

NEW

**WATER POLLUTION
CONTROL AUTHORITY
REGULATIONS**

**for the
Town of North Stonington, Connecticut**

*Adopted July 12, 1994
and amended through*

SEPTEMBER 20, 2010

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**TOWN OF NORTH STONINGTON
WATER POLLUTION CONTROL AUTHORITY**

**REGULATIONS FOR USE OF MUNICIPAL AND COMMUNITY
SEWERAGE SYSTEMS WITHIN THE TOWN OF NORTH STONINGTON**

ARTICLE I - AUTHORITY

These Regulations for the use of municipal and community sewerage systems within the Town of North Stonington are hereby established by the North Stonington Water Pollution Control Authority ("Authority") in accordance with the provisions of Chapter 103 (specifically, Section 7-247) of the Connecticut General Statutes.

ARTICLE II - PURPOSE

These Regulations are established to fulfill the objectives set forth in the North Stonington Water Pollution Control Plan adopted by the Authority on January 18, 1994 (the "Plan"), as it may be amended. The findings, policies and objectives set forth in that Plan are hereby adopted and incorporated herein by reference.

It is specifically the purpose of these Regulations to further the policy of sewer avoidance within the Town of North Stonington, but to provide municipal sewerage facilities to specific and limited areas within the Town in order to fulfill the Town's objectives for targeted industrial and other business-related, nonresidential growth. Therefore, these Regulations provide for the extension of municipal sewers only to those specific properties located within the North Stonington Sewer District, as established under Article IV.

It is further the purpose of these Regulations to ensure the effective management of non-municipal community sewerage systems, as defined in section 7-245 of the Connecticut General Statutes, and to prevent, minimize, and remediate the pollution of surface water and groundwater caused by the subsurface disposal of sewage.

ARTICLE III - DEFINITIONS

For the purposes of these Regulations, the following terms shall be defined as follows:

- a. "Community sewerage system" shall have the meaning set forth in Section 7-245 of the Connecticut General Statutes, as it may be amended. As of the last date of revision of these Regulations, the statute defined the term as follows: "any sewerage system serving two or more residences in separate structures which is not connected to a municipal sewerage system or which is

connected to a municipal sewerage system as a distinct and separately managed district or segment of such system."

b. "Delegated private sewerage system" shall mean a private sewerage system for which the Town of North Stonington has delegated the power of review and approval to the North Stonington Water Pollution Control Authority.

c. "Municipal sewerage system" shall mean a sewerage system owned or operated by the Town of North Stonington, the Town of Stonington, or both.

d. "Private sewerage system" shall mean any sewage disposal system that is designed to provide for the disposal of 2,000 gallons or more of sewage per day, and that is not operated or proposed to be operated by a municipality, or by a municipal, state or federal agency.

e. "Sewage" shall mean any substance, liquid or solid, that may contaminate, pollute, or affect the cleanliness or purity of any water.

f. "Sewerage system" shall mean any device, equipment, appurtenance, facility and method for collecting, transporting, receiving, treating, disposing of or discharging sewage.

ARTICLE IV - USE OF THE MUNICIPAL SEWERAGE SYSTEM

Section 1. Establishment Of Sewer District

The Authority hereby establishes a sewer district to be known as the North Stonington Sewer District (the "Sewer District"). The lands comprising the Sewer District are specifically limited to the following areas:

a. The area comprising the OR zoning district, as depicted on the official zoning map of the Town of North Stonington as of July 12, 1994 or as amended.

b. The area comprising that portion of the HC (***HC Zone changed to VC Zone as of 12/15/2008***) zoning district located at the northeast corner of the intersection of Connecticut Routes 2 and 184, as depicted on the official zoning map of the Town of North Stonington as of July 12, 1994 or as amended. No other portion of the HC zoning district is included in the Sewer District.

c. The contiguous land area owned by the State of Connecticut as of July 12, 1994, or as amended and located immediately south of Connecticut Route 617 and west of Connecticut Route 49.

The establishment of the Sewer District is not intended, and shall not be deemed, to create any private or public rights to connect to the municipal sewerage system. The fact that a lot or parcel of land is located within the Sewer District shall not, in and of itself, be a sufficient basis for the Authority to allow a connection to the municipal sewerage system. Rather, the Authority shall permit such connection only for the following lots or parcels within the Sewer District, subject, however, to the provisions of Article IV, Section 3:

- 1) Properties that have been identified by the Authority as having subsurface sewage disposal systems that, as of July 12, 1994, had already failed and that are incapable of being repaired or replaced on-site due to physical limitations and Public Health Code requirements;
- 2) Properties that are zoned for industrial or other business-related, nonresidential development, and that are served by a metered water-supply system;
- 3) Properties allowed to be connected to the municipal sewerage system in accordance with Article IV, Section 2 of these Regulations.

It is specifically the intention of the Authority and the purpose of these Regulations to exclude from connection to the municipal sewerage system any properties not included in the categories set forth above or described in Article IV, Section 2, regardless of whether such excluded properties are within the Sewer District or are proximate to the sewer line. Such exclusion is deemed by the Authority to be necessary to further the policy of sewer avoidance and to reserve the available capacity of the municipal sewerage system, as it may be provided under any intermunicipal agreement or agreements between the Town of Stonington and the Town of North Stonington, for properties to be developed for industrial or other business-related, nonresidential uses.

Section 2. Connection Of Other Properties To The Municipal Sewerage System

As set forth in Article IV, Section 1 of these Regulations, it is the intention of the Authority that no properties other than those specifically identified in Article IV, Section 1 be connected to the municipal sewerage system, regardless of whether such other properties may be near, abut, or contain any portion of the municipal sewerage system. Nonetheless, the Authority may allow the connection of other properties to the municipal sewerage system if, and only if, all of the following criteria have been met:

- a. The connection of such property to the municipal sewerage system is necessary to remedy the failure of a subsurface sewage disposal system;

b. The Authority is provided with written certifications by a professional engineer properly licensed within the State of Connecticut and by the Town Sanitarian or Health Officer, or a Town consultant having equivalent qualifications, that it is not feasible to repair or replace the failed septic system on-site and that all administrative remedies under the Public Health Code, including the possibility of waivers or variances, have been exhausted;

c. The failed septic system was (i) in existence on July 12, 1994, or (ii) constructed after July 12, 1994, in accordance with all then-existing local, state, and federal land-use, health, and environmental laws (including, but not limited to, statutes, ordinances, regulations and codes), subject to the additional provisions set forth below;

d. The property to be connected either (i) abuts a portion of the municipal sewerage system already in existence, or (ii) abuts another lot that is already served by, or that abuts any portion of, the municipal sewerage system already in existence, provided the Authority may refuse to allow the connection of any property to the municipal sewerage system if the remediation of the septic-system failure on such property would require the extension of the municipal sewer line by more than 200 feet (not including the length of any private sewer lateral line necessary to connect the failed septic system to the municipal sewerage system); and

e. The Authority finds that there is sufficient excess capacity available in the municipal sewerage system to accommodate the additional wastewater flows under any intermunicipal agreement or agreements the Town of North Stonington may have with the Town of Stonington.

A septic system constructed after July 12, 1994, shall not be deemed to have been constructed in accordance with the provisions of paragraph c, above, unless the applicable laws would have allowed the construction of the septic system regardless of the existence or planned extension of the municipal sewerage system.

Section 3. Power Of Authority To Refuse Connection

Notwithstanding the provisions of Article IV, Sections 1 and 2, of these Regulations, the Authority reserves the power and right to refuse to allow any property, whether within or outside of the Sewer District, to connect to the municipal sewerage system. Such refusal may be made if, in the judgment of the Authority, the proposed connection would result in wastewater flows of a volume or character that would, or could reasonably be expected to, have an adverse effect on any portion of the municipal sewerage system, including that portion located within the Town of Stonington. For purposes of this Section, the term "adverse effect" includes, but is not limited to, overloading or chemical or physical damage to any portion of the municipal

sewerage system. The Authority may also refuse to allow the connection of any property to the municipal sewerage system if, in the judgment of the Authority, the projected flow volumes would use up a substantial portion of the excess capacity available to the Town of North Stonington under any intermunicipal agreement or agreements with the Town of Stonington, and the Authority determines that the preservation of such excess capacity is necessary or desirable to accomplish other development objectives of the Town of North Stonington.

In determining whether to refuse any request for connection to the municipal sewerage system, the Authority may also consider any potential impact of the use for which the connection has been proposed on groundwater quality and quantity, groundwater recharge, and existing and potential water supplies or water-supply sources.

Section 4. Orders To Connect

In accordance with Section 7-257 of the Connecticut General Statutes, the Authority may order the owner of any building to which the municipal sewerage system is available to connect the building to the system. No such order shall be issued until after a public hearing with respect thereto, and such hearing shall take place only after due notice in writing to such property owner. Any owner aggrieved by such an order may appeal in accordance with the provisions of the Connecticut General Statutes. If any owner fails to comply with an order to connect, the Authority shall cause the connection to be made and shall assess the expense thereof against such owner. It is the intention of the Authority that all properties within the Sewer District having septic systems that have failed, and that cannot be replaced or repaired on site, be connected to the municipal sewerage system as soon as practicable after such connection becomes possible.

Section 5. No Increase In Flows

The Authority recognizes that the capacity of the municipal sewerage system to receive sanitary sewage discharges from properties located within the Town of North Stonington may be limited by, among other things, intermunicipal agreements between the Town of North Stonington and the Town of Stonington. Therefore, it is the intention of the Authority that the average daily wastewater flows (measured on a monthly basis) from properties connected to the municipal sewerage system shall not be significantly increased beyond Permitted Flows, as defined below, without the express written approval of the Authority. The Permitted Flow for any use shall be an average daily wastewater flow (measured on a monthly basis) that the Authority determines to be reasonably necessary for the conduct of an existing or proposed use. In making a determination as to the amount of any Permitted Flow, the Authority may consider any relevant information, including, but not limited to, available records of actual wastewater flows for existing uses. Any increase of more than five (5) percent or five hundred (500)

gallons per day, whichever is less, in a Permitted Flow shall be considered significant and shall not be allowed without the express written approval of the Authority.

In order to facilitate the Authority's review of compliance with the provisions of these Regulations, the owners or lessees of all nonresidential properties that are connected to the municipal sewerage system and that have projected or actual wastewater flows of five thousand (5,000) gallons per day or more shall be required to provide the Authority with written, daily records of the amounts of water usage on their respective properties. Compilations of such records shall be submitted to the Authority no less than once every three months.

