

AD HOC REPORT  
Conservation Commission-Alternates

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Honorable Mark D. Boughton, Mayor  
City Council Members

June 19, 2013

Chairman Curran called the meeting to order at 7:15P.M. In attendance were council members Haddad and Chianese, Lazlo Pinter, Deputy Corporation Counsel and Linda Murray, Chairman of the Conservation Commission.

Following introductions, Chairman Curran stated that the charge of the committee was to consider a change to Ordinance Sec. 2-56.844 to add two alternates for the Conservation Commission.

Linda Murray was called upon to discuss the request. There are seven members on the Commission. Four members are needed for a quorum and a request has been made to add two alternates to ensure their ability to have a quorum at meetings.

Atty. Pinter advised that the committee is charged with amending the Ordinance, which would also require a Public Hearing.

Council member Chianese recommended amending the Ordinance for three alternates. Council member Curran concurred with council member Chianese.

**Council member Haddad moved to recommend to the Council of the Whole adoption of the proposed amendment to the Section 2-56.844 of the Code of Ordinance requiring the addition of three alternates to the Conservation Commission,** seconded by council member Chianese. ***Motion passed by unanimous vote.***

**Council member Haddad moved to adjourn at 7:25P.M.** seconded by council member Chianese. ***Motion passed by unanimous vote.***

Respectfully submitted,

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Phil Curran, Chairman

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Michael Haddad

\_\_\_\_\_  
Ben Chianese

**COPY SHOWING DELETIONS AND NEW LANGUAGE**

THAT Section 2-56.8 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

**Sec. 2-56.8. – Conservation Commission - Composition; appointment, removal of members; election of chairman.**

(a) The commission shall consist of seven (7) members, who are electors of said municipality, to be appointed by the chief executive officer of the municipality AND CONFIRMED BY THE CITY COUNCIL, for the following terms:

Three (3) members to serve for three (3) years;

Two (2) members to serve for two (2) years;

Two (2) members to serve for one (1) year; and their successors to serve three (3) year terms thereafter.

(b) THREE (3) ALTERNATES TO THE COMMISSION SHALL BE APPOINTED BY THE CHIEF EXECUTIVE OFFICER OF THE MUNICIPALITY AND CONFIRMED BY THE CITY COUNCIL. THE ALTERNATE MEMBERS SHALL, WHEN SEATED, HAVE ALL THE POWERS AND DUTIES OF A MEMBER OF THE COMMISSION. THE ALTERNATE MEMBERS SHALL SERVE FOR TWO (2) YEARS.

(c) ~~(b)~~ The chief executive officer may remove any member OR ALTERNATE for cause and fill any vacancy for an unexpired term. EACH MEMBER AND ALTERNATE SHALL SERVE UNTIL HIS OR HER SUCCESSOR IS DULY APPOINTED AND QUALIFIED.

(d) ~~(c)~~ The conservation commission shall elect its own chairman.

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



# ORDINANCE

## CITY OF DANBURY, STATE OF CONNECTICUT CITY COUNCIL

A.D. 2013

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

Sec. 2-56.6 - Conservation commission—Created; general powers and duties.

A conservation commission is hereby established for the Town of Danbury for the development and the conservation of natural resources, including water resources, in said municipality. It shall conduct researches into the utilization and possible utilization of land areas of the municipality and may coordinate the activities of unofficial bodies organized for similar purpose, and may advertise, prepare and distribute books, maps, charts, plans and pamphlets as necessary for its purposes. It shall keep an index of all open areas, publicly or privately owned, including open marshlands, swamps and other wet lands, for the purpose of obtaining information on the proper use of such areas, and may from time to time recommend to the chief executive officer, or the legislative body or the planning commission, plans and programs for the development and use of such areas, which may include the acquisition of conservation easements. It may acquire land in the name of the municipality for any of its purposes. It shall keep records of its meetings and activities and shall make an annual report to the municipality in the manner required of other agencies. The commission may receive gifts in the name of the municipality for any of its purposes and shall administer the same for such purposes subject to the terms of the gift, subject to the approval of the legislative body of the municipality. The commission shall have all the rights and powers conferred upon it pursuant to the General Statutes of Connecticut.

Sec. 2-56.7. Conservation of open spaces.

(a) When used in this section, "municipality" shall mean the Town of Danbury; "open space" or "open area" means any space or area the preservation or restriction of the use of which would:

- (1) Maintain or enhance the conservation of natural or scenic resources;
- (2) Protect natural streams or water supply;
- (3) Promote conservation of soils, wet lands, beaches or tidal marshes;
- (4) Enhance the value to the public of abutting or neighboring parks, forests, wildlife preserves, nature reservations or sanctuaries, or other open areas and open spaces;
- (5) Afford or enhance public recreation opportunities;
- (6) Preserve historic sites;
- (7) Implement the plan of development adopted by the planning commission of the municipality; or
- (8) Promote orderly urban or suburban development.

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(b) The municipality may, by vote of its legislative body, and if the municipality has a planning or planning and zoning commission or is included within the area of jurisdiction of any such commission, with the prior approval of such commission, by purchase, gift, grant, devise, lease or otherwise acquire land, easements and interests or rights in real property, and enter into covenants and agreements with owners of land and owners of interests in land, to maintain, improve, protect, limit the future use of or otherwise conserve open spaces or open areas within its boundaries.

(c) The municipality, corporation or authority having the power of eminent domain may acquire by purchase or by condemnation any real property or interest acquired pursuant to sections 2-56.6 and 2-56.7

(d) The provisions of section 48-6 of the General Statutes of Connecticut shall not apply to any acquisition under sections 2-56.6 and 2-56.7

Sec. 2-56.8. Composition; appointment, removal of members; election of chairman.

(a) The commission shall consist of seven (7) members, who are electors of said municipality, to be appointed by the chief executive officer of the municipality, and confirmed by the City Council, for the following terms:

Three (3) members to serve for three (3) years;

Two (2) members to serve for two (2) years;

Two (2) members to serve for one (1) year; and their successors to serve three (3) year terms thereafter.

(b) Three (3) alternates to the Commission shall be appointed by the chief executive officer of the Municipality and confirmed by the City Council. The alternate members shall, when seated, have all the powers and duties of a member of the Commission. The alternate members shall serve for two (2) years.

(c) The chief executive officer may remove any member or alternate for cause and fill any vacancy for an unexpired term. Each member and alternate shall serve until his or her successor is duly appointed and qualified.

(d) The conservation commission shall elect its own chairman.

Sec. 2-56.9. Compensation.

The members of the conservation commission shall serve without salary.