Section 6. Requirement Of Reporting Land-Use Changes

In order that the Authority may properly monitor wastewater flows from properties connected to the municipal sewerage system, it is necessary that information regarding any significant changes to the uses of those properties be reported to the Authority. Therefore, any owner of property connected to the municipal sewerage system shall, prior to the construction of any additional buildings or structures on the property or any alteration of an existing building or structure that would increase its bulk volume, file with the Authority (i) a written notice of intent to undertake such construction or alteration, together with sufficient plans to enable the Authority to understand and review the nature and potential effects of such construction or alteration on water usage; and (ii) a written statement of the extent to which such construction or alteration, and the uses to which such new or altered buildings or structures may be put, may be reasonably expected to increase the average daily wastewater flows from the property. The Authority may refuse to allow the additional wastewater flow if it determines that the flow would either (i) exceed the capacity of the municipal sewerage system, as permitted under any intermunicipal agreement or agreements; (ii) reduce the remaining capacity of the municipal sewerage system below a level the Authority has determined should be reserved for availability to other specific areas or development within the Town; or (iii) adversely affect any part or any process of the municipal sewerage system in the Town of North Stonington or the Town of Stonington.

Section 7. Penalties For Noncompliance

If the Authority finds that any connection has been made to the municipal sewerage system, or that any flows to the municipal sewerage system have been increased, in violation of any provision of these Regulations, the Authority may order the disconnection of the noncomplying property from the municipal sewerage system, or may issue such other orders or take such other actions as may be allowed by law to bring such properties into compliance with these Regulations: Except as provided hereafter, no such order shall be issued until after a public hearing with respect thereto after due notice in writing to such property owner. The Authority may issue such an order without first holding a hearing if it deems the immediate issuance of such order to

be necessary to prevent imminent and substantial harm to any portion of the municipal sewerage system, whether located in the Town of North Stonington or the Town of Stonington; however, the Authority shall, in such circumstances, provide an opportunity for a hearing as soon as practicable after issuing such order and shall provide due notice of the hearing in writing to the property owner.

Nothing in this Article shall be deemed to prevent the Authority from taking immediate action to remediate or correct any condition or conditions that, in the judgment of the Authority, pose a threat of imminent and substantial harm to any portion of the municipal sewerage system, whether located in the Town of North Stonington or the Town of Stonington.

Section 8. Assessments And Sewer Use Charges

The Authority is hereby authorized to levy benefit assessments upon the lands and buildings located in the Town of North Stonington and especially benefited by the acquisition, construction, or extension of the municipal sewerage system pursuant to these Regulations, whether such lands or buildings abut on such system or not, and upon the owners of such land and buildings, according to such rules as the Authority may hereafter adopt, pursuant to the powers vested in the Authority under Section 7-249 of the Connecticut General Statutes, as amended, and subject to the right of appeal provided therein. In addition, the Authority may establish and revise fair and reasonable charges for connection with and for the use of the municipal sewerage system in accordance with the provisions of Section 7-255 of the Connecticut General Statutes, as amended, and subject to the right of appeal set forth therein.

Section 9. Sewer Connection Approval And Fees: Nonresidential And Multifamily Residential Uses

a. Approval Required. Whenever it is proposed that property located in the Town of North Stonington be used for nonresidential or multifamily residential purposes, and that such property be connected to municipal sewerage facilities; or whenever any such use is proposed for property already connected to such facilities, such proposal must be reviewed by the Authority. No such connection shall be made without the approval of the Authority.

b. Application for Approval. Any person who proposes to connect nonresidential or multifamily residential property located in the Town of North Stonington to municipal sewerage facilities, or to use an existing connection to such facilities for nonresidential or multifamily residential purposes, shall submit an application to the Authority on such forms as the Authority may require, together with sufficient information to demonstrate, to the satisfaction of the Authority, that the proposed sewerage system will comply with all applicable local, state, and federal health and environmental laws and regulations.

c. Fees for Processing Applications.

1) The applicant for such proposed connection or use of an existing connection shall pay a base fee of \$500 (Five Hundred Dollars) to the Authority at the time of application. For purposes of these Regulations, the "time of application" shall be the date upon which the applicant presents plans for the proposed connection or use to the Authority for review. The base fee is intended to offset, in part, the Town's costs for administrative and technical review and processing, including, but not limited to, publication of legal notices, preliminary review by Town administrative and technical staff, and hearing and transcription expenses.

2) The applicant shall pay any further fees in an amount equivalent to the total amount of all fees and expenses charged by the Town of North Stonington's consultants and attorneys for engineering, environmental and legal review of the proposed connection or use and of documents to be executed by the Town, the Authority, the applicant or others in connection with such review. Such additional fee must be paid in full before the connection is made or the use is established.

3) The base fee and additional fees set forth in this section shall be in addition to, and not in lieu of, such other charges as may be established by law or regulation for the connection of property located in the Town of North Stonington to municipal sewerage facilities.

d. Conditions of Approval.

The Authority may limit, restrict or place conditions on the connection of any nonresidential or multifamily residential use to the municipal sewerage system if the Authority finds that such limitations, restrictions or conditions would assure, or help assure, that all of the requirements and standards set forth in these Regulations will be met.

ARTICLE V - COMMUNITY AND PRIVATE SEWERAGE SYSTEMS

Section 1. Approval Required.

No community or delegated private sewerage system shall be constructed or operated without the review and approval of the Authority.

Section 2. Application For Approval.

An applicant for approval of a proposed community or delegated private sewerage system shall submit an application to the Authority on such forms as the Authority may require, together with sufficient information to demonstrate, to the satisfaction of the Authority:

- a. That the proposed community or delegated private sewerage system will comply with all applicable local, state, and federal health and environmental laws and regulations;
- b. That the proposed community or delegated private sewerage system has been designed by a properly qualified civil engineer or other properly qualified professional;
- c. That the proposed community or delegated private sewerage system will not cause unreasonable pollution to surface water or groundwater within the Town of North Stonington.
- d. That the proposed community or delegated private sewerage system will be owned and managed in accordance with the criteria set forth in Section 7-246f of the Connecticut General Statutes (2009), as amended.

Section 3. Fees For Processing Applications.

- a. The applicant for a proposed community or delegated private sewerage system shall pay a base fee of \$500 (Five Hundred Dollars) to the Authority at the time of application. For purposes of these Regulations, the "time of application" shall be the date upon which the applicant presents plans for the proposed community or delegated private sewerage system to the Authority for review. The base fee is intended to offset, in part, the Town's costs for administrative and technical review and processing, including, but not limited to, publication of any required legal notices, preliminary review by Town administrative and technical staff, and hearing and transcription expenses.
- b. The applicant shall pay any further fees in an amount equivalent to the total amount of all fees and expenses charged by the Town's consultants and attorneys for engineering, environmental and legal review of the proposed connection and of documents to be executed by the Town, the Authority, the applicant or others in connection with such review. Such additional fee must be paid in full before the community or delegated private sewerage system is constructed.

- c. The base fee and additional fees set forth in this section shall be in addition to, and not in lieu of, such other charges as may be established by law or regulation for the construction or operation of community or delegated private sewerage systems in the Town of North Stonington.

Section 4. Information To Be Provided To The Authority.

Any person, partnership, corporation, limited liability company, or other legal entity that owns or operates any community or private sewerage system and that submits or files any information, application, petition, request, or other written correspondence regarding the construction, installation, operation, maintenance, or condition of such sewerage system to the Connecticut Department of Environmental Protection, Connecticut Department of Public Health, United States Environmental Protection Agency, or any other state or federal agency having regulatory jurisdiction over such system, shall, no later than the date of such submission or filing, submit a copy of all such documents to the Authority. The purpose of the foregoing requirement is to assure that the Authority has the most current information available regarding such sewerage systems in order to further the Authority's goal of preventing and minimizing water pollution within the Town of North Stonington.

Section 5. Conditions of Approval.

The Authority may limit, restrict or place conditions on any approval of a proposed community or delegated private sewerage system if the Authority finds that such limitations, restrictions or conditions would assure, or help assure, that all of the requirements and standards set forth in Article V, Section 2 of these Regulations, including, but not limited to, the criteria set forth in Section 7-246f of the Connecticut General Statutes (2009), as amended, will be met.

Section 6. Enforcement.

If the entity owning a community sewerage system fails to take any action in accordance with requirements of these Regulations or of Section 7-246f of the Connecticut General Statutes, as amended, the Authority may take any such action on behalf of the entity, or any other action within the powers granted to the Authority, that it finds necessary to ensure the effective operation of the system and to prevent pollution of the waters of the state, including, but not limited to, all powers set forth in the aforesaid statute.

ARTICLE VI - AMENDMENTS

These Regulations may be amended by the Authority from time to time as it deems necessary.

ARTICLE VII - VALIDITY

If any section, paragraph, subdivision, clause, or provision of these Regulations shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged, and the remainder of these Regulations shall be deemed valid and effective.

ARTICLE VIII - EFFECTIVE DATE

The date of adoption and the effective date of these amended Regulations is

**NORTH STONINGTON WATER
POLLUTION CONTROL AUTHORITY**

(c) *Appointment.* The current members and alternate members of the North Stonington Conservation Commission shall be appointed by the Board of Selectmen, to serve as members and alternate members of the North Stonington Inland Wetlands and Watercourses Commission, their terms being identical to their terms as members and alternate members of the current Conservation Commission.

(d) *Terms of office.* As terms expire, or as vacancies occur, the Board of Selectmen shall appoint successors to fill the vacated terms.

(e) *Membership requirements.* The members of the North Stonington Inland Wetlands and Watercourses Commission shall be electors of the Town of North Stonington, and they shall not hold any salaried position in the Town of North Stonington.

(Ord. of 9-8-2003(1))

State law references—Authority to create Commission, G.S. § 22-a-42; powers generally, G.S. 22a-36—22a-45a.

Secs. 9-3—9-20. Reserved.

ARTICLE II. WATER POLLUTION CONTROL AUTHORITY*

Sec. 9-21. Water Pollution Control Authority.

(a) *Established.* There shall be a Water Pollution Control Authority in the Town of North Stonington with all powers granted under law.

(b) *Terms.* The Water Pollution Control Authority shall consist of eight members to be appointed by the Board of Selectmen for terms of two years.

(c) *Membership requirements.* The members of the Water Pollution Control Authority shall be residents of the Town of North Stonington, and if any member shall cease to be a resident of the Town, his office shall be deemed vacant. The members of the Water Pollution Control Authority shall serve without salary.

(Ord. of 1-31-1972(2), §§ 1—3; Ord. of 2-25-1980, § 1)

State law reference—Water pollution control authorities, G.S. § 7-246.

Sec. 9-22. Regulations established by Authority.

These regulations for the use of sewerage systems within the Town of North Stonington are hereby established by the North Stonington Water Pollution Control Authority ("Authority") in accordance with the provisions of G.S. Ch. 103 (specifically, § 7-247).

(Ord. of 9-25-2000, Art. I)

**Editor's note*—An Ord. of September 25, 2000, added material to the Code pertaining to the Water Pollution Control Authority. In order to facilitate codification and keep related material together, Article II has been added at the discretion of the editor. Additionally former § 9-3 has been renumbered as § 9-21 to include it with other material that pertains to the same subject.

Sec. 9-23. Purpose.

These regulations are established to fulfill the objectives set forth in the North Stonington Water Pollution Control Plan adopted by the Authority on January 18, 1994 (the "plan"), as it may be amended. The findings, policies and objectives set forth in that plan are hereby adopted and incorporated herein by reference. It is specifically the purpose of these regulations to further the policy of sewer avoidance within the Town of North Stonington, but to provide municipal sewerage facilities to specific and limited areas within the Town in order to fulfill the Town's objectives for targeted industrial and other business-related nonresidential growth. Therefore, these regulations provide for the extension of municipal sewers only to those specific properties located within the North Stonington Sewer District, as established under Section 9-25.

It is further the purpose of these regulations to prevent, minimize, and remediate the pollution of surface water and groundwater caused by the subsurface disposal of sewage. (Ord. of 9-25-2000, Art. II)

Sec. 9-24. Definitions.

For the purposes of these regulations, the following terms shall be defined as follows:

Community sewerage system shall have the meaning set forth in G.S. § 7-245 of the Connecticut General Statutes (1997), as amended.

Delegated private sewerage system shall mean a private sewerage system for which the Town of North Stonington has delegated the power of review and approval to the North Stonington Water Pollution Control Authority.

Municipal sewerage system shall mean a sewerage system owned or operated by the Town of North Stonington, the Town of Stonington, or both.

Private sewerage system shall mean any sewage disposal system that is designed to provide for the disposal of 2,000 gallons or more of sewage per day, and that is not operated or proposed to be operated by a municipality, or by a municipal, state or federal agency.

Sewage shall mean any substance, liquid or solid, that may contaminate, pollute, or affect the cleanliness or purity of any water.

Sewerage system shall mean any device, equipment, appurtenance, facility and method for collecting, transporting, receiving, treating, disposing of or discharging sewage.

(Ord. of 9-25-2000, Art. III)

Sec. 9-25. Use of the municipal sewerage system.

(a) *Establishment of sewer district.* The Authority hereby establishes a sewer district to be known as the North Stonington Sewer District (the "sewer district"). The lands comprising the sewer district are specifically limited to the following areas:

- (1) The area comprising the OR zoning district, as depicted on the official zoning map of the Town of North Stonington as of the effective date of these regulations.

- (2) The area comprising that portion of the HC zoning district located at the northeast corner of the intersection of Connecticut Routes 2 and 184, as depicted on the official zoning map of the Town of North Stonington as of the effective date of these regulations. No other portion of the HC zoning district is included in the sewer district.
- (3) The contiguous land area owned by the State of Connecticut as of the effective date of these regulations and located immediately south of Connecticut Route 617 and west of Connecticut Route 49.

The establishment of the sewer district is not intended, and shall not be deemed, to create any private or public rights to connect to the municipal sewerage system. The fact that a lot or parcel of land is located within the sewer district shall not, in and of itself, be a sufficient basis for the authority to allow a connection to the municipal sewerage system. Rather, the authority shall permit such connection only for the following lots or parcels within the sewer district, subject, however, to the provisions of subsection (c) of this section:

- (1) Properties that have been identified by the authority as having subsurface sewage disposal systems that, as of the effective date of these regulations, had already failed and that are incapable of being repaired or replaced on-site due to physical limitations and public health code requirements;
- (2) Properties that are zoned for industrial or other business-related, nonresidential development and that are served by a metered water-supply system;
- (3) Properties allowed to be connected to the municipal sewerage system in accordance with subsection (b) of this section.

It is specifically the intention of the Authority and the purpose of these regulations to exclude from connection to the municipal sewerage system any properties not included in the categories set forth above or described in subsection (b) of this section, regardless of whether such excluded properties are within the sewer district or are proximate to the sewer line. Such exclusion is deemed by the Authority to be necessary to further the policy of sewer avoidance and to reserve the available capacity of the municipal sewerage system, as it may be provided under any intermunicipal agreement or agreements between the Town of Stonington and the Town of North Stonington, for properties to be developed for industrial or other business-related, nonresidential uses.

(b) *Connection of other properties to the municipal sewerage system.* As set forth in subsection (a) of this section, it is the intention of the Authority that no properties other than those specifically identified in subsection (a) of this section be connected to the municipal sewerage system, regardless of whether such other properties may be near, abut, or contain any portion of the municipal sewerage system. Nonetheless, the Authority may allow the connection of other properties to the municipal sewerage system if, and only if, all of the following criteria have been met:

- (1) The connection of such property to the municipal sewerage system must be necessary to remedy the failure of a subsurface sewage disposal system;

- (2) The Authority must be provided with written certifications by a professional engineer properly licensed within the State of Connecticut and by the Town Sanitarian or Health Officer, or a Town consultant having equivalent qualifications, that it is not feasible to repair or replace the failed septic system on-site and that all administrative remedies under the Public Health Code, including the possibility of waivers or variances, have been exhausted;
- (3) The failed septic system must either have been:
 - a. In existence on the date of adoption of these Regulations; or
 - b. Constructed after the date of adoption of these Regulations in accordance with all then-existing local, state, and federal land-use, health, and environmental laws (including, but not limited to, statutes, ordinances, regulations and codes), subject to the additional provisions set forth below.
- (4) The property to be connected must either:
 - a. Abut a portion of the municipal sewerage system already in existence; or
 - b. Abut another lot that is already served by, or that abuts any portion of the municipal sewerage system already in existence,

Provided the Authority may refuse to allow the connection of any property to the municipal sewerage system if the remediation of the septic-system failure on such property would require the extension of the municipal sewer line by more than 200 feet (not including the length of any private sewer lateral line necessary to connect the failed septic system to the municipal sewerage system); and

- (5) The Authority must find that there is sufficient excess capacity available in the municipal sewerage system to accommodate the additional wastewater flows under any intermunicipal agreement or agreements the Town of North Stonington may have with the Town of Stonington.

A septic system constructed after the date of adoption of regulations shall not be deemed to have been constructed in accordance with the provisions of subsection (3), above, unless the applicable laws would have allowed the construction of the septic system regardless of the existence or planned extension of the municipal sewerage system.

(c) *Power of authority to refuse connection.* Notwithstanding the provisions of subsections (a) and (b) of this section, the Authority reserves the power and right to refuse to allow any property, whether within or outside of the sewer district, to connect to the municipal sewerage system. Such refusal may be made if, in the judgment of the Authority, the proposed connection would result in wastewater flows of a volume or character that would, or could reasonably be expected to, have an adverse effect on any portion of the municipal sewerage system, including that portion located within the Town of Stonington. For purposes of this section, the term "adverse effect" includes, but is not limited to, overloading or chemical or physical damage to any portion of the municipal sewerage system. The Authority may also refuse to allow the connection of any property to the municipal sewerage system if, in the judgment of the Authority, the projected flow volumes would use up a substantial portion of the excess capacity

available to the Town of North Stonington under any intermunicipal agreement or agreements with the Town of Stonington, and the Authority determines that the preservation of such excess capacity is necessary or desirable to accomplish other development objectives of the Town of North Stonington.

In determining whether to refuse any request for connection to the municipal sewerage system, the Authority may also consider any potential impact of the use for which the connection has been proposed on groundwater quality and quantity, groundwater recharge, and existing and potential water supplies or water-supply sources.

(d) *Orders to connect.* In accordance with G.S. § 7-257, the Authority may order the owner of any building to which the municipal sewerage system is available to connect the building to the system. No such order shall be issued until after a public hearing with respect thereto after due notice in writing to such property owner. Any owner aggrieved by such an order may appeal in accordance with the provisions of the General Statutes. If any owner fails to comply with an order to connect, the Authority shall cause the connection to be made and shall assess the expense thereof against such owner. It is the intention of the Authority that all properties within the sewer district having septic systems that have failed, and that cannot be replaced or repaired on site, be connected to the municipal sewerage system as soon as practicable after such connection becomes possible.

(e) *No increase in flows.* The Authority recognizes that the capacity of the municipal sewerage system to receive sanitary sewage discharges from properties located within the Town of North Stonington may be limited by, among other things, intermunicipal agreements between the Town of North Stonington and the Town of Stonington. Therefore, it is the intention of the Authority that the average daily wastewater flows (measured on a monthly basis) from properties connected to the municipal sewerage system may not be significantly increased beyond permitted flows, as defined below, without the express written approval of the Authority. The permitted flow for any use shall be an average daily wastewater flow (measured on a monthly basis) that the Authority determines to be reasonably necessary for the conduct of an existing or proposed use. In making a determination as to the amount of any permitted flow, the Authority may consider any relevant information, including, but not limited to, available records of actual wastewater flows for existing uses. Any increase of more than five percent of 500 gallons per day, whichever is less, in a permitted flow shall be considered significant and shall not be allowed without the express written approval of the Authority.

In order to facilitate the Authority's review of compliance with the provisions of these regulations, the owners or lessees of all nonresidential properties that are connected to the municipal sewerage system and that have projected or actual wastewater flows of 5,000 gallons per day or more shall be required to provide the Authority with written, daily records of the amounts of water usage on their respective properties.

Compilations of such records shall be submitted to the Authority no less than once every three months.

(f) *Requirement of reporting land-use changes.* In order that the Authority may properly monitor wastewater flows from properties connected to the municipal sewerage system, it is necessary that information regarding any significant changes to the uses of those properties be reported to the Authority. Therefore, any owner of property connected to the municipal sewerage system shall, prior to the construction of any additional buildings or structures on the property or any alteration of an existing building or structure that would increase its bulk volume, file with the Authority:

- (1) A written notice of intent to undertake such construction or alteration, together with sufficient plans to enable the Authority to understand and review the nature and potential effects of such construction or alteration on water usage; and
- (2) A written statement of the extent to which such construction or alteration, and the uses to which such new or altered buildings or structures may be put, may be reasonably expected to increase the average daily wastewater flows from the property.

The Authority may refuse to allow the additional wastewater flow if it determines that the flow would either:

- (1) Exceed the capacity of the municipal sewerage system, as permitted under any intermunicipal agreement or agreements; or
- (2) Adversely affect any part or any process of the municipal sewerage system in the Town of North Stonington or the Town of Stonington.

(g) *Penalties for noncompliance.* If the Authority finds that any connection has been made to the municipal sewerage system, or that any flows to the municipal sewerage system have been increased, in violation of any provision of these regulations, the Authority may order the disconnection of the noncomplying property from the municipal sewerage system, or may issue such other orders or take such other actions as may be allowed by law to bring such properties into compliance with these regulations. Except as provided hereafter, no such order shall be issued until after a public hearing with respect thereto after due notice in writing to such property owner. The Authority may issue such an order without first holding a hearing if it deems the immediate issuance of such order to be necessary to prevent imminent and substantial harm to any portion of the municipal sewerage system, whether located in the Town of North Stonington or the Town of Stonington; however, the Authority, shall, in such circumstances, provide an opportunity for a hearing as soon as practicable after issuing such order and shall provide due notice of the hearing in writing to the property owner.

Nothing in this Article shall be deemed to prevent the Authority from taking immediate action to remediate or correct any condition or conditions that, in the judgment of the Authority, pose a threat of imminent and substantial harm to any portion of the municipal sewerage system, whether located in the Town of North Stonington or the Town of Stonington.

(h) *Assessments and sewer use charges.* The Authority is hereby authorized to levy benefit assessments upon the lands and buildings located in the Town of North Stonington especially benefited by the acquisition, construction, or extension of the municipal sewerage system pursuant to these regulations, whether such lands or buildings abut on such system or not, and

upon the owners of such land and buildings, according to such rules as the Authority may hereafter adopt, pursuant to the powers vested in the Authority under G.S. § 7-249, as amended, and subject to the right of appeal provided therein. In addition, the Authority may establish and revise fair and reasonable charges for connection with and for the use of the municipal sewerage system in accordance with the provisions of G.S. § 7-255, as amended, and subject to the right of appeal set forth herein.

(i) *Sewer connection approval and fees: Nonresidential and multifamily residential uses.*

- (1) *Approval required.* Whenever it is proposed that property located in the Town of North Stonington be used for nonresidential or multifamily residential purposes, and that such property be connected to municipal sewerage facilities; or whenever any such use is proposed for property already connected to such facilities, such proposal must be reviewed by the Authority. No such connection shall be made without the approval of the Authority.
- (2) *Application for approval.* Any person who proposes to connect nonresidential or multifamily residential property located in the Town of North Stonington to municipal sewerage facilities, or to use an existing connection to such facilities for nonresidential or multifamily residential purposes, shall submit an application to the Authority on such forms as the Authority may require, together with sufficient information to demonstrate, to the satisfaction of the Authority, that the proposed sewerage system will comply with all applicable local, state and federal health and environmental laws and regulations.
- (3) *Fees for processing application.*
 - a. The application for such proposed connection or use of an existing connection shall pay a base fee of \$500.00 to the Authority at the time of application. For purposes of these regulations, the "time of application" shall be the date upon which the applicant presents plans for the proposed connection or use to the Authority for review. The base fee is intended to offset, in part, the Town's costs for administrative and technical review and processing, including, but not limited to, publication of legal notices, preliminary review by Town administrative and technical staff, and hearing and transcription expenses.
 - b. The applicant shall pay any further fees in an amount equivalent to the total amount of all fees and expenses charged by the Town of North Stonington's consultants and attorneys for engineering, environmental and legal review of the proposed connection or use of documents to be executed by the Town, the Authority, the applicant or others in connection with such review. Such additional fee must be paid in full before the connection is made or the use is established.
 - c. The base fee and additional fees set forth in this section shall be in addition to, and not in lieu of, such other charges as may be established by law or regulation for the connection of property located in the Town of North Stonington to municipal sewerage facilities.

(Ord. of 9-25-2000, Art. IV)

Sec. 9-26. Community and delegated private sewerage systems.

(a) *Approval required.* No community or delegated private sewerage system shall be constructed or operated without the review and approval of the Authority.

(b) *Application for approval.* An applicant for approval of a proposed community or delegated private sewerage system shall submit an application to the Authority on such forms as the Authority may require, together with sufficient information to demonstrate, to the satisfaction of the Authority:

- (1) That the proposed community or delegated private sewerage system will comply with all applicable local, state, and federal health and environmental laws and regulations;
- (2) That the proposed community or delegated private sewerage system has been designed by a properly qualified civil engineer or other properly qualified;
- (3) That the proposed community or delegated private sewerage system will not cause unreasonable pollution to surface water or groundwater within the Town of North Stonington;
- (4) That the proposed community or delegated private sewerage system will be owned and managed in accordance with the criteria set forth in G.S. § 7-246f, as amended.

(c) *Fees for processing application.*

- (1) The applicant for a proposed community or delegated private sewerage system shall pay a base fee of \$500.00 to the Authority at the time of application. For purpose of these regulations, the "time of application" shall be the date upon which the applicant presents plans for the proposed community or delegated private sewerage system to the Authority for review. The base fee is intended to offset, in part, the Town's costs for administrative and technical review and processing, including, but not limited to, publication of any required legal notices, preliminary review by Town administrative and technical staff, and hearing and transcription expenses.
- (2) The applicant shall pay any further fees in an amount equivalent to the total amount of all fees and expenses charged by the Town's consultants and attorneys for engineering, environmental and legal review of the proposed connection and of documents to be executed by the Town, the Authority, the applicant or others in connection with such review. Such additional fee must be paid in full before the community or delegated private sewerage system is deconstructed.
- (3) The base fee and additional fees set forth in this section shall be in addition to, and not in lieu of, such other charges as may be established by law or regulation for the construction or operation of community or delegated private sewerage systems in the Town of North Stonington.

(Ord. of 9-25-2000, Art. V)

§ 9-27

NORTH STONINGTON CODE

Sec. 9-27. Amendments.

These regulations may be amended by the Authority from time to time as it deems necessary.

(Ord. of 9-25-2000, Art. VI)

EXISTING

ALCOHOLIC BEVERAGES

§ 3-1

Sec. 3-1. Consumption of alcoholic liquor within the public highways, parks, grounds and beaches.

(a) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Alcoholic liquor shall be defined in the Liquor Control Act (G.S. § 30-1 et seq.) of the State of Connecticut as the same may be amended from time to time.

Possession with intent to consume shall mean having in one's possession, or control, alcoholic liquor in a glass or an open bottle, can or other receptacle suitable to permit consumption.

Public highway shall mean all public highways with and under the control of the Town of North Stonington and shall include all sidewalks.

Public parks, grounds and beaches shall mean all areas within the Town of North Stonington owned or under the control of the Town of North Stonington, or customarily used by the general public.

(b) No person shall consume, or possess with intent to consume, any alcoholic liquor within the limits of the public highways, parks, grounds and beaches of the Town of North Stonington. (Ord of 3-2-1978(1), §§ 1-3)

State law reference—Alcoholic liquor defined, G.S. § 30-1.

15 Peddlers and Solicitors	9 Environment
16 Planning	4 Animals
18 Streets, Sidewalks and	5 Buildings and Building Regulations
19 Taxation	6 Businesses
13a Offenses and	7 Civil Emergencies
14 Parks and Recreation	8 Courts

PROPOSED

There shall be exempted from Section 3-1, Code of Ordinances, Town of North Stonington, entitled, "Consumption of alcoholic liquor within the public highways, parks, grounds and beaches", the restaurant building and patio at 386 Norwich-Westerly Road, North Stonington, Connecticut (Tax assessor's parcel 9642, Account M 148000, tax assessment list of October 1, 2010)".



Town of
North Stonington, Connecticut

NEW

*Consumption of alcoholic liquor
within the public highways, parks, grounds and beaches.*

(a) The following words, terms and phrases, when used in this section shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Alcoholic liquor shall be defined in the Liquor Control Act (CGS 30-1 et seq) of the State of Connecticut as the same may be amended from time to time.

Possession with the intent to Consume shall mean having in one's possession, or control, alcoholic liquor in a glass or an open bottle, can or other receptacle suitable to permit consumption

Public Highway shall mean all public highways with and under the control of the Town of North Stonington and shall include all sidewalks.

Public parks, grounds and beaches shall mean all areas within the Town of North Stonington owned or under the control of the Town of North Stonington or customarily used by the general public.

(b) No person shall consume, or possess with intent to consume, any alcoholic liquor within the limits of the public highways, parks, grounds and beaches of the Town of North Stonington. (Ord. of 3-2-1978(1) 1-3)

NEW (c) The restaurant building and patio at 386 Norwich Westerly Road, North Stonington, Connecticut (tax assessor's parcel 9642, Account M 148000, tax assessment list of October 1, 2010 shall be exempt from the Ordinance dealing with the "Consumption of alcoholic liquor with the public highways, parks, grounds and beaches"

State law reference—Alcoholic liquor defined CGS 30-1

AGREEMENT BETWEEN TOWN OF GROTON AND TOWN OF NORTH STONINGTON
REGARDING PROVISION OF EMERGENCY DISPATCHING SERVICES

WHEREAS, the Town of Groton maintains and operates an Emergency Communication Center;

WHEREAS, the Town of North Stonington wishes to have the Town of Groton (together the Towns are sometimes referred to as "parties") continue providing emergency dispatching services within the Town of North Stonington; and

WHEREAS, both parties agree that it would be beneficial to formalize the terms and conditions of this arrangement;

THEREFORE, pursuant to the provisions of Connecticut General Statutes §§ 7-339a through 7-339l, the parties hereby enter into this interlocal agreement ("agreement") as follows:

1. SCOPE OF SERVICES

In consideration for the payments and other consideration specified in this agreement, the Town of Groton (hereinafter "Groton"), agrees to provide emergency dispatching services to the Town of North Stonington (hereinafter "North Stonington"), as follows:

A. Equipment Maintenance: Groton shall be responsible for the maintenance and repairs of all equipment located at the Groton Emergency Communications Center (GECC) and shall be responsible for replacement if necessary and shall keep the equipment in proper working order. GECC will maintain a control station to communicate with the repeater system utilized by North Stonington Ambulance Association and a back-up simplex VHF base station to be used in case of system failure. GECC will maintain a 250 watt main transmitter and a 100 watt backup transmitter on 33.92 to communicate with the North Stonington Volunteer Fire Company, Inc.. GECC will continue to maintain the radio and communications equipment owned by the Town of Groton in service on the date this agreement is executed in order to communicate with North Stonington fire and ambulance services. Any changes to the radio and communications equipment currently owned and operated by the Town of Groton required by modification and/or changes to radio and communication equipment currently in place and owned by the Town of North Stonington, its fire or ambulance services, will be at the sole expense of the Town of North Stonington, its fire or ambulance services.

North Stonington shall be responsible for the maintenance and repair of any radio and communications systems used by North Stonington Ambulance Association or North Stonington Volunteer Fire Company, Inc. North Stonington shall be responsible for the maintenance, repair and operation of all communications equipment owned and used by it, its ambulance association and volunteer fire department and shall keep such equipment in proper working order. Communications equipment which shall be the responsibility of North Stonington under this paragraph includes, but is not limited to all mobile and portable radios, radio base stations, receivers and pagers, fire sirens and regular non-emergency telephone services to any facilities in North Stonington.

B. Dispatch Services: Groton will continue to operate and maintain a Computer Aided Dispatch (CAD) system interfaced to the State of Connecticut's Enhanced 911 system (E-911). The CAD system will make a recommendation of the appropriate response for a particular call based on the type, circumstances and location of such call. In doing so, the CAD system will incorporate the preferred response as determined by the North Stonington Volunteer Fire Company, Inc. or North Stonington Ambulance Association and in accordance with the policies and procedures of the Groton Emergency Communications Center.

Dispatching shall be in accordance with agreed upon procedures established between the Groton Emergency Communication Manager and officials from the North Stonington Volunteer Fire Company, Inc., North Stonington Ambulance Association and its resident state trooper.

GECC will maintain information on fire hydrants, special hazards, locations of hazardous materials, mutual aid lists or special information as supplied by the North Stonington Volunteer Fire Company, Inc. or the North Stonington Ambulance Association.

GECC shall monitor North Stonington school and municipal building alarm systems, dispatch emergency services thereto and make notifications to the appropriate personnel of North Stonington.

North Stonington shall supply GECC with current after-hours contact information for essential personnel at all monitored facilities. North Stonington shall supply GECC with the most current available maps, street indexes, house numbers and fire and ambulance response information necessary to maintain the CAD and E-911 systems in the best possible order.

2. The parties agree to cooperate on all matters pertaining to maintaining the E-911 database. Groton will be North Stonington's liaison with SBC/AT&T to maintain the most up to date E-911 database for the citizens of North Stonington.

3. Upon written request from North Stonington, GECC will serve as the after hours emergency contact point for the North Stonington First Selectman's Office for any State or Federal agency.

4. The parties agree:

A. GECC is the designated Public Safety Answer Point (PSAP) for North Stonington

B. North Stonington Volunteer Fire Company, Inc. and North Stonington Ambulance Association will be dispatched via radio.

- C. 911 calls requiring a police-only response will be transferred via the E-911 systems to the Connecticut State Police (CSP) Troop E in Montville
- D. GECC will advise CSP Troop E of all fire and EMS calls received from North Stonington
- E. GECC will advise CSP Troop E of all 911 "hang-up" calls received from North Stonington if GECC is unable to make contact on call back
- F. GECC will utilize Emergency Medical Dispatch (EMD) on all 911 requests for emergency medical assistance

5. North Stonington will continue to designate GECC to receive the North Stonington Coordinated Medical Emergency Direction (CMED) credit from the State of Connecticut's Office of Statewide Emergency Telecommunications.

6. Payment Formula and Schedule

North Stonington agrees to compensate Groton for emergency dispatch services as follows:

The cost of dispatch services supplied by Groton to North Stonington will be based on the percentage of total volume of activity processed by GECC attributable to North Stonington. In January of each year, the cost to North Stonington for the fiscal year starting July 1 of that same year will be calculated by GECC using activity data from the previous calendar year. This data will be used to determine the percentage of total volume of activity handled by GECC on behalf of North Stonington. The cost to North Stonington will then be determined by applying the percentage of activity against the projected budgetary cost of the GECC for the upcoming fiscal year minus the anticipated State 911 payment for the upcoming fiscal year. This method ensures that North Stonington pays for their share of the activity level imposed on GECC. Payment for emergency dispatch services is due in full at the beginning of each fiscal year in July. However, North Stonington may make four equal installments of twenty-five percent (25%) of the yearly cost on a quarterly basis (July 1, October 1, January 1, April 1) to the Town of Groton.

7. **Dispute resolution.** While the management of the GECC rests with the Town of Groton, issues may arise during the performance of this agreement. Disputes will first be addressed at the management level of the GECC. If the dispute cannot be resolved at the GECC management level, the GECC Users Committee shall review and attempt to mediate the dispute. The Users Committee shall include a representative from the North Stonington Volunteer Fire Company, Inc., a representative from the North Stonington Ambulance Association and the resident state trooper. Matters not resolved by the Users Committee shall be reviewed by the Groton Town Manager and North Stonington First Selectman. If a dispute still remains after review at the Town Manager-First Selectman level, and either or both parties wish to adjudicate the matter, such action must be brought, exclusively, before the American Arbitration Association with the costs of such arbitration being equally shared by both parties.

8. **Insurance.**

A. The Town of North Stonington shall maintain property coverage on any and all dispatching equipment owned by the Town of Groton and located within the Town of North Stonington to full replacement cost in the event of a loss.

B. The Town of North Stonington shall pay for that portion of the premium for 911 Errors and Omission Coverage that the Town of Groton has had to incur as a result of the dispatching service performed per this agreement for North Stonington.

9. Indemnification. The Town of North Stonington shall indemnify, defend and save harmless the Town of Groton, its officers, employees, departments, agencies, boards and commissions (the "Indemnitees") from any and all claims, demands, suits, actions, proceedings, losses, costs, and damages of any kind and description, including without limitation attorneys' fees and/or litigation expenses, which may be brought or made against or incurred by the Indemnitees or any of them on account of loss of or damages to property or for claims of personal injury, including death, caused by, arising out of, or contributed to, in whole or in part, by any action, omission, professional error, fault, mistake, including without limitation negligent acts and omissions, of the Town of North Stonington, the North Stonington Ambulance Association and North Stonington Volunteer Fire Company, Inc. on account of their performance of the operations and obligations to be performed under this Agreement. The Indemnities shall not be responsible for any loss, theft, vandalism, destruction or disappearance of any equipment used by the Town of North Stonington that is owned, rented or leased by the Town of North Stonington.

10. The Town of Groton is not responsible for any business interruption expenses incurred by North Stonington in the event of a loss or the non-functioning of any equipment that is not caused in whole or in part by an act of the Town of Groton.

11. Term. This agreement shall commence on July 1, 2010 and shall terminate on June 30, 2015. This agreement shall be automatically renewed for successive five-year periods unless either party gives written notice to the other at least 120 days prior to the expiration date of its intention not to renew.

12. In the event this agreement is terminated prior to its expiration date, all equipment owned by the Town of North Stonington or its emergency services units installed in the Town of Groton will be left in place and become the property of the Town of Groton.

13. Unless otherwise provided herein, any notice required or permitted to be given hereunder shall be given in writing by certified or registered mail, return receipt requested, in a sealed envelope, postage prepaid, to be effective upon the date sent. Notice shall be addressed to the parties at the addresses hereinafter set forth. Either party hereto may change the place for the giving of notice to it by like written notice to the other as provided herein.

Town of Groton: Mark Oefinger
 Town Manager, Town of Groton
 Town Hall
 45 Fort Hill Road

Town of North Stonington: xxxx

14. Severability. If any provision of this Agreement shall be held to be invalid, illegal or unenforceable, the remaining provisions shall be binding upon the parties and shall be enforceable as though said invalid, illegal or unenforceable provision were not contained herein, provided, however, that if the invalid, illegal or unenforceable provision is material to this Agreement, this Agreement may be terminated by either party.

15. Amendment/waiver. No revision and/or modification of this Agreement shall be valid unless made in writing and signed by an authorized representative of both parties. No provision of this Agreement may be waived except in writing signed by both parties.

16. All the conditions and covenants contained in this Agreement shall inure to the benefit of and be binding upon the successors and permitted assignees of each of the parties hereto.

17. Entire Agreement. This Agreement and the exhibits attached hereto constitute the entire agreement of the parties hereto and shall supersede all prior offers, negotiations and agreements.

18. Governing Law. This Agreement shall be governed by the laws of the State of Connecticut.

19. Counterparts. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original.

20. Should arbitration be commenced between the parties to this Agreement concerning this Agreement, or the rights and duties of either in relation thereto, the party prevailing in such arbitration shall be entitled, in addition to such relief as may be granted, to its attorneys' fees and costs in the arbitrated matter.

In Witness Whereof, the parties hereto have set their hand and seals at _____, Connecticut on this __ day of _____, 2010.

Town of North Stonington

Town of Groton

Xxxx
First Selectman

Mark Oefinger
Town Manager

Witness:

Witness:

By: _____

By: _____

By: _____

By: _____

State of Connecticut)
)
County of New London)

On this __ day of _____, 2010, before me, _____, the undersigned officer, personally appeared _____, known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand.

Notary Public
Commission Expires:

State of Connecticut)
)
County of New London)

On this __ day of _____, 2010, before me, _____, the undersigned officer, personally appeared _____, known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand.

Notary Public
Commission Expires:

Robin Roohr

From: Brian Elias <president@nsambulance.org>
Sent: Tuesday, September 07, 2010 5:19 PM
To: Robin Roohr
Subject: Re:

Nick,

I looked through the contract and I agree it's consistent with current practices - I see no problem in signing it.

My only suggestion for a future revision is to consider a clause regarding system failure - i.e. some brief statement on what happens in the event of a complete failure of the dispatch center. This occurred a few years ago and resulted in 9-1-1 calls being transferred to Ledyard Dispatch - an acceptable practice, but perhaps should be outlined in writing.

I will be traveling until Friday evening, so the soonest I'd be able to sign is Monday (9/13). Let me know if you'd like me to stop in.

Thanks,

Brian Elias, EMT-Paramedic
President
North Stonington Ambulance Association, Inc.

Visit Us Online: www.NSAmbulance.org
Listen Online: LiveScan.NSAmbulance.org

Official Business: This electronic message is intended for the recipient named above only. If you have received this message in error please destroy immediately. North Stonington Ambulance Association will arrange for the proper disposal of any misdirect. If you require assistance, please call our office at 860.535.1145 or reply to Privacy@NSAmbulance.org. Some information transmitted by the sender may contain sensitive information protected under privacy rights in accordance with US Laws 45CFR§160.-164. Penalty for private use \$300.00USD.

On Tue, Sep 7, 2010 at 10:33 AM, Robin Roohr <selectmen@northstoningtonct.gov> wrote:

I have reviewed the formal agreement provided by the Groton Dispatch and found it consistent with current practices. We should be able to turn this around quickly, please provide your comments.

Nick Mullane

Robin Roohr

From: Charles Steinhart V <csteinhart5@nsvfc.org>
Sent: Monday, December 20, 2010 4:31 PM
To: Robin Roohr
Subject: Re:

Nick,

I have no problem with the agreement. This is a tactical issue for the Fire Co. so as of this point any concerns about response or tactical issues should be directed to me (Chief) not the President of the Fire Co.(R. Shabunia). This is to clear up any confusion the Selectman's Office may have.

Thanks

Charles A. Steinhart V
Fire Chief
North Stonington Vol. Fire Co., Inc.
267 Norwich-Westerly RD
P.O. Box 279
North Stonington CT, 06359
Cell (860) 367-4898

On Mon, Dec 20, 2010 at 11:27 AM, Robin Roohr <selectmen@northstoningtonct.gov> wrote:

Gentlemen: After our discussion earlier today, Bob, I have been thinking about the 911 Agreement and believe we should have both fire and ambulance signatures on the agreement in order for everyone to be included in future discussion regarding the Agreement . Nick



Town of
North Stonington, Connecticut

Date: December 20, 2010

To: Chief Charles A. Steinhart, V and President Robert J. Shabunia
North Stonington Volunteer Fire Company

From: Selectmen's Office

Re: Interlocal Municipal Agreement with the Town of Groton for 911 Dispatching Services

Dear Sirs:

Please review the attached Agreement with Groton for technical and legal content and report your findings and approval to send to a Special Town Meeting.

Thank you for your attention to this matter.

N. Mullane



Town of
North Stonington, Connecticut

RESOLUTION OF BOARD OF SELECTMEN

WHEREAS, the Town's approved capital budget for the Fiscal Year ending June 30, 2011 included an appropriation of \$112,000 for costs related to the boiler installation and conversion project at the school facilities;

WHEREAS, by resolution adopted at Special Town Meeting held December 15, 2010, the Town authorized an additional appropriation of \$434,122 for the boiler installation and conversion project at the school facilities; and

WHEREAS, it is necessary or desirable to make certain determinations with respect to the financing, in part, of the appropriation by the issue of bonds and notes and temporary notes of the Town;

NOW, THEREFORE, RESOLVED, that the Board of Selectmen recommends that the Town Meeting adopt a resolution substantially in the form presented to this meeting, a copy of which resolution shall be recorded with the minutes of this meeting, making certain determinations in connection with the issue of bonds or notes and temporary notes in the amount of \$434,122 to finance, in part, said appropriation, in addition to the \$112,000 included in the Town's capital budget for the Fiscal Year ending June 30, 2011 for costs related to the boiler installation and conversion project at the school facilities.

FURTHER RESOLVED, that a Special Town Meeting be held in the North Stonington Elementary School Multi-Purpose Room at 7:00 p.m. for the purpose of considering and acting upon a resolution with respect to such recommendation.

Passed-January 14, 2011-Special Selectmen's Meeting



Town of
North Stonington, Connecticut

To consider and act upon a resolution to provide that pursuant to a resolution adopted at the Special Town Meeting held December 15, 2011, which resolution is reauthorized, ratified and confirmed, the Town increase by \$434,122 the appropriation for the boiler installation and conversion project at the school facilities included in the capital budget for the Fiscal Year ending June 30, 2011, for an aggregate appropriation of \$546,122; that the Town issue its bonds or notes and temporary notes, in an amount not to exceed \$434,122 to finance, in part, the boiler installation and conversion project; that the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes to finance the project; to authorize the First Selectman and the Treasurer of the Town to determine the amounts, dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes, and to perform all other acts which are necessary or appropriate to issue the bonds or notes; to authorize the First Selectman and the Treasurer to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by the resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years; to authorize the First Selectman and the Treasurer to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes; to authorize the Board of Education to apply for and accept state grants for the project and act as a building committee to complete the project, to file applications with the State Board of Education, to execute grant agreements for the project, and to file such documents as may be required by the State Board of Education to obtain grants for the costs of financing the project; and to authorize the Board of Selectmen, the First Selectman, the Treasurer, the Board of Education and other proper officers and officials of the Town to take all other action which is necessary or desirable to complete the project and to issue bonds and notes to finance the aforesaid appropriation.

①

87 total

ATTENTION NORTH STONINGTON RESIDENTS

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Therefore, We the undersigned, being voters of North Stonington do hereby petition the Town of North Stonington and the Board of Selectmen, according to Connecticut Statue 7-1, to call for a Town Meeting, preferably on a Saturday, within three months of filing this petition, to discuss, and act on the following questions:

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- 3) In the event of the passage of question #2, shall the selectmen have the option to refund fee-payers by deducting \$60 from their next property tax bill?

Signature	Name	Address	Birthdate
1. <i>Brian A. Rathbun</i>	BRIAN A. RATHBUN	263 GRINDSTONE HILL RD. No. STONINGTON, CT-06359	9-19-53 ✓
2. <i>Francis A. Wainwright</i>	Francis A. Wainwright	255 Grindstone Hill Rd No Stonington, CT 06359	9/29/49 ✓
3. <i>F. Henry Doran</i>	F. HENRY DORAN	151 HANSMAN HILL RD	3/17/43 ✓
4. <i>Christina Twarkus</i>	CHRISTINA TWARKUS	131 HANSMAN HILL RD	9/12/1951 ✓
5. <i>Diana S. Urban</i>	Diana S. Urban	146 Babcock Rd	4-22-49 10/31/10 ✓
6. <i>Gary W. Hincsi</i>	Gary W. Hincsi	51 Babcock	4-2-36 10/31/10 ✓
7. <i>Nina B. Kulcan</i>	Nina B. Kulcan	57 Babcock	5-28-43 10/31/10 ✓
8. <i>Julie Lanion</i>	Julie Lanion	313 Grindstone Hill	11/2/15 ✓
9. <i>Heather L. Christ</i>	Heather L. Christ	25 19 Yawbuy Valley	11/09/50 ✓
10. <i>Madelene Jeffrey</i>	Madelene Jeffrey	657 Pendleton Hill Rd. North Stonington CT 06359	5/31/29 ✓

I (name and address of circulator) *BRIAN A. RATHBUN*
263 GRINDSTONE HILL Rd. N. STONINGTON, CT-06359

am the circulator of the forgoing petition. Each person whose name appears on this petition page signed the same in person in my presence and is known to me or has been satisfactorily identified to me. None of the signatures on this page were obtained earlier than six months prior to the date the page is filed. I HEREBY STATE UNDER THE PENALTIES OF PERJURY AND FALSE STATEMENT THAT THE STATEMENTS ARE TRUE

Date *10/31/10* Signature of Circulator *Brian A. Rathbun*

RECEIVED
TOWN CLERKS OFFICE
NORTH STONINGTON CT
JAN - 7 P 3:25

2

ATTENTION NORTH STONINGTON RESIDENTS

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Signature	Name	Address	Birthdate
	Donna Cougden	135 Chester Main Rd North Ston CT	12-19-56 12-19-56 ✓
	Rebeca Dellaporta	112 Hangman Hill Rd N. Stonington	10-4-61 Stonington ✓
	Frank Dellaporta	112 N. Ston Hangman Hill Rd	12-26-45 ✓
	Vilma Gregoropoulos	114 Wyanusup Lake Rd N. Ston.	11/7/60 ✓
	Rossie Fleury	377 Pendleton Hill N. Ston.	9-29-42 11/6/10 ✓
	Leslie Fleury	377 Pendleton Hill N. Ston.	11/6/2010 ✓
	Jonathan Edwards	75 Chester Main Rd.	9/3/71 ✓
	Joseph Gross	3 Hickory Lane Wyanusup Rd	12/03/10 ✓
	Robert J. Miner	238 Chester Wyanusup Rd	11/06/69 12/27/10 ✓
	Stacy Reck	45 Chester Main Rd	7/23/71 ✓

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263 GRINDSTONE HILL Rd. N. STONINGTON, CT 06359
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Date 11/5/10 Signature of Circulator Brian A. Rathbun

RECEIVED FOR RECORD
 NORTH STONINGTON, CT

1-7-2011 AT 3:25 P M

NORMA J. HOLLIDAY
 TOWN CLERK

3

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	Signature	Name	Address	Birthdate
1.	<i>Marsha Crandall</i>	Marsha Crandall	77 Mystic Rd	9-20-63 ✓
2.	<i>Nadine Brinker</i>	Nadine Brinker	98 Prov NL Tpk	4-17-59 ✓
3.	<i>Katherine Gross</i>	Katherine Gross	3 Hickory Hill	11-16-36 ✓
4.	<i>Chas Spiers</i>	Chas Spiers	108 Pinewoods Rd	7-2-83 ✓
5.	<i>R. Brinkman</i>	R. Brinkman	W. RR	71-11-20? ✓
6.	<i>Ed Tiffany</i>	ED TIFFANY	100 WYASSUP LK	10-16-54 12-10-2010 ✓
7.	<i>W. P. Dun</i>	W. P. DUN	45 200 COCKEY	12-31-1951 ✓
8.	<i>W.W. Fitzgerald</i>	W.W. FITZGERALD	31 POND DRIVE	06/16/1940 ✓
9.	<i>William Crandall</i>	William Crandall	77 Mystic Rd	6/29/61 ✓
10.	<i>Tim Corlucci</i>	Tim Corlucci	412 Norwich Western Rd	12/1/69 ✓

I (name and address of circulator) *Brian A. Rathbun* 263 BRIDGESTONE HILL RD, NORTH STONINGTON, CT 06359 am the circulator of the forgoing petition. Each person whose name appears on this petition page signed the same in person in my presence and is known to me or has been satisfactorily identified to me. None of the signatures on this page were obtained earlier than six months prior to the date the page is filed. I HEREBY STATE UNDER THE PENALTIES OF FALSE STATEMENT THAT THE STATEMENTS ARE TRUE

Date *12/11/2010* Signature of Circulator *Brian A. Rathbun*

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NORTH STONINGTON, CT
1-7-2011 AT 3:25 P
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TOWN CLERK

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Signature	Name	Address	Birthdate
1. <i>Anthony Johnson</i>	ANTHONY JOHNSON	25 PINECREST RD	10/30/42 ✓
2. <i>Salvatore Costanza</i>	Salvatore Costanza	100 Hanging Hill Rd.	12/28/47 ✓
3. <i>Elaine Brisswein</i>	Elaine Brisswein	126 Parakee Hill Rd	12/29/47 ✓
4. <i>Jane Mason</i>	Jane Mason	119 B Reutemann Rd.	9-24-27 ✓
5. <i>Kimberly Rathbun</i>	Kimberly Rathbun	16 MYSTIC RD	2/13 ✓
6. <i>Joseph Caswell</i>	JOSEPH CASWELL	35 MEADOW WOOD DR	1/7/1945 ✓
7. <i>Mary Geovitt</i>	Mary Geovitt	48 Back Rd	12-27-1938 ✓
8. <i>Gisele Buehler</i>	Gisele Buehler	3501 Cossadade Hill	10/21/56 ✓
9. <i>Hoam Rathbun</i>	HOAM RATHBUN	369 Providence New London TPK.	8/4/73 ✓
10. <i>Alicia Rathbun</i>	Alicia Rathbun	369 Prov. N.L. TPKE	4/26/69 ✓

I (name and address of circulator) *BRIAN A RATHBUN* 263 GRINDSTONE HILL RD. NORTH STONINGTON, CT 06359
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Date *12/18/2010* Signature of Circulator *Brian A. Rathbun*

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 NORMA J. HOLLIDAY
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5

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	Signature	Name	Address	Birthdate	
1.	<i>[Signature]</i>	CHARLOTTE DOBSON	175 WYASSLIP ROAD	12/19/35	✓
2.	<i>[Signature]</i>	MICHAEL DOBSON	175 WYASSLIP RD	6/14/1954	
3.	<i>[Signature]</i>	Stephen M Redd	45 Clark Mohr Rd	2-12-64	✓
4.	<i>[Signature]</i>	RICHARD AGUIAR	90 HANGMAN HILL RD	5-19-1937	NOT VOTE
5.	<i>[Signature]</i>	Stefan Samp	6650 161	6/15/54	✓
6.	<i>[Signature]</i>	ED HARSIMOWITZ	321 WYASSLIP	11/20/46	✓
7.	<i>[Signature]</i>	Robert Smith	400 DENISON HILL	10/26/17	✓
8.	<i>[Signature]</i>	Tom Bevins	34 Main St	5/12/57	✓
9.	<i>[Signature]</i>	William Dewa	4 SWANN ST	11/8/44	✓
10.	<i>[Signature]</i>	Charles Steinhat	56 Hangman Hill Rd	06/25/53	✓

I (name and address of circulator) BRIAN A. RATHBUN 263 GRINDSTONE HILL RD
NORTH STONINGTON, CT, 06359
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Date 12/10/2010 Signature of Circulator *[Signature]*

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NORMA J. HOLLIDAY
TOWN CLERK

(6)

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1.	<i>Curt Bonville</i>	CURT BONVILLE	202 Boombudge Rd	7/11/53 ✓
2.	<i>Mark Pereira</i>	MARK PEREIRA	44 Chester Main Rd	4/14/60 ✓
3.	<i>Hilda Lapointe</i>	Hilda Lapointe	26 Providence Mt Tpk	12/16/25 ✓
4.	<i>Frances J Wood</i>	Frances J Wood	167 F Wintechow Hill	93/4/61 ✓
5.	<i>Robert Matson</i>	Robert Matson	3 Holly Lane	3/20/63 not registered
6.	<i>Bill Stewart</i>	BILL STEWART	347 Prod. New Road	3/1/47 ✓
7.	<i>Glenn Gonzalez</i>	Glenn Gonzalez	31 Stillman Rd	9-5-48 ✓
8.	<i>Maureen R. Goren</i>	MAUREEN R. GOREN	31 Stillman Rd	2/28/48 ✓
9.	<i>Robert Matson</i>	ROBERT MATSON	364 GRINDSTONE HILL RD	2/23/58 ✓
10.	<i>Bruce R. Rose</i>	Bruce Rose	135 Rocky Hollow Rd	11/14/47 ✓

I (name and address of circulator) **BRIAN A. RATHBUN** 263 GRINDSTONE HILL RD
 No. STONINGTON, CT 06359
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Date 12/8/2010 Signature of Circulator *Brian A. Rathbun*

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1-7-2011 AT 3:25 P
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	Signature	Name	Address	Birthdate
1.	<i>Bill Ricker</i>	BILL RICKER	421-A WYASSUP RD NORTH STONINGTON	1-27-41 ✓
2.	<i>Bernard B. Bartek</i>	Bernard B. Bartek	372 Wyassup Rd N. Stonington CT	12/11/44 ✓ 5-17-42
3.	<i>Michael Mackay</i>	MICHAEL MACKAY	92 WYASSUP LAKE ROAD NS	4-31-31 ✓
4.	<i>Kim H. Signor</i>	Kim H. Signor	421-B WYASSUP RD. NORTH STONINGTON	9-28-68 ✓
5.	<i>John P. Velleter</i>	JOHN P. VELLETER	445 WYASSUP LAKE ST N. STONINGTON	3-28-47 ✓
6.	<i>Van Paule</i>	VAN PAULE	17 WYASSUP LK N. STONINGTON	10/3/52 ✓
7.	<i>Paul Kowack</i>	PAUL KOWACK	104 MAIN ST N. STONINGTON	1/17/45 ✓
8.	<i>Richard E. Blodgett, Jr.</i>	Richard E. Blodgett, Jr.	69 Main St.	8-5-36 ✓
9.	<i>Orla Blodgett</i>	ORLA BLODGETT	69 Main St.	11/5/32 ✓
10.	<i>Sherry Mann</i>	S Mann	51 Beechbridge	3/6/53 ✓

I (name and address of circulator) Bill Ricker 421A Wyassup Rd North Stonington CT am the circulator of the forgoing petition. Each person whose name appears on this petition page, signed the same in person in my presence and is known to me or has been satisfactorily identified to me. None of the signatures on this page were obtained earlier than six months prior to the date the page is filed. I HEREBY STATE UNDER THE PENALTIES OF FALSE STATEMENT THAT THE STATEMENTS ARE TRUE

Date 12/18/2010 Signature of Circulator *Bill Ricker*

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Signature	Name	Address	Birthdate
<i>Edgar J. Wood</i>	Edgar J. Wood	434 Pror N. London	typk 3-8-34 ✓
<i>Stephen G. Misovich</i>	Stephen G. Misovich	2 Kingswood Drive	11/12/41 ✓
<i>Paula Woodward</i>	Paula Woodward	13 Yawbux Valley Rd	10-5-47 ✓ over 18.
<i>Bruce Ricker</i>	Bruce Ricker	421 A Wyassup Rd	1-27-41
<i>Marilyn Mackay</i>	MARILYN MACKAY	92 WYASSUP LAKE RD	9-3-36 ✓
<i>Miguel A. DeJesus</i>	Miguel A. DeJesus	25 OAK DRIVE	9/22/58 ✓
<i>Joseph J. Spino</i>	Joseph J. Spino	10 WYASSUP LAKE RD	9/29/1942 ✓
<i>Mary Ann Ricker</i>	Mary Ann Ricker	421A Wyassup Rd	5/17/42
<i>James E. Lord</i>	James E. Lord	428 Norwich Westford Rd	5-11-51 ✓
<i>Brent Woodward</i>	Brent Woodward	13 Yawbux Valley	5/12/47 ✓

I (name and address of circulator) *Vilma Gregoropoulos 114 Wyassup Lake Rd N. St. 06359*
 am the circulator of the forgoing petition. Each person whose name appears on this petition page signed the same in person in my presence and is known to me or has been satisfactorily identified to me. None of the signatures on this page were obtained earlier than six months prior to the date the page is filed. I HEREBY STATE UNDER THE PENALTIES OF FALSE STATEMENT THAT THE STATEMENTS ARE TRUE

Date *11/9/10* Signature of Circulator *Vilma Gregoropoulos*

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 NORTH STONINGTON, CT
 1-7-2011 AT 3:25 PM
 NORMA J. HOLLIDAY
 TOWN CLERK

9

ATTENTION NORTH STONINGTON RESIDENTS

This petition is in regards to the recent \$60 fee being charged to North Stonington Residents for a Transfer Station sticker. We believe that the current transfer sticker fee unfairly taxes only half the town's house-holds, and therefore disproportionately taxes lower income residents. We believe it is not an equal and fair option for all North Stonington residents, and, further, we believe imposing such a fee actually discourages recycling.

Therefore, We the undersigned, being voters of North Stonington do hereby petition the Town of North Stonington and the Board of Selectmen, according to Connecticut Statue 7-1, to call for a Town Meeting, preferably on a Saturday, within three months of filing this petition, to discuss, and act on the following questions:

- 1) Shall the Town of North Stonington, repeal the annual sticker fee, (\$60), for using the Transfer Station, (AKA the dump)?
- 2) Shall the residents who have already paid the fee in 2010 be given a refund?
- 3) In the event of the passage of question #2, shall the selectmen have the option to refund fee-payers by deducting \$60 from their next property tax bill?

Signature	Name	Address	Birthdate
<i>Jacqueline M. Main</i>	JACQUELINE M. MAIN	157 Pendleton Hill Rd - NS	2/07/32 ✓
<i>Ralph J. Mainz Jr.</i>	Ralph J. Mainz Jr.	157 Pendleton Hill Rd. N.S.	4/17/25 ✓
<i>Borden J. Coats</i>	Borden J. Coats	41 Kingswood Drive NS	7-14-55 ✓
<i>Michael Coats</i>	Michael Coats	4 Kingswood Dr. NS	8-18-86 ✓
<i>Linda Coats</i>	LINDA COATS	4 Kingswood Dr. N.S.	5-25-48 ✓
<i>Curtis Mousse</i>	Curtis Mousse	472 Norwich Westerly Road	15 July 44 ✓
<i>Timothy O. Main</i>	TIMOTHY O. MAIN	30 MAINS CROSSING RD.	4-23-34 ✓
<i>Michael K. Riley Sr.</i>	Michael K. Riley Sr.	489 P. W. N. L. Turnpike	2/19/53 ✓
<i>Robert Beattie Jr.</i>	Robert Beattie Jr.	92 Hangman Hill Rd No. Ston. CT. 06359	9-27-55 ✓ 1-5-2011
<i>Linda J. Beattie</i>	Linda J. Beattie	92 Hangman Hill Rd No. Ston.	1-23-56 ✓ 1-5-2011

I (name and address of circulator) BRIAN A. RATHBUN 263 BRINDSTONE HILL RD. No. STONINGTON, CT. 06359
 am the circulator of the forgoing petition. Each person whose name appears on this petition page signed the same in person in my presence and is known to me or has been satisfactorily identified to me. None of the signatures on this page were obtained earlier than six months prior to the date the page is filed. I HEREBY STATE UNDER THE PENALTIES OF FALSE STATEMENT THAT THE STATEMENTS ARE TRUE

Date 12/24/2010 Signature of Circulator Brian A. Rathbun

RECEIVED FOR RECORD
 NORTH STONINGTON, CT
 1-7-2011 AT 3:25 P.M.
 NORMA J. HOLLIDAY

(10)

ATTENTION NORTH STONINGTON RESIDENTS

This petition is in regards to the recent \$60 fee being charged to North Stonington Residents for a Transfer Station sticker. We believe that the current transfer sticker fee unfairly taxes only half the town's house-holds, and therefore disproportionately taxes lower income residents. We believe it is not an equal and fair option for all North Stonington residents, and, further, we believe imposing such a fee actually discourages recycling.

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	Signature	Name	Address	Birthdate
1.		Mustapha Rahib	92 Main St	7/16/65 ✓
2.		Tim Cramdall	99-Blossarduck Hill	1-9-51 ✓
3.		Dennis Guthrie	137 Boonbridge	11-14-51 NOT REGISTER
4.				
5.				
6.				
7.				
8.				
9.				
10.				

I (name and address of circulator) Vilma Juregale 114 Wyan Sup (aka Rd N. Stonington)
 am the circulator of the forgoing petition. Each person whose name appears on this petition page signed the same in person in my presence and is known to me or has been satisfactorily identified to me. None of the signatures on this page were obtained earlier than six months prior to the date the page is filed. I HEREBY STATE UNDER THE PENALTIES OF FALSE STATEMENT THAT THE STATEMENTS ARE TRUE

Date 11/19/10 Signature of Circulator

RECEIVED FOR RECORD
 NORTH STONINGTON, CT
1-7-2011 AT 3:25 P.M
 NORMA J. HOLLIDAY
 TOWN CLERK

Secretary of the State
30 Trinity Street
Hartford, Connecticut 06106

Petitions for Local Referenda -- Minimum Requirements

The following guidelines are suggested to assist town clerks in administering the provisions of Section 7-9 of the General Statutes. This section contains the minimum requirements for drafting and circulating petitions for local referenda. It has been brought to our attention that problems have arisen in connection with such petitions in various towns in the state, and we hope that these suggestions will be helpful in avoiding them in the future.

1. Section 7-9 contains only the minimum requirements for the form of the petition and the procedures to be followed by the circulator. The local charter or an ordinance may impose additional requirements, such as specifications for phrasing the text of the petition or the time limit for filing it.

2. The form of each petition must be either prescribed or approved by the Town Clerk. This means that the Town Clerk may draft the actual petition form in advance or the form may be drafted by someone else for approval by the Town Clerk. If the clerk does not do the actual drafting we strongly recommend that the form be submitted to the clerk before it is circulated for signatures; otherwise, the signed petitions may have to be rejected by the clerk because the form does not comply with the law.

3. Each page must contain the name and address of the circulator.

4. Each page must contain a statement that the individuals who signed the page did so in the presence of the circulator.

5. Each page must contain a statement that the circulator knows the individual who signed it or that the signer satisfactorily identified himself or herself to the circulator.

6. Each page must state the signatures were obtained within 6 months prior to filing the petition.

7. Each page must contain a statement signed by the circulator under penalties of false statement, that all the statements are true. This formula should be followed exactly; there is no necessity that the circulator's signature be notarized or sworn in any other way, and no other form of oath may be substituted.

Set forth below is a suggested form of the statement which should appear on each page of the petition for the circulator to fill out and sign.

I _____ am the circulator of the
(name and address of the circulator)
foregoing petition. Each person whose name appears on this petition page signed the same in person in my presence and is known to me or has been satisfactorily identified to me. None of the signatures on this page were obtained earlier than six months prior to the date the page is filed. I HEREBY STATE UNDER THE PENALTIES OF FALSE STATEMENT THAT THE FOREGOING STATEMENTS ARE TRUE.

(Date)

Signature of Circulator

Secretary of the State
Elections Division Services - Room 115
30 Trinity Street
Hartford, Connecticut 06115

Guidelines for Circulators of Petitions to Initiate Local Referenda

The following guidelines are based on the provisions of Section 7-9 of the General Statutes of Connecticut. Each circulator should familiarize himself or herself with the requirements of this law, and any questions should be directed to the Town Clerk.

1. Each signature on a petition must be the personal signature of the signer.
2. The circulator must know the signer or the signer must satisfactorily identify himself or herself to the circulator.
3. No individual may, under any circumstances or degree of relationship, sign a petition for another individual or sign or write the name of another individual on the petition.
4. Each signature on a petition must have been obtained within 6 months before the petition is filed.
5. Each page of the petition must contain statements which include all of the above points. The circulator must sign a statement, under penalties of false statement, that all of the statements are true. This means that the circulator may be subject to prosecution for violating the criminal law if the statements are not true.

Sec. 7-6. Eligibility to vote. At any town meeting other than a regular or special town election or at any meeting of any fire, sewer or school district or any other municipal subdivision of any town incorporated by any special act, any person who is an elector of such town may vote and any citizen of the United States of the age of eighteen years or more who, jointly or severally, is liable to the town, district or subdivision for taxes assessed against him on an assessment of not less than one thousand dollars on the last-completed grand list of such town, district or subdivision, or who would be so liable if not entitled to an exemption under subdivision (17), (19), (22), (23), (25) or (26) of section 12-81, may vote, unless restricted by the provisions of any special act relating to such town, district or subdivision.

Sec. 7-7. Conduct of meeting of municipal corporations. Vote by ballot or voting machine; when. All towns, when lawfully assembled for any purpose other than the election of town officers, and all societies and other municipal corporations when lawfully assembled, shall choose a moderator to preside at such meetings, unless otherwise provided by law; and, except as otherwise provided by law, all questions arising in such meetings shall be decided in accordance with standard parliamentary practice, and towns, societies and municipal corporations may, by ordinance, adopt rules of order for the conduct of their meetings. At any such town meeting the moderator shall be chosen from the last-completed registry list of such town. Two hundred or more persons or ten per cent of the total number qualified to vote in the meeting of a town or other municipal corporation, whichever is less, may petition the clerk or secretary of such town or municipal corporation, in writing, at least twenty-four hours prior to any such meeting, requesting that any item or items on the call of such meeting be submitted to the persons qualified to vote in such meeting not less than seven nor more than fourteen days thereafter, on a day to be set by the town meeting or, if the town meeting does not set a date, by the town selectmen, for a vote by paper ballots or by a "Yes" or "No" vote on the voting machines, during the hours between twelve o'clock noon and eight o'clock p.m.; but any municipality may, any provision of any special act to the contrary notwithstanding, by vote of its legislative body provide for an earlier hour for opening the polls but not earlier than six o'clock a.m. The selectmen of the town may, not less than five days prior to the day of any such meeting, on their own initiative, remove any item on the call of such meeting for submission to the voters in the manner provided by this section or may submit any item which, in the absence of such a vote, could properly come before such a meeting to the voters at a date set for such vote or along with any other vote the date of which has been previously set. The paper ballots or voting machine ballot labels, as the case may be, shall be provided by such clerk or secretary. When such a petition has been filed with such clerk or secretary, the moderator of such meeting, after completion of other business and after reasonable discussion, shall adjourn such meeting and order such vote on such item or items in accordance with the petition; and any item so voted may be rescinded in the same manner. If such moderator resigns or is for any other cause unable to serve as moderator at such adjourned meeting, such clerk or secretary shall serve, or may appoint an elector of such municipality to serve, as moderator of such adjourned meeting. Such clerk or secretary, as the case may be, shall phrase such item or items in a form suitable for printing on such paper ballots or ballot labels, provided that the designation of any such item shall be in the form of a question, as prescribed under section 9-369. The vote on any item on the call of a town or other municipal corporation shall be taken by paper ballot if so voted at the meeting, if no petition has been filed under this section with reference to such item.

Sec. 7-9. Petitions for vote. Form. Statement by circulator. Whenever under the provisions of the general statutes or any special act, any action for a vote by the electors or voters of a municipality is to be initiated by the petition of such electors or voters, in addition to such other requirements as such statute or special act may impose, such petition shall be on a form prescribed or approved by the clerk of such municipality, and each page of such petition shall contain a statement, signed under penalties of false statement, by the person who circulated the same, setting forth such circulator's name and address, and stating that each person whose name appears on said page signed the same in person in the presence of such circulator, that the circulator either knows each such signer or that the signer satisfactorily identified himself to the circulator and that all the signatures on said page were obtained not earlier than six months prior to the filing of said petition. Any page of a petition which does not contain such a statement by the circulator shall be invalid. Any circulator who makes a false statement in the statement hereinbefore provided shall be subject to the penalty provided for false statement.

Sec. 7-9a. Circulation of petition for vote at town meeting. No petition shall be valid for any action for a vote by the electors or voters at any regular or special town meeting unless such petition shall be circulated by a person resident or eligible to vote in such town.